

December 1, 1999

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Mr. James Michael Riccardi
RICK'S TAVERN, INC.
Riccardi's Beef & Brew
116 - 118 S. Line Street
Lansdale, PA 19446-2513

Dear Mr. Riccardi:

ISSUE: This responds to your electronic mail message to the Pennsylvania Liquor Control Board's web site of November 5, 1999. In that message, you indicate that you currently own a restaurant liquor license. (Our records indicate that you own Restaurant Liquor License No. R-17540). You are in the process of purchasing the old Moose building in Lansdale. You inquire whether it is permissible for you to lease part of the building to the Moose and use the other part of the building as a café. The café would not sell alcohol but would be available for catered events.

OPINION: This office has reviewed your proposal. There is nothing in the Liquor Code which would prohibit the owner of a restaurant liquor license from also being the landlord of a club license. Please note that a licensee cannot have an interior connection to another business without Board approval. Therefore, there cannot be an interior connection between the Moose and your non-licensed café absent Board approval.

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

c.c. Pennsylvania State Police
Bureau of Liquor Control Enforcement
W. Eckenrode, PLCB Bureau of Licensing

LCB Advisory Opinion No. 99-377