

October 11, 2016

Dan Soskin  
Pinnacle Ridge Winery  
**VIA E-MAIL**

**Re: Limited Winery Serving Beer**

Dear Mr. Soskin:

ISSUE: This is in response to your e-mail dated September 9, 2016, wherein you advise that, with regard to Act 39 of 2016 (“Act 39”), you understand that limited winery licensees are permitted to sell “local brews and spirits” at the winery. You ask if that permission extends to a limited winery’s additional locations approved by the Pennsylvania Liquor Control Board (“PLCB”).

Records of the PLCB indicate that Pinnacle Ridge LLC holds Limited Winery License No. LK-180 (LID 50756) for the location at 407 Old Route 22, Kutztown, Pennsylvania.

OPINION: Act 39 added the following language to section 505.2(a)(6.1), which section sets forth certain privileges a limited winery has:

In addition, the holder of a limited winery license may sell for consumption **on the licensed premises and at the limited winery’s additional board-approved locations**, liquor produced by a licensed distillery or limited distillery and malt or brewed beverages produced by a licensed brewery.

47 P.S. § 5-505.2(a)(6.1) (emphasis added). Therefore, the answer to your question is yes, a limited winery may sell, at the licensed premises and at any additional PLCB-approved location, liquor produced by a Pennsylvania-licensed distillery or limited distillery and malt or brewed beverages produced by a Pennsylvania-licensed brewery.

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**

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Page 2

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 that reads "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. 16-401