



# TOWN COUNCIL MINUTES

## SPECIAL MEETING

July 21, 2017 @ 5:00 p.m.

The Kure Beach Town Council held a special meeting on Friday, July 21, 2017 at 5 p.m. The town attorney was present and there was a quorum of council members.

### COUNCIL MEMBERS PRESENT

Mayor Emilie Swearingen, Mayor Pro Tem Craig Bloszinsky, Commissioner David Heglar (via telephone) Commissioner Jim Dugan (via telephone) and Commissioner Joseph Whitley.

### STAFF PRESENT

Town Clerk Nancy Avery

### CALL TO ORDER

Mayor Swearingen called the meeting to order at 5 p.m., stating the purpose of the special meeting is to consider Resolution R17-14 to allow sale of alcoholic beverages before noon on Sundays at licensed premises, and to consider amending Chapter 3 (Alcoholic Beverages) to add a new section 3-4 (Regulating hours of Certain Alcohol Sales within the Town Limits).

Notice of Special Meeting was posted on the Town Hall bulletin board and town website on July 19, 2017 at 1:30 p.m. and required notification given in accordance with N.C.G.S. 1430-318.12.

### CONSIDERATION OF PROPOSED RESOLUTION AND NEW ORDINANCE (Second Reading)

1. Resolution R17-14 to allow sale of alcoholic beverages before noon on Sundays at licensed premises. Draft resolution includes wording on proposed amendment to Code of Ordinances, Chapter 3 (Alcoholic Beverages), to add a new section, as follows:
  - Section 3-4. Regulating hours of certain alcohol sales within the town limits  
The sale of malt beverages, unfortified wine, fortified wine and mixed beverages shall be allowed within the Town limits at any premises having a valid and current premises' permit issued under NCGS 18B-1001 on Sundays beginning at 10:00 a.m.

Commissioner Heglar stated that in his town email and on Facebook, he only had one person that contacted council on this issue. He asked if other council members had received comments.

Mayor Swearingen stated she had received about thirty plus she had three more verbal agreements.

Commissioner Whitley stated he received several and they had a sheet of paper in front of them with 28 in favor and two neutral, referencing a sheet of names and votes.

Mayor Pro Bloszinsky asked if these were randomly received comments or if there was a survey and if so, how did it go out?

Mayor Swearingen said she sent the survey to her email address list.

Mayor Pro Tem Bloszinsky said there is more at stake here than just the sale of alcohol. We can already sell alcohol for 156 hours. It does have something to do with the time of day, the place and the activity from my perspective. In the downtown of this small town with one stoplight that grows to more than 10,000 in season, we have six hotels. There is access to the beach, to the pool, and to the Ocean Front



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Park. There is also traffic from Fort Fisher, the aquarium, and the ferry. He said within three blocks there are two churches and with all that related activity, he does not think it is smart to add potential alcohol traffic.

Commissioner Whitley said did he want them to go to Carolina Beach and then drive back down to Kure Beach, rather than stay here and walk to the restaurants in Kure Beach to do this.

Mayor Swearingen stated that those same two locations in that area already serve alcohol from noon to midnight, seven days a week. The churches have choir practice, Sunday school and meetings during those same times.

Mayor Pro Tem Bloszinsky said there is not the Sunday dance of the rental turnover and he is just stating his view.

Commissioner Heglar said the vote they (council) took Tuesday night and the vote they are getting ready to take will represent the fairly and honestly the majority view of the town without trying to influence each other. He thinks the town is probably 60 to 40 represents what the citizens expect from their representatives.

MOTION – Commissioner Heglar made the motion to take a vote.

SECOND – Commissioner Whitley

VOTE – Unanimous

MOTION – Commissioner Whitley made the motion to adopt Resolution R17-14 to allow sale of alcoholic beverages before noon on Sundays at licensed premises that amends the Code of Ordinances, Chapter 3 (Alcoholic Beverages), to add a new section, as follows:

Section 3-4. Regulating hours of certain alcohol sales within the town limits

The sale of malt beverages, unfortified wine, fortified wine and mixed beverages shall be allowed within the Town limits at any premises having a valid and current premises' permit issued under NCGS 18B-1001 on Sundays beginning at 10:00 a.m.

SECOND – Commissioner Dugan

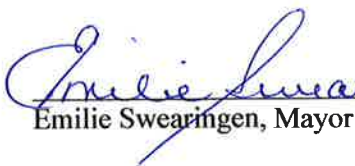
VOTE – The motion passes three to two with Commissioners Heglar and Bloszinsky against

## ADJOURNMENT

MOTION – Mayor Pro Tem Bloszinsky made the motion to adjourn at 5:08 p.m.

SECOND – Commissioner Whitley

VOTE – Unanimous

  
Emilie Swearingen, Mayor



  
TEST: Nancy Avery, Town Clerk

NOTE: These are action minutes reflecting items considered and actions taken by Council. These minutes are not a transcript of the meeting.