

**NORTH CAROLINA
ALCOHOLIC BEVERAGE CONTROL COMMISSION**

Location: 3322 OLD GARNER ROAD
RALEIGH NC 27610
(919) 779-0700
www.ncabc.com

MAIL TO ADDRESS ON BACK OF FORM

HOW TO APPLY FOR AN ABC RETAIL PERMIT

I. INSTRUCTIONS

- A. Complete this application in its entirety. It must be signed and notarized.
- B. The correct fee(s) must accompany the application. Payment must be by a certified check, cashier's check or money order and made payable to the North Carolina ABC Commission.
- C. Include one (1) completed fingerprint card for each person participating in the business who is required to submit an application. A required fingerprint-processing fee of \$38.00 per person may be added with the permit fee in a single check.
- D. Include a registered copy of the deed, lease or rental agreement, specifying the applicant(s) as owner/lessee. This document must include the address or property description of the business. The lease/rental agreement must include the effective beginning date of the agreement.
- E. The following additional documents are required for:
 - 1. **RESTAURANT AND HOTELS** applying for fortified wine, brownbagging restaurant and/or mixed beverages.
 - a. A copy of the food menu.
 - b. The price list of common or popular mixed beverages.
 - c. Photographs that show the following:
 - (1) The front exterior of the premises.
 - (2) All the dining areas, including patios and outdoor areas, where alcoholic beverages may be sold or consumed.
 - (3) The bars, counters and mixing stations.
 - (4) The storage area(s) for alcoholic beverages.
 - (5) The entire kitchen with all equipment.
 - 2. **EATING ESTABLISHMENTS** applying for an unfortified wine permit must submit a copy of the food menu.
 - 3. **PRIVATE CLUBS**
 - a. A copy of the membership card or certificate.
 - b. A copy of the membership application form.
 - c. A copy of the written policy on granting full and limited memberships.
 - d. A copy of the written policy on use of facilities by guests.
 - e. A copy of the charter, constitution and by-laws, if any.
 - 4. **SPECIAL REQUIREMENT** When applying for a temporary permit the following documents are *required* for a retail permit.
 - a. A completed Local Government Opinion Form (Form 001) signed by the appropriate official.
 - b. A completed Building, Fire and Zoning Inspection Form (Form 002) signed by the appropriate official.
 - 5. **BREW ON PREMISE** Attach a separate sheet describing the operations and purpose of business.

II. WHO MUST FILE

- A. Individual Operation – The individual owner of the business is required to file an application.
- B. General Partnership Operation – Each partner is required to file a separate application.
- C. Limited Partnership – The general partner(s) is required to file.
- D. Corporation Not Holding A Permit In This State – Each officer, manager and any stockholder owning 25% or more of the stock must file separate applications. (**NOTE:** Articles of Incorporation must be submitted.)

- E. Corporation Currently Holding A Permit In This State And Applying For A Permit At An Additional Location – Only the manager is required to file an application.
- F. Limited Liability Company (LLC) – If member managed, all members owning a 25% or greater interest must file; or, if no one owns a 25% interest, the managing members must file. If manager managed, the person or persons acting as manager on behalf of the LLC must file, in addition to any member who owns a 25% or greater interest in the company. (NOTE: Articles of Organization must be submitted and, if manager managed, applicant must submit copy of Operating Agreement.)
- G. If a 25% interest holder in an LLC or a corporate stockholder is another business entity (partnership, corporation, or LLC), a partner, an officer or member must complete the application on behalf of that business entity.
- H. Corporations, LLC's And Limited Partnerships – Indicate name and address of registered agent and office.
- I. Non-Residents (Individual or Partnership) – All non-resident individuals or partnerships shall file as required above. In addition, a resident manager shall be appointed by the non-resident applicant as attorney-in-fact. This manager shall also complete the required application. A certified copy of an executed power-of-attorney, which shall be registered in the county where the proposed licensed premises is located, shall be submitted with the application.

III. PERMIT RENEWAL

All Brownbagging Permits, Special Occasion Permits and all Mixed Beverage Permits expire on April 30 of each year. Paying the renewal fee by April 30 may renew permits. Notices are mailed to permittees during the month of February. The permittee is responsible for renewing the permit, and failure to receive a notice is not justification for being allowed to retain the permit beyond April 30. Permits not renewed by April 30 will be cancelled. After April 30, should new permits be desired, a new application must be submitted and the full fee paid. Application and renewal fees are not prorated.

IV. PERMIT REGISTRATION/INSPECTION FEE

All on and off premise malt beverage, fortified wine and unfortified wine permittees must pay an annual Registration/Inspection Fee by May 1. Notices are mailed to permittees during the month of February.

