

(Series 39)
Bulletin No. 309A
February 11, 1959

STATE OF NEW YORK
LIQUOR AUTHORITY

TO: SUMMER LICENSEES
SUBJECT: ISSUANCE OF CATERER'S PERMITS FOR FUNCTIONS HELD
AT SUMMER PREMISES

As referenced by Form 110

The Liquor Authority today announced that applications for caterer's permits, as authorized by Chapter 773 of the Laws of 1958, to cater to functions held on premises issued a summer license during 1959, must be filed with the Authority at least thirty days prior to the date of the scheduled function or affair.

Chapter 773 of the Laws of 1958 authorized the issuance of caterer's permits for use in premises issued summer licenses where such permits are issued either prior to April 1st or after the expiration of the summer license, and removed any ineligibility on the part of the premises for a summer license by reason of being open during this period where authorized by reason of a caterer's permit issued by the Authority.

The Authority notes that the issuance of such permits is not a matter of right but rather it is left to the discretion of the Authority to determine in each instance whether public convenience and advantage will be promoted by the issuance of a permit. The Authority also recognizes that in some instances the issuance of caterer's permits for "summer premises" may interfere with the business of annual licensees in the area.

The Authority has therefore determined that unless good cause to the contrary is shown caterer's permits will not be issued for functions held on "summer premises" other than as an occasional accommodation where circumstances or lack of other suitable facilities in the area warrant such issuance. In general, solicitation of functions by the owner or landlord of a "summer premises" shall be deemed, prima facie, grounds for disapproval of any application for a caterer's permit for a function to be held on such premises.

The thirty day filing period established will apply to all future applications for caterer's permits for functions to be held on premises issued a summer license during the summer license period immediately preceding the date of the scheduled function or event and will afford the Authority an opportunity to properly evaluate each such application for a caterer's permit and conduct any investigation required.

Application for caterer's permits for functions to be held in premises other than "summer premises" must be filed with the Authority at least five business days before the date of the scheduled function or affair.

STATE LIQUOR AUTHORITY

Thomas E. Rohan
Thomas E. Rohan
Chairman

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