

DRAFT
Proposed Social District Maintenance and Operations Plan

Maintenance and Operations Plan

Introduction

Pursuant to NCGS §§ 160A – 205.4 local governments may establish “Social Districts” within their jurisdictions. These Social Districts allow licensed establishments within the Social District (e.g., bars, breweries, restaurants) to sell alcoholic beverages in designated containers (maximum 16 ounces) to be taken into the Social District common areas for consumption. It also allows non-permittee businesses adjacent to or within a Social District to participate in the Social District. The City of Lowell (the “City”) has established such a Social District, designated as the “Lowell Social District” (the “Social District”). (Social District Ordinance attached hereto as Exhibit A).

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

Management

The Social District will be managed by the City and supported by the Lowell Police Department. The City shall be responsible for creating and maintaining Social District signage.

Sanitation and Maintenance

The City will provide sanitation services within the district including trash removal and litter pick up. Trash/recycling receptacles will be located at the boundaries of the Social District to encourage patrons to properly dispose of their used cups, as well as throughout the Social District. Participating businesses shall keep their premises and the immediately contiguous public space clean and free of litter.

Operations

The Lowell Social District will operate seven (7) days week, 10:00 AM to 10:00 PM Monday to Sunday.

District Designation and Logo

The Social District will utilize a logo created by the City – (Design will be included below). Boundaries of the Lowell Social District will be clearly marked with signs affixed to entrance/exit points.

[Insert Lowell Social District Logo]

DRAFT
Proposed Social District Maintenance and Operations Plan

Permits

ABC permit holders and non-permitted businesses adjoining the Social District shall apply for a Social District Permit from the City providing, among other things, consent to abide by rules, regulations and requirements promulgated by the City, the ABC Commission and ABC statutory requirements.

Non-permittee Businesses

- (a) The Town shall create and provide to participating non-permittee businesses a uniform sign that indicates the non-permittee business is participating in the Social District.
 - a. The participating non-permittee business shall display the uniform sign at all times during the times when the social district is active and the business is open. A customer may not bring an alcoholic beverage into a non-permittee business that does not display the uniform sign.
 - b. 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.
- (b) All non-permittee businesses that are part of a social district and that allow customers to bring alcoholic beverages onto their premises shall clearly post town-approved signage on any exits that do not open to the social district indicating that alcoholic beverages may not be taken past that point.
- (c) During the days and hours when the social district is active, a non-permittee business that allows customers to bring alcoholic beverages onto its premises shall allow law enforcement officers access to the areas of the premises accessible by customers.

Beverage Containers and Rules of Use

The following regulations apply to containers within the Social District:

- (i) The container prominently displays the social district permittee's trade name or logo and a mark that is unique to the Social District permittee under the Social District permittee's on-premises license.
- (ii) The container prominently displays a logo or some other mark that is unique to the Lowell Social District as authorized by the City.
- (iii) The container is not glass.
- (iv) The container has a liquid capacity that does not exceed 16 ounces.
- (v) Containers must be clear and plastic.
- (vi) Containers will be provided by the permittee.

DRAFT
Proposed Social District Maintenance and Operations Plan

Security and Enforcement

Law enforcement in the Social District will be provided by Lowell Police Department.

Insurance

The City of Lowell is insured for its management and operation of the Social District. In addition to the required Social District license, participating establishments must secure business liability insurance and indemnify the city, elected/appointed officials, and employees in limits and coverages determined appropriate by the management authority from time to time.

Social District Map

Refer to the map of the Social District boundary attached hereto as Exhibit A.

Amended from Time to Time

The City of Lowell may amend this Maintenance and Operations plan from time to time at its sole and absolute discretion.