V. PERMIT FEES

All application fees must be submitted by a certified check, cashier's check or money order, and made payable to the **North Carolina ABC Commission**. All fees are deposited with the State Treasurer, and no provisions are made for refunds whether the application is approved, rejected or withdrawn.

TYPES OF PERMITS	FEE REQUIRED
1. Malt Beverage (Beer)	\$400.00**
2. Fortified Wine	\$400.00**
3. Unfortified Wine	\$400.00**
4. Mixed Beverage Restaurant	\$1000.00*
5. Mixed Beverage Hotel	\$1000.00*
6. Mixed Beverage Private Club	\$1000.00*
7. Mixed Beverage Convention Center	\$1000.00*
8. Mixed Beverage Community Theater	\$1000.00*
9. Mixed Beverage Sports Club	\$1000.00*
10. Mixed Beverage Non-Profit Organization	\$1000.00*
11. Mixed Beverage Political Organization	\$1000.00*
12. Mixed Beverage Catering	\$200.00*
13. Mixed Beverage Guest Room Cabinet	\$1000.00*
14. Mixed Beverage Residential Private Club	\$1000.00*
15. Mixed Beverage Tourism Resort	\$1000.00*
16. Mixed Beverage Tour Boat	\$1000.00*
17. Brownbagging Restaurant (Small) seating capacity 36-49	\$200.00*
18. Brownbagging Restaurant (Large) seating capacity 50 or more seats	\$400.00*
19. Brownbagging Private Club	\$400.00*
20. Brownbagging Community Theater	\$400.00*
21. Brownbagging Veterans Organization	\$400.00*
22. Special Occasion	\$400.00*
23. Brew on Premise	\$400.00
24. Culinary	\$200.00
25. Ship Chandler	\$0
26. Wine Shop	\$100.00
27. Wine Tasting	\$100.00

* DENOTES ANNUAL RENEWAL FEE REQUIRED ON OR BEFORE APRIL 30 OF EACH YEAR.

** DENOTES ANNUAL REGISTRATION/INSPECTION FEE REQUIRED ON OR BEFORE MAY 1 OF EACH YEAR.

NORTH CAROLINA ALCOHOLIC BEVERAGE CONTROL COMMISSION

APPLICATION FOR ABC RETAIL PERMIT

Temporary Permit(s)
 Malt Beverage _____
 Fortified Wine _____
 Unfortified Wine _____
 Mixed Beverage _____
 Other _____
 Date Issued _____
 Exp. Date _____

Amount Fee Paid

Application #
 Approved
 Rejected
 By _____
 Date _____

(Do Not Write Above This Line)

County _____ If business is located inside city limits, indicate city _____
 in which business is located

I hereby make application to the North Carolina Alcoholic Beverage Control Commission for the following permit(s) *Check appropriate block(s)*

- | | | |
|---|--|---|
| <input type="checkbox"/> Malt Beverage (Beer) On Premise | <input type="checkbox"/> Fortified Wine On Premise | <input type="checkbox"/> Unfortified Wine On Premise |
| <input type="checkbox"/> Malt Beverage (Beer) Off Premise | <input type="checkbox"/> Fortified Wine Off Premise | <input type="checkbox"/> Unfortified Wine Off Premise |
| <input type="checkbox"/> Malt Beverage (Beer) On Premise Only
(Tour Boat) | <input type="checkbox"/> Fortified Wine On Premise Only
(Tour Boat) | <input type="checkbox"/> Unfortified Wine On Premises Only
(Tour Boat) |
| <input type="checkbox"/> Mixed Beverage Restaurant | <input type="checkbox"/> Mixed Beverage Sports Club | <input type="checkbox"/> Mixed Beverage Residential Private Club |
| <input type="checkbox"/> Mixed Beverage Hotel | <input type="checkbox"/> Mixed Beverage Non-Profit Organization | <input type="checkbox"/> Mixed Beverage Tourism Resort |
| <input type="checkbox"/> Mixed Beverage Private Club | <input type="checkbox"/> Mixed Beverage Political Organization | <input type="checkbox"/> Mixed Beverage Tour Boat |
| <input type="checkbox"/> Mixed Beverage Convention Center | <input type="checkbox"/> Mixed Beverage Catering | <input type="checkbox"/> Mixed Beverage Tourism ABC Establishment |
| <input type="checkbox"/> Mixed Beverage Community Theater | <input type="checkbox"/> Mixed Beverage Guest Room Cabinet | |
| <input type="checkbox"/> Brownbagging Restaurant
(Small) 36-49 seating capacity | <input type="checkbox"/> Brownbagging Community Theater | <input type="checkbox"/> Brew on Premise |
| <input type="checkbox"/> Brownbagging Restaurant
(Large) 50 or more seating capacity | <input type="checkbox"/> Brownbagging Veterans Organization | <input type="checkbox"/> Culinary |
| <input type="checkbox"/> Brownbagging Private Club | <input type="checkbox"/> Special Occasion | <input type="checkbox"/> Ship Chandler |
| | | <input type="checkbox"/> Wine Shop |
| | | <input type="checkbox"/> Wine Tasting |

