

MISCELLANEOUS PERMIT APPLICATIONS

ALCOHOL PERMIT

Pursuant to Section 92 of the ABC Law.

This permit authorizes the purchase and use of alcohol by the superintendent, or duly authorized officer of a hospital, museum, laboratory, art, charitable, educational or similar public institution, or by a drug store, a licensed physician, dentist, veterinarian, optometrist and chiropodist, or to a manufacturing establishment using alcohol in its processes of manufacture.

This permit is subject to the following conditions:

1. Alcohol purchased from a distributor must be in sealed containers not larger than 5 gallons.
2. Books and records will be maintained stating the amount of alcohol purchased, size of containers, name, address and permit number from whom it was purchased.

BANKING PERMIT

Pursuant to Section 99(b)(1)(i) of the ABC Law.

This permit authorizes a bank or trust company organized under the banking law or a foreign banking corporation licensed by the superintendent of banks of this state or a banking corporation organized under the laws of the United States and doing business in this state to sell warehouse receipts pertaining to alcoholic beverages which it accepted as collateral security for a loan to a licensee, and which it acquired through default in payment of such loan. Warehouse receipts must be kept on file by the permittee.

This permit is subject to the following conditions:

1. Warehouse receipts issued for the storage of liquor or wine in bulk will be sold and delivered only to duly licensed manufacturers or wholesalers.
2. Warehouse receipts issued for the storage of liquor and/or wine in the original sealed containers, not exceeding one quart each of liquor or 15 gallons each of wine, will be sold only to duly licensed wholesalers and retailers.
3. A copy of the permit will be delivered to each purchaser.
4. This permit shall be valid for one transaction only.

BOTTLING PERMIT (Non-Licensee)

Pursuant to Section 96(a) of the ABC Law.

This permit authorizes a NYS licensed liquor or wine wholesaler to conduct no operation other than bottling, recasking, filtering or clarifying. A \$5,000 penal bond must be provided.

This permit is subject to the following conditions:

- 1. Such operations will be performed only on the premises of a United States Customs bonded warehouse or in a foreign trade zone established pursuant to federal law, for which premises a warehouse permit has been issued by the Liquor Authority.**

BREWER TASTING PERMITS (One-Time and Annual)

ONE TIME:

Pursuant to Section 51.8 of the ABC Law.

This permit authorizes a licensee or his/her employee, or a brewer or manufacturer as defined in Section 3 of the ABC Law, or an importer having a basic permit as required by Section 1.20 of Title 27 of the Code of Federal Regulations, to obtain a permit to serve small samples of beer or malt beverages they produce or imports at establishments licensed under Section 54 or 54(a) of the ABC Law. This permit may also be issued for serving small samples of beer or malt beverages produced or imported by such licensee, brewer, manufacturer or importer at annual fairs sponsored by agricultural and horticultural societies as defined in Section 1409 of the not-for-profit corporation law, and for sampling at the licensed premises of the holder of a wholesaler's license under Section 53 of the ABC Law issued or renewed prior to July 1, 1960 and thereafter renewed or transferred, which authorizes the holder there of to sell beer at retail to a person for consumption at their home. A beer tasting is a presentation of samples of one or more beers for the purpose of acquainting the tasters with the characteristics of the beer or beers tasted. A copy of the state's brewer license and a copy of the Federal Basic Permit issued by TTB (Alcohol and Tobacco Tax and Trade Bureau) if the brewer is not located in New York State must be provided.

This term is subject to the following conditions:

- 1. The permit will be submitted by a licensee, brewer, manufacturer or importer to conduct beer tasting functions.**
- 2. This permit may not exceed a maximum of three (3) consecutive days at the same location.**
- 3. If the event is not for 3 consecutive days, the applicant will need to apply for separate permits for each date.**

ANNUAL:

Pursuant to Section 51.8 of the ABC Law.

This permit authorizes a licensee or his/her employee, or a brewer or manufacturer as defined in Section 3 of the ABC Law, or an importer having a basic permit as required by Section 1.20 of Title 27 of the Code of Federal Regulations, to obtain a permit to serve small samples of beer or malt beverages they produce or imports at establishments licensed under Section 54 or 54(a) of the ABC Law. This permit may also be issued for serving small samples of beer or malt beverages produced or imported by such licensee, brewer, manufacturer or importer at annual fairs sponsored by agricultural and horticultural societies as defined in Section 1409 of the not-for-profit corporation law, and for sampling at the licensed premises of the holder of a wholesaler's license under Section 53 of the ABC

Law issued or renewed prior to July 1, 1960 and thereafter renewed or transferred, which authorizes the holder there of to sell beer at retail to a person for consumption at their home. A beer tasting is a presentation of samples of one or more beers for the purpose of acquainting the tasters with the characteristics of the beer or beers tasted. A copy of the state's brewer license and a copy of the Federal Basic Permit issued by TTB (Alcohol and Tobacco Tax and Trade Bureau) if the brewer is not located in New York State must be provided.

