



Item No. 12.2.e

AGENDA ITEM REQUEST FORM

Town Manager

Connie Hoffmann

Department Submitting Request

Dept Head's Signature

REGULAR
COMMISSION MTG
Meeting Dates - 7:00 PM

DEADLINE TO
Town Clerk

ROUNDTABLE
MEETING
Meeting Dates - 7:00 PM

DEADLINE TO
Town Clerk

- Nov 9, 2010
- Dec 7, 2010
- Jan 25, 2011
- Feb 22, 2011
- Mar 22, 2011

- Oct 29 (5:00 pm)
- Nov 30 (5:00 pm)
- Jan 14 (5:00 pm)
- Feb 11 (5:00 pm)
- Mar 11 (5:00 pm)

- Nov 22, 2010
- Dec 14, 2010
- Jan 11, 2011
- Feb 8, 2011
- Mar 8, 2011

- Nov 12 (5:00 pm)
- Dec 3 (5:00 pm)
- Dec 30 (5:00 pm)
- Jan 28 (5:00 pm)
- Feb 25 (5:00 pm)

***Subject to Change**

- Presentation Reports Consent Ordinance
- Resolution Quasi Judicial Old Business New Business

SUBJECT TITLE: 2nd Reading Ordinance 2011-08: Amending Chapter 3, Alcoholic Beverages

EXPLANATION: Ordinance 2011-08 was adopted on 1st reading on March 22, 2011

RECOMMENDATION: Approve Ordinance 2011-08 on 2nd reading

EXHIBITS: Ordinance 2011-08

Reviewed by Town Attorney
 Yes No

Town Manager Initials CH



AGENDA ITEM REQUEST FORM

Item No. 10.1.d

Town Manager

Department Submitting Request

Connie Hoffmann

Dept Head's Signature

REGULAR
COMMISSION MTG
Meeting Dates - 7:00 PM

DEADLINE TO
Town Clerk

ROUNDTABLE
MEETING
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*Subject to Change

- | | | | |
|---------------------------------------|---|---------------------------------------|---|
| <input type="checkbox"/> Presentation | <input type="checkbox"/> Reports | <input type="checkbox"/> Consent | <input checked="" type="checkbox"/> Ordinance |
| <input type="checkbox"/> Resolution | <input type="checkbox"/> Quasi Judicial | <input type="checkbox"/> Old Business | <input type="checkbox"/> New Business |

SUBJECT TITLE: Ordinance 2011-08: Amending Chapter 3 "Alcoholic Beverages", Section 3-4 "Limitations as to Hours of Sale"

EXPLANATION: At the February 8, 2011 Roundtable meeting Vice Mayor Dodd requested the Commission consider that restaurants be allowed to serve alcohol on Sunday mornings prior to noon. A draft ordinance was prepared for Commission discussion at the March 8, 2011 Roundtable. Commission consensus was to allow alcoholic beverages to be sold daily Monday thru Sunday beginning at 7:00 a.m. with the purchase of food. The Town Attorney prepared the ordinance for 1st reading.

RECOMMENDATION: Approve Ordinance 2011- 08 on first reading

EXHIBITS: Ordinance 2011-08

FISCAL IMPACT AND APPROPRIATION OF FUNDS:

- | | |
|---|--|
| <input type="checkbox"/> Amount \$ _____ | <input type="checkbox"/> Acct # _____ |
| <input type="checkbox"/> Transfer of funds required | <input type="checkbox"/> From Acct # _____ |

Reviewed by Town Attorney
 Yes No

Town Manager Initials CHA

ORDINANCE 2011-08

33 ~~weekday between the hours of 2:00 a.m. and 9:00 a.m., or on Sundays between~~
34 ~~the hours of 2:00 a.m. and 12:00 noon.~~

35
36 (a) Off the Premise Consumption. No liquors, beer or wine, regardless of
37 alcoholic content, may be sold, consumed, served, or permitted to be sold,
38 consumed or served, for Off the Premise Consumption, in any place or by
39 any person, licensed by the State or any agent of such licensee, on any
40 weekday, including Saturday, between the hours of 2:00 a.m. and 9:00
41 a.m. or on Sundays between the hours of 2:00 a.m. and 12:00 noon

42 (b) On the Premise Consumption. No liquors, beer or wine, regardless of
43 alcoholic content, may be sold, consumed, served, or permitted to be sold,
44 consumed, or served, for On the Premise Consumption, in any place or by
45 any person, licensed by the State or any agent of such licensee, on any of
46 the seven days of the week, between the hours of 2:00 a.m. and 7:00 a.m.
47

48 **SECTION 3. Severability.** If any section, sentence, clause, or phrase of this Ordinance
49 is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding
50 shall in no way affect the validity of the remaining portions of this Ordinance.

51 **SECTION 4. Codification.** This Ordinance shall be codified.

52 **SECTION 5. Conflicts.** All prior ordinances or resolutions or parts thereof in conflict
53 herewith are hereby repealed to the extent of such conflict.

54 **SECTION 6. Effective Date.** This Ordinance shall become effective upon adoption on
55 second reading.

56 Passed on the first reading, this ____ day of _____, 2011.

57

58 Passed and adopted on the second reading, this ____ day of _____, 2011.

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Mayor Roseann Minnet

65

66

First Reading

Second Reading

67

68

Mayor Minnet

69

Vice-Mayor Dodd

ORDINANCE 2011-08

70 Commissioner Clotley _____

71 Commissioner Sasser _____

72 Commissioner Vincent _____

73

74 Attest:

75 _____

76 Town Clerk, June White, CMC
77 (CORPORATE SEAL)

78

79 Approved as to form:

80

81

82 _____
Town Attorney, Susan L. Trevarthen