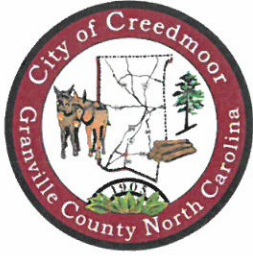


2020-O-07



# CITY OF CREEDMOOR

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CREEDMOOR, NC 27522  
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(919) 528-3332

**MAYOR**  
ROBERT V. WHEELER

**CITY MANAGER**  
KORENA L. WEICHEL

**COMMISSIONERS**  
KECHIA BRUSTMEYER-BROWN  
GEORGANA KICINSKI  
DEL MIMS  
ED MIMS  
NEENA NOWELL

## ORDINANCE 2020-O-07

### AN ORDINANCE TO AMEND THE CITY OF CREEDMOOR CODE OF ORDINANCES TITLE XIII GENERAL OFFENSES §130.05 CONSUMPTION OF ALCOHOLIC BEVERAGES AND TITLE IX GENERAL REGULATIONS §93.01 STREETS AND SIDEWALKS USE AND REGULATION

**BE IT ORDAINED** by the Board of Commissioners of the City of Creedmoor the following:

Section 1. Title XIII General Offenses §130.05 Consumption of Alcoholic Beverages of the City of Creedmoor Code of Ordinances is hereby revised to read as follows:

#### §130.05 Consumption of Alcoholic Beverages

- (A) Alcoholic beverages are defined the same as the term is defined in G.S. §18B-101(4).
- (B) Except as provided in this section, it shall be unlawful to consume or possess any open alcoholic beverages, or for any person under the influence of alcohol to enter or remain on or upon any public place, park, building, street, sidewalk, alley, or parking lot owned, leased, or maintained by the city, county, or state.
- (C) The consumption of alcoholic beverages shall be lawful on or upon property owned or leased by the city upon securing the necessary rental agreement or special event permit from the city and the necessary permit from the North Carolina Alcoholic Beverage Control Commission. Any person or group requesting such permissions shall submit all necessary permits and rental applications to the city prior to the event. The City Manager shall grant or deny such permits or applications after consultation with the Police Chief.
- (D) It shall be unlawful to consume or possess any open alcoholic beverages upon the private property or private business premises of another, without permission of the owner or person entitled to possession of such premises, unless such beverages can be consumed as provided by law.
- (E) It shall be unlawful for any person to consume or possess any open alcoholic beverage in any park. It shall be unlawful for any person under the influence of alcoholic beverages to enter or remain in any park.
- (F) It shall be unlawful to drop, throw, cast, or deposit any alcoholic beverage container in any public place other than a bona fide trash disposal site or utensil; upon any public 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.
- (G) It shall be unlawful for any person to consume or possess any open alcoholic beverages in or upon a motor vehicle or motorized bicycle which is in or upon any public place; 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.

Section 2. Title IX General Regulations §93.01 Streets and Sidewalks Use and Regulation of the City of Creedmoor Code of Ordinances is hereby amended as follows:

§93.01 Streets and Sidewalks Use and Regulation

- (A) It shall be unlawful for any person to throw or deposit upon any street or sidewalk, or upon any private property, except with written permission of the owner or occupant of the private property, any trash, refuse, garbage, building material, cans, bottles, broken glass, paper, or any type of litter.
- (B) It shall be unlawful for any person while a driver or a passenger in a vehicle to throw or deposit litter upon any street or other public place within the city, or upon private property.
- (C) Every owner, lessee, tenant, occupant or other person in charge of any commercial establishment or premises which maintains any paved or unpaved areas for the use of the public, either for parking or as access areas and incident to the carrying on of the principal business of any commercial establishment or premises and which parking or access areas abut or lie within ten feet of any public street or other public way, shall keep and maintain the areas clean and free from trash, litter, rubbish, and any materials liable to be blown, deposited or cast upon the street or other public way.
- (D) Suitable receptacles may be provided in parking or access areas within the meaning of division (C) of this section. The receptacles shall be plainly marked and shall be constructed to prevent scattering of any trash, litter, rubbish or other materials deposited therein.
- ~~(E) It shall be unlawful for any person to consume any malt beverages or unfortified wine, as defined by G.S. §18B-101, on or within the rights of way of any street, boulevard, alley or sidewalk, in city parks and buildings, or on any other property owned or occupied by the city unless all necessary permits and applications have been received and approved by the city pursuant to §130.05 Consumption of Alcoholic Beverages.~~

Section 3. This ordinance is effective upon adoption.

Section 4. Copies of this ordinance shall be furnished to the City Clerk, and made available for public inspection.

**HEREBY ADOPTED** in regular session by the City of Creedmoor Board of Commissioners by motion from **COMMISSIONER BRUSTMEYER-BROWN** and received the following vote this, the 11<sup>th</sup> day of **MAY, 2020.**

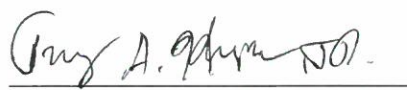
Ayes: 5

Noes: 0

Absent or Excused: 0

  
Robert V. Wheeler, Mayor

ATTEST:

  
Terry A. Hobgood, Jr., City Clerk

