

December 3, 1999

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Donald Herrold, President
DAUNTLESS HOOK AND LADDER CO.
1-3 South Water Street
Selingsgrove, PA 17870

Dear Mr. Herrold:

ISSUE: This is in response to your November 10, 1999 letter to our office in which you indicated that your fire company is transferring to a new location within the borough of Selingsgrove. You have inquired what needs to be done to move your liquor license to the new building.

OPINION: Initially, your letter indicates that you had originally sent a letter to this office dated September 28, 1999. However, there is no indication that the letter was received, which is why this office had not previously responded to your letter.

In order to transfer a license from one location in a municipality to another location in a municipality, you need to file a transfer application with the Board. In addition, you need to post a notice of application in a conspicuous place on your premises to give notice to the community that the license is being transferred to the new location. The necessary forms and instructions pertaining to those forms are enclosed. If you have any questions about those particular forms, you should contact the Bureau of Licensing directly. Their number is (717) 787-8250.

A typical transfer to a new location takes a couple of months, so you should plan accordingly. Alternatively, you could indicate on your transfer application that you wish this matter be considered under a prior approval basis. Under prior approval, the Board will consider your transfer application based on plans you have submitted and approve or disapprove in advance the transfer of the license. If the license transfer is approved, then once the building is completed, you need only to notify the Board so it can confirm the building was built as planned. The Board will then issue your club license. As mentioned earlier, if you have any additional questions, you may wish to contact the Bureau of Licensing or 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

c.c. Pennsylvania State Police
Bureau of Liquor Control Enforcement

LCB Advisory Opinion No. 99-383