

January 11, 2019

Daniel Meyer  
**VIA E-MAIL**

**Re: Selling Artisan Crafts on Premises**

Dear Mr. Meyer:

ISSUE: This is in response to your e-mail dated October 24, 2018, wherein you ask if you would be permitted to sell various products made by Pennsylvania artisans in a retail space at your main location. You indicate that the retail area would be separate from where your distilled goods and tasting areas are located.

Pennsylvania Liquor Control Board (“PLCB”) records indicate that Chicken Hill Distillery & Brewing, LLC holds Limited Distillery License No. AL-38623 (LID 93247) for use by it at 277 Fairview Road, Kersey, Pennsylvania.

OPINION: Section 3.52(c) of the PLCB’s Regulations provides that a licensee may not conduct another business on the licensed premises without PLCB approval. 40 Pa. Code § 3.52(c). While the PLCB has, in the past, approved requests by licensees to sell artisan crafts on their licensed premises, these requests are addressed on a case-by-case basis. The sale of the additional products must occur on the licensed premises and the sale must be made by you as a licensee, not a third party.

If you wish to sell products other than those explicitly permitted by your license, you will need to request permission from the three-member Board, so that the request may be considered. As a courtesy, we are forwarding your letter to the Bureau of Licensing for its consideration.

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**

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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,



RODRIGO J. DIAZ  
CHIEF COUNSEL

cc: Pennsylvania State Police, Bureau of Liquor Control Enforcement  
Tisha Albert, Director of Office of Regulatory Affairs  
B.L. Peifer, Director, Bureau of Licensing

LCB Advisory Opinion No. 18-494