This term is subject to the following conditions:

1. The permit will be submitted by a licensee, brewer, manufacturer or importer to conduct beer tasting functions.

DRUG STORE PERMIT

Pursuant to Section 95 of the ABC Law.

This permit authorizes the permittee, licensed under Section 54 of the ABC Law, to sell liquor or wine in the original sealed package for off-premises consumption only upon a written prescription by a regularly licensed physician and in the quantity not exceeding one pint of liquor and one quart of wine. Such package shall not be opened after the sale or its contents consumed on the premises where sold. A copy of the premittee's NYS Pharmacy License must be provided.

- Entertainer - Minor - No Fee.

ENTERTAINER – MINOR PERMIT

Pursuant to Section 99(f) of the ABC Law.

This permit authorizes a permittee under the age of 18, with the consent of parents or legal guardians, to appear as an entertainer on a premises licensed to sell alcoholic beverages at retail. Any false answer or statements made by the applicant constitute a misdemeanor and will subject any permit issued hereunder to revocation. If the child performer is under 16 years of age, a copy of the Child Performer's Permit (Section 151 of the Labor Law) must be provided or a written explanation why the permit was not obtained.

This term is subject to the following conditions:

1. The permit shall be valid only for the date or dates specified and for performances only at the licensed premises specified.

FIRE INSURANCE – SALVAGE COMPANY

Pursuant to Section 99(b)(1)(d) of the ABC Law.

This permit authorizes a fire insurance or salvage company under the supervision of the NYS Department of Insurance to sell to licensees alcoholic beverages which came into its possession as a result of a fire on a licensed premise. A copy of the Fire Incident Report is required.

This term is subject to the following conditions:

1. The alcoholic beverages will be sold and delivered only to duly licensed manufacturers, wholesalers and retailers.
2. The sale will be held only on a licensed premises or premises for which a warehouse permit has been issued by the New York State Liquor Authority.
3. The alcoholic beverages will not be stored at the place of sale in excess of 48 hours after the date of sale.
4. Only alcoholic beverages in the original sealed containers which comply with the provisions of law with respect to labels and sizes of containers will be sold.
5. A copy of the permit will be delivered to each purchaser.
6. The permittee will pay all excise taxes imposed by or under the provisions of the Tax Law.
7. A separate permit will be obtained for each licensed premises for which a fire occurred.

HOMEMADE WINE TASTING FUNCTION

Division Order 825 pursuant to Section 99(b)(1)(k) of the ABC Law.

This permit authorizes a not-for-profit organization to conduct a tasting and/or competition for wines made by non-licensed individuals for personal or family use (homemade wine). Proof of 501(c) Not for Profit Organization status is required.

This term is subject to the following conditions:

1. The permit shall be in effect for a period not exceeding six hours within the hours fixed or pursuant to Section 106.5 of the ABC Law.
2. Only one such permit shall be issued to the not-for-profit organization during any calendar year.
3. Whether conducted on its own or as part of a larger event, the tasting and/or competition shall be held indoors and confined to a clearly defined area and no one under the age of 21 shall be permitted in such area.
4. No permit shall be issued for a location that is licensed under the Alcoholic Beverage Control Law.
5. There will be no charge to attendees of the event, either for the wine tastings or for admission into the event. Voluntary donations or charges for food souvenirs, etc. are permissible.

HOSPITAL PERMIT

Pursuant to Section 99(b)(1)(e) of the ABC Law.

This permit authorizes a hospital to purchase liquor, wine or beer for medicinal use only in the treatment of bona fide patients of such hospital. A copy of the permittee's NYS Hospital License must be provided.

This permit is subject to the following conditions:

- 1. The liquor, wine or beer will be used only for medicinal purposes in the treatment of bona fide patients of the hospital.**
- 2. A copy of the permit will be delivered to each manufacturer or wholesaler from whom purchases are made.**
- 3. Only liquor, wine or beer in the original sealed containers which comply with the provisions of the law with respect to labels and sizes of containers will be purchased.**

INDUSTRIAL ALCOHOL PERMIT

Pursuant to Section 91 of the ABC Law.

