

CHAPTER 4 – ALCOHOLIC BEVERAGES

Sec. 4-2. Alcoholic beverages – Consumption.

- (a) It shall be unlawful to consume beverages containing alcohol, that is, beer, wine, or liquor or other, in any public place, any public street, sidewalk, alley, parking lot, or property owned, leased, or maintained by the town or by the state and within the town limits, or on any such place owned, leased, or maintained by the town outside the corporate limits except as set forth in (d) below and by special event permit issued by the town as follows:
- (1) Alcoholic beverages can be possessed, consumed, sold, or distributed at special events approved by the town commissioners upon the issuance of a special event permit as set forth in this section and only at the location so approved.
 - (2) For purposes of this section, a "special event" is an event sponsored by a non-profit corporation duly incorporated in the State of North Carolina and having received its status as a tax-exempt charitable organization under section 501(c)(3) of the Internal Revenue Code, to be considered an "event organizer" under this section.
 - (3) A special event permit must be approved at least twenty (20) days in advance by the town commissioners. The town commissioners are authorized to request such information from the event organizer that will allow the Board to make such determination.
 - (4) A fee of fifty dollars (\$50.00) shall be levied for each special event permit issued pursuant to this section.
 - (5) Alcoholic beverages as provided in this section can only be possessed, consumed, sold, or distributed in such area(s) as approved by the town commissioners, which area(s) to be conspicuously marked by the event organizer. Upon approval of the town commissioners, instead of marking such area, the event organizer can be authorized to give such notice by written or oral notice.
 - (6) The event organizer must provide colored wrist bands or other identification devices, approved by the town commissioners, to be used by the wearer or bearer to purchase alcoholic beverages. New colored wrist bands or different identification devices shall be used on succeeding days of multi-day events. Before issuing a wrist band or identification device, the event organizer is

responsible for determining if the person to be issued a wrist band or identification device is of the legal age to possess alcoholic beverages.

- (7) It is unlawful for a person authorized to purchase an alcoholic beverage as set out herein to pass on an alcoholic beverage to any other person.
 - (8) No person shall possess or consume an alcoholic beverage except as set out herein and only upon wearing the appropriately colored wrist band issued, or possessing the particular identification device designated, for the day of the event.
 - (9) Alcoholic beverages not obtained or acquired as set out in this section are not permitted and the possession, consumption, sale, or delivery of such alcoholic beverages is considered a violation of this article.
 - (10) A wrist band or other identification device issued as set out herein is not transferable and can only be worn by the person to whom such wrist band is issued.
 - (11) The town commissioners are authorized to require any applications and proofs as they may deem necessary to make a determination on the ability of an event organizer to sell or distribute alcoholic beverages as provided herein.
 - (12) The Town of Roseboro will be named as an additional insured and the amount of insurance coverage will be at the level set by the town commissioners.
- (b) It shall be unlawful to consume any intoxicating beverage upon the private property or private business premises of another without permission of the owner or person entitled to possession of such premises, except as provided by law.
 - (c) It shall be unlawful for any person to consume any intoxicating beverage in a motor vehicle or upon a motorized bicycle or in or upon any other object while it is in or upon any public place or in or upon any street, sidewalk, alley, or parking lot, or upon the private premises of another without permission of the owner or person entitled to possession of such premises.
 - (d) Notwithstanding the foregoing, it shall not be unlawful for any person to consume any alcoholic beverage within the bounds of a sidewalk café for which a valid ABC permit exists if said alcoholic beverage was purchased from the sidewalk café in accordance with their ABC permit.