- TYPE OF OWNERSHIP** *(Check One)*:
- Individual - (complete section A, B and F below)
 - Partnership - (complete section A, B and F, below)
 - Corporation (complete section A, B, C, F and H below)
 - Limited Liability Company - (complete section A, B, D, F and H, below)
 - Limited Liability Partnership - (complete section A, B, E, F, and H, below)
 - Nonresident Individual or Partnership (complete section A, B, and G, below)

Section A

Trade Name of Business _____

Location Address of Business _____
 Street/Route City State Zip Code

Mailing Address of Business _____
 Street/Route/PO Box City State Zip Code

Section B

Applicant's Full Name _____
 First (no abbreviations) Middle Last

Date of Birth _____

Section C

If Incorporated, Corporate Name _____

If Incorporated, position in Corporation: President Vice President Secretary Treasurer
 Manager Stockholder - % of Stock _____
(25% or more)

If 25% or more stockholder is another business entity, name of entity: _____

Applicant's position in business entity: _____

Section D

If LLC, Company Name _____

Form of Management Member-Managed Manager -Managed Site Manager Site Manager Only

If 25% or more interest is another business entity, name of entity _____

Applicant's position in business entity: _____

Section E

If Limited Partnership, Limited Partnership Name _____
General Partner Name _____

If General Partner is a Corporation, position in Corporation: President Vice President Secretary
 Treasurer Manager Stockholder - % of Stock _____

Section F

Resident Address _____
Street Address City State Zip Code

Home Telephone # () _____ Business Telephone # () _____

Daytime Telephone # () _____ Fax # () _____

e-mail address _____

Section G

Nonresident Individual or Partnership Attorney-In-Fact _____

Mailing Address _____

Street Address City State Zip Code

Location Address _____

Street Address City State Zip Code

Section H

Corporations, Ltd. Partnerships, and LLC's

Registered Agent _____

Registered Agent Mailing Address _____

Street Address/PO Box City State Zip Code

Registered Agent Location Address _____

Street Address City State Zip Code

It is a Crime to make a false statement to obtain an ABC Permit

I CERTIFY UNDER OATH OR AFFIRMATION THAT:

- The information on this application is correct to the best of my knowledge.
- I am not less than 21 years of age (except for a manager of a business selling only malt beverages and unfortified wine, or a manager of an establishment operated by a corporation holding off premise permits for malt beverage and unfortified wine, in which case I certify that I am not less than 19 years of age).
- I have not been convicted of a misdemeanor controlled substance offense nor an alcoholic beverage offense within the past two years.
- I have not been convicted of a felony within the past three years, and if convicted of a felony before then, I have had my citizenship restored.
- **NOTE:** Conviction is defined as "A person who has been "convicted" and found guilty, or has entered a plea of guilty or nolo contendere, and for which a judgment has been entered."
- I have had no alcoholic beverage permit revoked within three years.
- I am a resident of the state of North Carolina (except for an officer or stockholder of a corporate applicant not responsible for the day to day operation of the business, or an applicant that has executed a power of attorney in accordance with G.S. 18B-900(a)(2)(b)).
- I am an owner or lessee of the premises to be covered by the ABC permit(s).
- I have no financial interest in any alcoholic beverage manufacturing, bottling or wholesale distribution business, except as authorized for North Carolina wineries and breweries under article 11 of Chapter 18B of the North Carolina General Statutes.

Signature of Individual Filing Application Date

Sworn to and subscribed before me this the _____
Day Month Year

My commission expires _____
Notary or other person qualified by law to administer oaths

If sending by U.S. Postal Service (regular mail):

MAIL THIS APPLICATION TO:

If sending by U.S. Postal Service EXPRESS MAIL or by FEDEX/UPS:

NC ABC COMMISSION
ATTN: PERMIT COMPLIANCE
4307 MAIL SERVICE CENTER
RALEIGH NC 27699-4307

NC ABC COMMISSION
ATTN: PERMIT COMPLIANCE
3322 GARNER ROAD
RALEIGH NC 27610