

NORTH CAROLINA GENERAL ASSEMBLY  
1977 SESSION

CHAPTER 669  
HOUSE BILL 500

AN ACT TO AUTHORIZE THE BOARD OF ALCOHOLIC CONTROL TO REFUSE TO  
ISSUE RETAIL MALT BEVERAGE AND WINE PERMITS.

The General Assembly of North Carolina enacts:

**Section 1.** G.S. 18A-43(b) is hereby amended by adding at the end thereof the following:

"In making its determination, the board may consider the number already holding permits within the neighborhood, parking facilities and traffic conditions, the recommendations of governing body of the city or county in which the premises is located, reputation and criminal record of the applicant, and any other factors directly related to the suitability of the person and the premises."

**Sec. 2.** G.S. 18A-38 is hereby amended by redesignating present subsections (f) and (g) as (g) and (h) respectively, and by adding the following new subsection (f):

"(f) Before the board shall issue a permit to an applicant, it shall give notice of such application to the municipal governing authority of the incorporated city or town, or to the board of county commissioners, if the application be for a permit outside the boundaries of incorporated cities or towns. Such local government shall have the right to file written objections with the board within 10 days after date of transmittal of such notice. Such objections shall include a statement of all facts upon which such objections are based, and upon request, the board may, in its discretion, hold a formal hearing."

**Sec. 3.** This act shall become effective upon ratification.

In the General Assembly read three times and ratified, this the 22nd day of June, 1977.