



CITY OF CREEDMOOR

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MAYOR
 ROBERT V. WHEELER

CITY MANAGER
 MICHAEL O. TURNER

COMMISSIONERS
 EMMA ALBRIGHT
 EDWARD GLEASON
 GEORGANA KICINSKI
 ROBERT WAY
 ARCHER WILKINS

RESOLUTION 2023-R-03

Authorization to Waive City of Creedmoor Ordinance § 93.01(E)

Regarding Public Consumption of Alcohol

WHEREAS, the City of Creedmoor is dedicated to the enrichment of the city's civic, social, and economic welfare; creating a better understanding and appreciation for the importance of downtown to the community; and is continuously seeking to develop downtown as a center of service, professional, retail, and cultural activity; and

WHEREAS, the City of Creedmoor will present the 30th annual Creedmoor Music Festival from 10 a.m. until 5 p.m. on September 16, 2023; and

WHEREAS, the music festival will take place on Main Street between Lyon Street and Park Avenue in downtown Creedmoor;

WHEREAS, festival attendees have expressed a desire for the option to purchase beer and wine at the festival; and

NOW, THEREFORE, BE IT RESOLVED THAT the Board of Commissioners of the City of Creedmoor hereby authorizes the City of Creedmoor's alcoholic beverage ordinance to be relaxed to allow the sale of alcohol for public consumption as set forth in Attachment A, on September 16th, 2023, or on any rescheduled date if necessary, between the hours of 10 a.m. and 5:00 p.m., within the festival area of Main Street between Lyon Street and Park Avenue (as shown on Attachment B).

Adopted by the Board of Commissioners of the City of Creedmoor, this, the 5th day of September, 2023, upon motion from Commissioner Kicinski by a vote of 5-0 in consent.

Robert V. Wheeler, Mayor

Attest:

Barbara Rouse

Barbara Rouse, City Clerk

ATTACHMENT A
CONDITIONS OF THE SALE AND CONSUMPTION OF ALCOHOL

1. The sale and public consumption of beer and wine is allowed at the 2023 Creedmoor Music Festival on September 16, 2023, or on any rescheduled date if necessary, between the hours of 10 a.m. and 5 p.m. within the designated area as shown on “Permitted Areas for Beer & Wine Consumption” (Attachment B).
2. All beer and wine sales must conform to current state and local laws and comply with all applicable codes. All alcohol must be distributed in clear plastic containers as provided by the CMF Planning Committee.
3. It shall be unlawful for any person to drink or attempt to drink any alcoholic beverage from a can, bottle, or glass or to possess in an open can, bottle, or glass any alcoholic beverage on the streets, sidewalks, rights-of-way, and parking lots, whether public or private.
4. No alcoholic beverages purchased within the designated area as shown on Attachment B shall be allowed to leave or be consumed outside of the designated area. No alcoholic beverages purchased from outside of the designated area shall be allowed within the designated area.
5. Before selling alcohol to a patron, each approved vendor shall be responsible for checking identification and issuing wristbands as provided by the CMF Planning Committee.
6. No establishment shall dispense to any person more than one such alcoholic beverage at a time for removal from the premises, and no person shall remove at one time more than one such alcoholic beverage from the licensed premises.
7. The prohibitions and restrictions defined in § 93.01(E) (Public consumption of alcohol) of the City of Creedmoor Code of Ordinances, shall not apply during the specific times and date set out above.
8. Each vendor allowed to sell alcoholic beverages must provide a Certificate of Insurance showing “liquor liability” coverage in an amount no less than \$1,000,000. For businesses that do not typically sell alcohol, a commercial general liability policy with host liquor coverage will suffice. Certificates of Insurance must list the “City of Creedmoor and Creedmoor Music Festival” as additional insureds. A copy of the COI must be provided to Creedmoor’s City Manager no fewer than 10 days prior to the event.
9. The City Manager, upon recommendation of the Chief of Police, may reinstate the City of Creedmoor’s alcoholic beverage ordinance to disallow the sale of alcohol for public consumption, in the occurrence of any violation which threatens the safety, public health, or welfare of the community. The City Manager may also reinstate the City of Creedmoor’s alcoholic beverage ordinance to disallow the sale of alcohol for public consumption for any other reason the City Manager deems is in the best interest of the City. Such action by the City Manager shall remain in effect until adopted by the Board of Commissioners at its next scheduled regular meeting.

ATTACHMENT B

DESIGNATED AREAS FOR BEER/WINE SALES & CONSUMPTION

