

AN ORDINANCE AMENDING CHAPTER 5 OF THE TOWN CODE TO ALLOW  
SAMPLING OF BEER AND WINE AT THE FARMERS' MARKET

WHEREAS, the Carrboro Board of Aldermen has considered a request from the Carrboro Farmers' Market to allow the sampling of beer and wine at the Town Commons; and

WHEREAS: The Town Attorney has reviewed the Town Code and determined that as currently written the Code does not allow for the consumption to beer or wine at the Town Commons; and

NOW, THEREFORE THE BOARD OF ALDERMEN OF THE TOWN OF  
CARRBORO RESOLVE:

Section 1. Subsections 5-18(a) and (b) of the Carrboro Town Code are repealed and the following new Subsection 5-18(a) is adopted in lieu thereof:

(a) No person may consume malt beverages or unfortified wines or possess open containers of malt beverages or unfortified wines on any property owned or occupied by the Town, except that this prohibition does not apply to:

- (1) Social or other events at the Town Hall of Century Center that are sponsored by the Town or authorized by the Town pursuant to applicable policies for the reservation and use of such facilities; or
- (2) The sampling of malt beverages or unfortified wines at the Town Commons during the regular operating hours of the Farmer's Market, so long as (1) the samples offered do not exceed one ounce, (2 ) the samples are offered by a market vendor that either produced the malt beverages or wine or grew the grapes that made the wine, (3 ) the samples are offered in connection with the sale of such malt beverages or wine by the bottle, (4 ) malt beverages or unfortified wines are not sold by the glass for consumption on site, and (5 ) the vendor has all appropriate ABC licenses or permits authorizing this activity.

Section 2. Subsection (c) of Section 5-18 of the Town Code is redesignated as subsection (b).

Section 3. All provisions of any town ordinance in conflict with this ordinance are repealed.

Section 4. This ordinance shall become effective upon adoption.