

TABLED

CHEROKEE COUNCIL HOUSE
CHEROKEE, NORTH CAROLINA

Date: JAN 09 2020

Substitute

ORDINANCE NO.: 79 (2020)

WHEREAS, the Cherokee Tribal Council established Cherokee Code Chapter 18B to govern the regulation of alcoholic beverages; and

WHEREAS, the North Carolina General Assembly has enacted changes to its ABC laws allowing the Tribe to self-regulate the sale and delivery of alcoholic beverages on Sundays (NCGS 18B-112(b1)) and those changes require changes to Cherokee Code Section 18B-1004, which governs the hours for sale and consumption of alcoholic beverages; and

WHEREAS, it is in the economic interest of the Tribe that Cherokee Code Section 18B-1004 be amended to permit the sale or consumption of malt beverages, unfortified wine, fortified wine, and mixed beverages on licensed premises on Sundays commencing at 10:00 a.m.

NOW THEREFORE BE IT ORDAINED, by the Tribal Council of the Eastern Band of Cherokee Indians, in council assembled at which a quorum is present, that C.C. Sec. 18B-1004 shall be amended to read as follows:

Sec. 18B-1004. - Hours for sale and consumption.

It shall be unlawful to sell alcoholic beverages on any licensed premises from 2:00 a.m. on Sunday morning until 12:00 Noon on that day or consume malt beverages, unfortified wine, fortified wine, and mixed beverages on any premises licensed pursuant to the authority of Cherokee Code Section 18B-112(d) from the time at which sale or consumption must cease on Sunday morning until 10:00 a.m. on that day.

BE IT FINALLY ORDAINED, that all ordinances and resolutions inconsistent with this ordinance are rescinded, and this ordinance shall become effective upon ratification by the Principal Chief.

Submitted by the Tribal Casino Gaming Enterprise