

Jason Mininger  
August 19, 2014  
Page 2

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Telephone: (717) 783-9454  
FAX: (717) 787-8820

Jason Mininger  
**RE: Keg cold storage**

Dear Mr. Mininger:

ISSUE: This is in response to your e-mail of July 7, 2014 wherein you ask if you can store your kegs for brewery sales in the walk-in cooler that is currently located in your adjacent brewpub. You included a diagram depicting the layout of both premises.

Records of the Pennsylvania Liquor Control Board ("Board") indicate that Aldus Brewing Company of Hanover, Pennsylvania, holds Brewery ("G") License No. G-510 (LID 68609), as well as Brewery Pub ("GP") License No. GP-510 (LID 69910) for the premises located at 555 Centennial Avenue, Hanover, Pennsylvania.

OPINION: As you are aware, a G license allows the holder to produce and manufacture malt or brewed beverages and transport, sell, and deliver such beverages in case quantities or in a single container of not less than sixty-four (64) ounces, which may be sold separately anywhere within the Commonwealth. [47 P.S. § 4-440]. A GP license allows its holder to operate a restaurant or brewery pub within or immediately adjacent to the brewery premises as well as conduct sales for on-premises consumption of the beer produced and owned by the brewery, and sales for off-premises consumption of its products not to exceed one hundred ninety-two (192) fluid ounces in a single sale. [47 P.S. § 4-446].

A review of documents submitted to the Bureau of Licensing in your recent application for the GP license reveals that the walk-in cooler is part of the premises for which your license was approved. Therefore, it would be permissible for you to store kegs, to be sold from the brewery portion of the premises only, inside the walk-in cooler.

Should you have any further questions or concerns, please do not hesitate to again contact this office.

THIS OPINION APPLIES ONLY TO THE FACTUAL SITUATION DESCRIBED HEREIN AND DOES NOT INSULATE THE LICENSEE OR OTHERS FROM CONSEQUENCES OF CONDUCT OCCURRING PRIOR TO ITS ISSUANCE. THE PROPRIETY OF THE PROPOSED CONDUCT HAS BEEN ADDRESSED ONLY UNDER THE LIQUOR CODE AND REGULATIONS. THE LAWS AND POLICIES ON WHICH THIS OPINION IS BASED ARE SUBJECT TO CHANGE BY THE LEGISLATURE OR THE PENNSYLVANIA LIQUOR CONTROL BOARD.

Very truly yours,

FAITH S. DIEHL  
CHIEF COUNSEL

cc: Pennsylvania State Police,  
Bureau of Liquor Control Enforcement  
Jerry W. Waters, Director of Office of Regulatory Affairs  
Tisha Albert, Director, Bureau of Licensing  
Jeffrey Lawrence, Assistant Director, Bureau of Licensing

LCB Advisory Opinion No. 14-472