

August 29, 2016

Roman Cristali  
Director of Food and Beverage  
Camelback Lodge & Aquatopia Indoor Waterpark  
**VIA E-MAIL**

**Re: Resort License Questions**

Dear Mr. Cristali:

ISSUE: This is in response to your e-mail sent July 21, 2016, wherein you ask if your guests are able to purchase alcoholic beverages at one of the resort's licensed outlets, and then walk outside with the beverage, while remaining on resort property.

Records of the Pennsylvania Liquor Control Board ("PLCB") indicate that CBK Lodge LP holds Hotel Liquor License No. H-6466 (LID 70926) for use at 193 Resort Drive in Tannersville, Pennsylvania.

OPINION: The holder of a hotel liquor license is authorized to sell liquor and malt or brewed beverages by the glass, open bottle or other container, and in any mixture, for consumption only in that part of the hotel habitually used for the serving of food to guests or patrons, and to guests in their private rooms in the hotel. 47 P.S. § 4-406(a)(1). The hotel license may allow persons to transport liquor or malt or brewed beverages from the licensed portion of the premises to the unlicensed portion of the premises, so long as the liquor or malt or brewed beverages remain on the hotel property. 47 P.S. § 4-406(e). Therefore, while you may not sell alcohol to patrons in any unlicensed areas, there is nothing that prohibits a patron from purchasing an alcoholic beverage on the licensed premises and transporting it to another area, such as an outdoor activity room, as long as the alcoholic beverages remain on the hotel property.

Should you have any other questions and/or issues related to the Liquor Code or the PLCB's Regulations, please feel free to once 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.

Sincerely,

A handwritten signature in cursive script, appearing to read "Rodrigo J. Diaz".

RODRIGO J. DIAZ  
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. 16-328