

POLICY FORMAT: Moratorium Zone

RESTRICTION TYPE: Single Container, Container Size

SUMMARY: Administrative Regulations create a Moratorium Zone within which off-premise retailers are prohibited from selling single containers of malt liquor or beer, and small containers of liquor. This sample language is based on District of Columbia Municipal Regulations, Title 23, Section 310, Chapter 3.

SAMPLE POLICY LANGUAGE

LIMITATIONS ON LICENSES

Section 1. MORATORIUM ZONE

- (a) The Moratorium Zone geographic boundaries shall consist of _____.
- (b) Within the Moratorium Zone, a licensee under an off-premise retail license shall not sell, give, offer, expose for sale, or deliver either: (1) an individual container of beer, malt liquor, or ale; or, (2) spirits (liquor) in sizes of half-pint or smaller.
- (c) Within the Moratorium Zone, a licensee under an off-premise retail license shall not divide a manufacturer's package of more than one container of beer, malt liquor, or ale, to sell an individual container from the package.
- (d) This section shall apply to new or transferred retail licenses issued during the moratorium period within the Moratorium Zone.
- (e) The section shall expire three years after the date of publication of the notice of final rulemaking.

Any licensee who is found in violation of any part of this section may be subject to such penalties as provided by Section 23-800.