

1 HB494  
2 170775-2  
3 By Representative Lindsey (N & P)  
4 RFD: Local Legislation  
5 First Read: 05-APR-16

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9 A BILL  
10 TO BE ENTITLED  
11 AN ACT  
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13 Relating to the council of the Town of Cedar Bluff  
14 in Cherokee County; to authorize the council to regulate and  
15 permit the sale and consumption of alcoholic beverages on  
16 Sunday on the licensed premises of certain properly licensed  
17 retail licensees of the Alcoholic Beverage Control Board  
18 serving the general public in the town; and to provide for a  
19 referendum.

20 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

21 Section 1. (a) (1) The council of the Town of Cedar  
22 Bluff, by resolution passed by simple majority, may regulate  
23 and permit the sale, for on-premises consumption only, of  
24 alcoholic beverages on Sunday on the licensed premises of  
25 retail licensees of the Alcoholic Beverage Control Board of  
26 the State of Alabama and of the town serving the general  
27 public, and located within the corporate limits of the town.

1           (2) The provisions of subdivision (1) shall not be  
2 effective unless approved by a majority of those voting at a  
3 referendum election in the town. The date of the referendum  
4 shall be set by the council. The election shall be held in the  
5 manner provided by law for holding other municipal elections,  
6 and the returns thereof tabulated and results certified as  
7 provided by law for municipal elections. Notice of the  
8 election shall be given by the governing body of the  
9 municipality by publication or by posting the notice at the  
10 town hall apprising the voters of the municipality, at least  
11 three weeks before the date of the election, that an election  
12 shall be held to determine whether alcoholic beverages may be  
13 sold in the municipality on Sunday. The cost of the election  
14 shall be paid out of the general fund of the municipality.

15           Section 2. (a) This act shall apply to the  
16 regulation of the sale and distribution of alcoholic beverages  
17 in the Town of Cedar Bluff.

18           (b) The provisions of this act are cumulative and  
19 supplemental to the present power and authority of the Town of  
20 Cedar Bluff, and are not intended to, nor shall they be  
21 interpreted so as to repeal any existing power or authority of  
22 the Town of Cedar Bluff now permitted under the general laws  
23 of the state, or under any local or special act of the  
24 Legislature.

25           Section 3. This act shall become effective  
26 immediately following its passage and approval by the  
27 Governor, or its otherwise becoming law.