This permit authorizes the permittee to purchase alcohol intended for use in the manufacture and sale of any of the following when they are unfit for beverage purposes:

- a. Denatured alcohol purchased and used pursuant to acts of Congress and regulations promulgated thereunder.**
- b. Patent, proprietary, medicinal, pharmaceutical, antiseptic and toilet preparations.**
- c. Flavoring extracts, syrups and food products.**
- d. Scientific, chemical, mechanical and industrial products.**

INDUSTRIAL ALCOHOL MANUFACTURER – FUEL ONLY PERMIT

Pursuant to Section 91(a) of the ABC Law.

This permit authorizes the permittee to manufacture alcohol intended for use and/or used for the following purposes:

- a. In the manufacture of ethanol from biomass feedstock for use as fuel (including but not limited to motor fuel, heating fuel, or fuel for process heat).**

5 x 7 photos of the exterior, personal questionnaires for all permittee principals, and a letter from the local municipality granting permission for the manufacturing of fuel must be provided.

This permit is subject to the following conditions:

- 1. Less than one hundred thousand gallons will be manufactured annually for the use as a fuel.**
- 2. The ethanol manufactured will be for the permittee's own use as fuel.**

INDUSTRIAL ALCOHOL MANUFACTURER PERMIT

Pursuant to Section 91(a) of the ABC Law.

This permit authorizes the permittee to manufacture alcohol intended for use and/or used for the following purposes:

- a. For scientific, chemical, mechanical, industrial, medicinal and culinary purposes.
- b. For use by those authorized to procure alcohol tax-free, as provided by the acts of Congress and regulations promulgated thereunder.
- c. In the manufacture of denatured alcohol as provided by the acts of Congress and regulations promulgated thereunder.
- d. In the manufacture of patented, patent, proprietary, medicinal, pharmaceutical, antiseptic, toilet, scientific, chemical, mechanical and industrial preparations or products, unfit for beverage purposes.
- e. In the manufacture of flavoring extracts and syrups, unfit for beverage purposes.

Authorizes the manufacturer to manufacture and distribute said alcohol to holders of industrial alcohol permits, alcohol permits, distributor's alcohol permits Class A, distributors' alcohol permits Class B and distributors' Class C but nothing contained herein shall authorize the manufacturing and distribution of said alcohol for beverage purposes.

5 x 7 photos of the exterior and personal questionnaires for all permittee principal must be provided.

INSTITUTE OF HIGHER EDUCATION (One-Time and Annual)

Pursuant to Section 99(b)(1)(m) of the ABC Law.

This permit authorizes an institution of higher education operating under authority granted by the State Education Department, to deliver or cause to be delivered alcoholic beverages to a person who is at least twenty-one years of age enrolled in a single class or course of classes authorized by the institution of higher education and conducted by an instructor or instructors engaged by the institution of higher education, provided that such person's imbibing or tasting of such alcoholic beverages is a required part of the class or course of classes, and provided that such person's imbibing or tasting of such alcoholic beverages is only for instructional purposes. Course description must be provided. If applicable a warehouse permit may be required.

This term is subject to the following conditions:

1. If alcoholic beverages are to be stored in an area other than the room where the class will be held, the permittee will apply for a warehouse permit.

LIENOR PERMIT

Pursuant to Section 99(b)(1)(g) of the ABC Law.

This permit authorizes a warehouseman, railroad company, steamship company or other person who has acquired a lien pursuant to the law for the storage or carriage of alcoholic beverages, to sell such alcoholic beverages to a licensee. A copy of the lien is required.

This term is subject to the following conditions:

1. The alcoholic beverages will be sold and delivered only to duly licensed manufacturers, wholesalers and retailers.
2. The sale will be held on premises for which a warehouse permit has been issued.
3. The alcoholic beverages will not be stored at the place of sale in excess of 48 hours after the date of sale unless stored in the name of the purchaser.
4. Only alcoholic beverages in the original sealed containers which comply with the provisions of the law with respect to labels and size of containers will be sold.
5. The permittee will pay all excise taxes imposed by or under the provisions of the Tax Law.
6. Such permit shall be valid for one transaction only.

MANUFACTURER – NON BEVERAGE PRODUCTS (One-Time and 3 Year)

Pursuant to Section 99(b)(1)(c) of the ABC Law.

This permit authorizes the manufacturer of non-beverage products to purchase liquor, wine or beer from duly licensed manufacturers or wholesalers for use in the process of the manufacturer of such products. A letter from the U.S. Treasury Department classifying the products as exempt from Special and Commodity Taxes must be provided.

