

GENERAL ASSEMBLY OF NORTH CAROLINA
1983 SESSION

CHAPTER 113
HOUSE BILL 247

AN ACT TO ALLOW CERTAIN TOWNSHIPS TO VOTE ON ALCOHOLIC BEVERAGES SALES AND TO ALLOW OFF-PREMISES UNFORTIFIED WINE SALES IN TOWNSHIPS THAT HAVE VOTED TO PERMIT THE SALE OF MIXED BEVERAGES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 18B-600 is amended by adding a new subsection to read:

"(f) Township Elections. In a county where ABC stores have heretofore been established by petition pursuant to law, an election may be called in any township on any of the propositions listed in G.S. 18B-602. The election shall be held by the county board of elections upon request of the county board of commissioners or upon petition of twenty-five percent (25%) of the registered voters of the township. The election shall be conducted and the results determined in the same manner as county elections held under this Article. For purposes of this Article, townships holding any election under this subsection shall be treated on the same basis as counties, and municipalities located within those townships shall be treated on the same basis as cities.

In order for an establishment to qualify for a permit under this subsection, the establishment's gross receipts from food and nonalcoholic beverages shall be greater than its gross receipts from alcoholic beverages."

Sec. 2. G.S. 18B-603(d)(3) is amended by adding a sentence at the end thereof to read:

"The Commission may also issue off-premises unfortified wine permits to any establishment that meets the requirements under G.S. 18B-1001(4) in any township which has voted to permit the sale of mixed beverages, regardless of any other local act concerning sales of those kinds of alcoholic beverages."

Sec. 3. This act is effective upon ratification.

In the General Assembly read three times and ratified, this the 31st day of March, 1983.