

MAINTENANCE AND OPERATIONS PLAN

Introduction

On September 8, 2021, Session Law 2021-150 was ratified, allowing local governments to establish “Social Districts’ within their jurisdictions. On July 7, 2022, Session Law 2022-49 was signed into law, clarifying the original social district legislation. These Social Districts allow for common areas where licensed establishments (e.g., bars, breweries, restaurants) may sell alcoholic beverages in designated containers to be taken into the common area for consumption. The City of Eden (the “City”) has established such a Social District, designated “The Leaksville Social District”.

In the plan that follows, the management and maintenance of The Leaksville Social District is outlined. The plan will be submitted to the North Carolina ABC Commission and placed on the City’s website.

Management The Leaksville Social District will be managed by the City of Eden, including the City Police Department, City Public Works Department, City Planning and Community Development.

Participating Businesses with ABC Permits

ABC Holders adjoining the District shall apply for a license agreement with the City providing their consent to abide by the rules, regulations, and requirements promulgated by the City, the ABC Commission, and ABC statutory requirements. There is no fee to apply for a license agreement with the City. Participating businesses must receive written confirmation and approval from the City prior to selling beverages to be consumed within the social district. ABC Permittee holders may apply for the License Agreement on the City website at <https://www.cityofeden.com>.

Participating Businesses (No ABC Permit) Businesses without an ABC permit may participate in the social district by allowing alcoholic beverages purchased and possessed in accordance to this plan and the Social District Ordinance to be consumed in their businesses. Participating businesses that are not selling alcoholic beverages are not required to apply for a License Agreement with the City.

In accordance with NCGS § 18B-300.1(d)(4), the City will develop and approve uniform signs in electronic format indicating that a non-permittee business is included in the social district and allows alcoholic beverages on its premises during the days and hours of social district operations. Participating non-permittee businesses are solely responsible for all printing and placement of required signs. A participating non-permittee business shall display the uniform sign at all times during the times when the social district is active. A customer may not bring an alcoholic beverage into a non-permittee business that does not display the uniform sign. No non-permittee business shall be required to participate or be included in a social district or to allow customers to bring alcohol onto its premises.

Uniform signs can be accessed on the City website at edennc.us.

District Boundaries The Leaksville Social District boundaries are shown on page 5 of this document. Notwithstanding the map, all City of Eden publicly owned and operated parking areas will be excluded from the Leaksville Social District. These parking areas are clearly designated on the map of the Social District and signage shall be posted.

Operations The Leaksville Social District will operate between the hours of 12:00 pm and 8:00 pm Thursday through Saturday.

District Designation and Logo The Leaksville Social District logo draws upon the local and historical asset of Eden. Boundaries of the social district will be clearly marked with signs affixed to all entrance/exit points.

Rules & Regulations

Sale of Alcoholic Beverages: Business selling alcoholic beverages for consumption within the social district shall comply with the following rules:

1. The business shall only sell alcoholic beverages on its licensed premises.
2. The business shall only sell alcoholic beverages for consumption in a social district container that meets the requirements in the following section.
3. The business may allow a person to enter or reenter their licensed premises with an alcoholic beverage sold by another permittee within or contiguous to the Social District. Appropriate signage must be displayed by the business/permittee to allow this on their licensed premises.
4. The business shall only sell alcoholic beverages for consumption within the social district during the days and hours set forth in this plan and the social district ordinance.

Alcoholic Beverage Containers: Alcoholic beverages sold for consumption in public areas within the social district may only be sold in and consumed from containers that meet the following requirements:

1. The container clearly identifies the permitted business from which the alcoholic beverage was purchased.
2. The container clearly displays the Leaksville Social District logo and a statement that reads "Drink Responsibly - Be 21." in no less than 12- point font.
3. The container is not made of glass.
4. The container does not exceed 16 fluid ounces.

Possession and Consumption of Alcoholic Beverages: Persons consuming alcoholic beverages within the social district shall abide by the following rules:

1. Only alcohol purchased from a permitted business within the social district and that is in the approved social district container may be consumed within the social district.
2. Alcoholic beverages may not be carried into any non-participating businesses within the social district.
3. Alcoholic beverages must be disposed of before a person leaves the social district.

4. A person shall not consume alcohol in any public area within the social district except during the days and hours set forth in this policy and in the social district ordinance.

Financing

The City of Eden will fund the costs of establishing and managing the Leaksville Social District, including clearly defining the district boundaries and posting conspicuous signage within the social district. The City will develop and approve the uniform signs in the form of stickers, placards or other formats for non-permittee participating businesses; however, the cost of printing and acquisition of these signs will be the responsibility of the individual participating businesses. Likewise, the City will develop and approve the logo that is unique to the social district to be displayed on the containers required for alcoholic beverages; however, the cost of the containers and printing and acquisition of the logos will be the responsibility of the ABC permittees within the District.

Security and Enforcement

Security and enforcement in the social district will be provided by the City of Eden Police Department and North Carolina Alcohol Law Enforcement. EPD will enforce the provisions of NCGS § 18B300.1 and the Code of Ordinances. A violation of the provisions of NCGS § 18B300.1 is a Class 1 misdemeanor pursuant to NCGS 18B-102(b).

Insurance

The City of Eden is insured for its management and operation of the social district.

Sanitation and Maintenance

The City's Public Works department will provide sanitation services within the district, including trash removal and litter pickup. Trash receptacles will be located at the boundaries of the social district to encourage patrons to properly dispose of their cups and unconsumed alcohol.

Marketing and Promotion

Marketing and promotion of the social district will be a joint effort between the City and ABC permitted establishments in or adjacent to the Social District.

LOGO



SOCIAL DISTRICT BOUNDARY MAP

