



KATHY HOCHUL
Governor

LILY M. FAN
Commissioner

VINCENT G. BRADLEY
Chairman

GREELEY FORD
Commissioner

ADVISORY #2022-7

Subject: Determining 2-year licensing for ST permit eligibility

Legislation enacted earlier this year allows applicants in the City of New York seeking a new license (rather than the transfer of a license) to obtain a temporary retail permit to operate while the license application is pending. The legislation contains two restrictions on eligibility if the license application is subject to the 500 Foot Law. First, an active license must have been in effect at the premises within the last two years. Second, no license at the premises must have been suspended, cancelled, or revoked within the last two years.

For purposes of determining whether a license was in effect within the last two years, the Authority will use the date that the check for the license application was received and cashed, not the later date of entry of the application into the Authority's licensing system. That same date will be used to determine if a license has been suspended, cancelled, or revoked at the premises.

This matter was heard and determined by the Members of the Authority at a Full Board meeting held on August 31, 2022 before Chairman Vincent Bradley, Commissioner Lily Fan, and Commissioner Greeley Ford. The above written advisory was approved by the Members of the Authority on August 31, 2022.

Dated: 09/01/22

Donald Roper
Secretary to the Authority