This term is subject to the following conditions:

1. The liquor, wine or beer will be used only in the process of manufacture of the non-beverage products described.
2. The liquor, wine or beer will not be offered for sale nor sold in this state.
3. A copy of the permit will be delivered to each manufacturer or wholesaler from whom purchases are made.
4. The liquor, wine or beer will be delivered directly to the manufacturing establishment of the permittee and will not be stored elsewhere in the state.
5. Only liquor, wine or beer in the original sealed containers which comply with the provision of law with respect to labels and sizes of containers may be purchased, unless otherwise specifically authorized by the permit.
6. Records will be kept for two years of all purchases.

PLENARY MISCELLANEOUS PERMIT

Pursuant to Section 99(b)(1)(k) of the ABC Law.

This permit authorizes the permittee to purchase, receive or sell alcoholic beverages or receipts, certificates, contracts or other documents pertaining to alcoholic beverages, in cases not otherwise expressly provided for by this chapter, when in the judgment of the Liquor Authority such would be appropriate and consistent with the purpose of this chapter.

This term is subject to the following conditions:

1. Only alcoholic beverages in the original sealed containers which comply with the provisions of the law with respect to labels and size of containers will be sold.
2. The permittee will comply with the rules and regulations of the State Tax Department.

PLENARY MISCELLANEOUS FOR MARKET RESEARCH TESTING PERMIT

Pursuant to Section 99(b)(1)(k) of the ABC Law.

This permit authorizes market research companies to conduct a tasting to test markets for research. A copy of the federal label approval for each product being tested must be provided.

This term is subject to the following conditions:

1. Permit will be issued for each approved date.
2. Application will be filed 30 days prior to the scheduled market research test.

RECONDITIONING PERMIT

Pursuant to Section 96(b) of the ABC Law.

This permit authorizes the permittee to recondition liquor and/or wine manufactured outside of the State of New York; and as an incident thereto; to filter, clarify, rebottle, label, relabel or repack such liquor or wine.

This term is subject to the following conditions:

1. Permit is valid for one day only and shall authorize the permittee to recondition only liquor purchased in sealed containers not exceeding one (1) quart and wine in sealed containers not exceeding 15 gallons.
2. Such reconditioning shall be done only on the licensed premises of the licensee, or in a warehouse for which a warehouse permit has been issued by the State Liquor Authority.

SHERIFF MARSHAL, RECEIVED, EXECUTOR, ASSIGNEE PERMIT

Pursuant to Section 99(b)(1)(a) of the ABC Law.

This permit authorizes the permittee to sell alcoholic beverages which came into the applicant's possession pursuant to judicial process. If a marshal or sheriff, a copy of the execution; if a trustee or receiver in bankruptcy or assignee for the benefit of creditors, a certified copy of the court order authorizing such sale; or if an executor or administrator, a certified copy of letters of testamentary or administration must be provided.

This term is subject to the following conditions:

1. The alcoholic beverages will be sold and delivered to manufacturers, wholesalers and retailers duly licensed by the Liquor Authority.
2. The alcoholic beverages will be delivered directly to the purchaser and will not be stored at the place of sale in excess of 48 hours after the date of sale.
3. Only alcoholic beverages in the original sealed containers which comply with the provisions of the law with respect to labels and size of containers will be sold.
4. A copy of the permit will be delivered to each purchaser.
5. The permittee will pay all excise taxes imposed by or under the provisions of the Tax Law.
6. Such permit shall be valid for one transaction only.

TAXICAB DELIVERY PERMIT

Pursuant to Section 94 of the ABC Law.

This permit authorizes a duly licensed taxicab to deliver only wine or liquor sold at retail in cities having a population of one million or less. A \$1,000 penal bond is required.

WAREHOUSE PERMIT

Pursuant to Section 96 of the ABC Law.

This permit authorizes the permittee to store alcoholic beverages in a location other than in a licensed premises.

You will be required to submit the following documentation in support of this application:

- Diagram of Area
- Proof of Liability Insurance
- Photographs of the interior and exterior of the area to be permitted
- PENAL BOND (FORM L-9) - Submit an ORIGINAL penal bond, Form L-9, in the sum of \$5,000, issued by any qualified surety company authorized to execute such bonds in the State of New York. **IMPORTANT:** The bond MUST have the premises name and address typed EXACTLY AS IT APPEARS ON THE APPLICATION. Altered or handwritten bonds are not acceptable.
- Expiration date of bond must indicate only the expiration year of the permit. Applicant must sign the bond.