

**ORDINANCE #24-15:**

**AN ORDINANCE CREATING A SOCIAL DISTRICT TO REGULATE OPEN CONTAINERS OF ALCOHOLIC BEVERAGES AND AMENDING SECTION 130.05 TO THE PINEHURST MUNICIPAL CODE**

**THAT, WHEREAS,** pursuant to N.C.G.S. § 160A-205.4 the City may adopt an ordinance designating one or more social districts for use in accordance with N.C.G.S. § 18B-300.1; and

**WHEREAS,** the North Carolina General Assembly enacted the above legislation allowing municipalities to designate social districts within their jurisdiction to allow alcoholic beverages sold by licensed premises to be consumed within the district, outside of the establishment where the beverage was purchased; and

**WHEREAS,** the Village believes that a social district is a valuable tool to increase economic activity and vibrancy to the downtown area of the Village of Pinehurst; and

**WHEREAS,** the Village Council of the Village of Pinehurst finds that the allowance of open containers during special events can be adequately managed by the Village's law enforcement and can be beneficial to the economic vitality of the Village Center;

**NOW THEREFORE, BE IT ORDAINED AND ESTABLISHED** by the Village Council of Pinehurst, North Carolina, in a regular meeting assembled this 23<sup>rd</sup> day of July 2024 as follows:

**SECTION 1.** That Section 130.05 of the Village of Pinehurst, North Carolina Municipal Code is hereby amended, which shall read as follows:

**§ 130.05 ALCOHOLIC BEVERAGES**

*(E) Creation of a social district to be in effect during special events.*

- (1) Notwithstanding the provisions of sections 130.05 (A), (B), (C) and (D) of this Code, the possession of alcoholic beverages and open containers and their consumption shall be lawful within the Village Center Social District pursuant to the provisions of G.S. § 160A-205.4 for specified special events the dates of which are as follows:
  - a. US Kids (August 2 - 5, 2024), BBQ Fest/Labor Day (August 30 - September 2, 2024), Holly Arts (October 19, 2024), and Oktoberfest (October 25 - 27, 2024).
- (2) The Social District shall be created, designated, and managed in accordance with the requirements contained in G.S. § 160A-205.4 and Chapter 18B.
- (3) The Social District shall be established in accordance with the map attached hereto as Exhibit A.
- (4) The hours of operation for this social district shall be from 11:00 a.m. to 10:00 p.m.

- (5) Any alcoholic beverage purchased for consumption in the Social District shall (i) only be consumed in the Social District and (ii) be disposed of before the person in possession of the alcoholic beverage exits the Social District unless the person is reentering the licensed premises where the alcoholic beverage was purchased.
- (6) Each permittee and non-permittee located within an established and designated social district and voluntarily wishes to participate shall display a uniform sign, provided by the City or its designee, indicating its inclusion in the social district, and allows alcoholic beverages on its premises when the social district is active. No business shall be required to participate or be included in the social district or to allow customers to bring alcohol onto its premises.
- (7) Any person who violates this section and any person who aids, abets, encourages, assists in, or contributes to a violation of this section shall be punishable as an infraction pursuant to N.C.G.S. §14-3.1 the procedure for disposition of infractions is as provided in Chapter 15A Article 66 of the North Carolina General Statutes.

**SECTION 2.** The Village Manager or their designee is hereby directed to create a management and maintenance plan for the Village Center Social District and post the plans and a rendering of the Social District boundaries on the Village’s website.

**SECTION 3.** The Village Manager or their designee is directed to submit a detailed map of the Village Center Social district and the days and hours during which the Social District shall be in operation to the North Carolina Alcoholic Beverage Control Commission


**SECTION 4.** That all ordinances in conflict herewith are hereby declared null and void while this ordinance remains in full force and effect.

**SECTION 5.** That this ordinance shall be and remain in full force and effect on July 30,2024 and after the erection of the appropriate and necessary signs, until January 1, 2025.

**THIS ORDINANCE** passed and adopted this 23<sup>rd</sup> day of July, 2024.



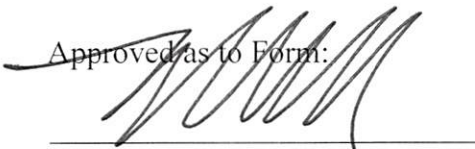
VILLAGE OF PINEHURST  
VILLAGE COUNCIL

By:   
Patrick Pizzella, Mayor

Attest:

  
Shannon Konstantinou, Village Clerk


Approved as to Form:

  
Michael J. Newman, Village Attorney

# US Open Social District



**Legend**

-  Social District

