



KATHY HOCHUL
Governor

LILY M. FAN
Chair

EDGAR DE LEON
Commissioner

DELEGATION OF POWER

Delegation of Power with respect to the Committee to Address the Backlog of License Applications

Agenda # 11/28/2023-2-001

Pursuant to Section 17(8) of the Alcoholic Beverage Control Law (“ABCL”) and consistent with Section 2 of the ABCL, the Members of the State Liquor Authority hereby appoint a Committee to address the backlog of licensing applications (hereinafter referred to as “Committee”). The purpose of the Committee is to streamline the Authority’s review of applications in its effort to carry the purposes and objectives cited including to support economic growth, job development, and the state’s alcoholic beverage production industries and its tourism and recreation industry and which promotes the conservation and enhancement of state agricultural lands while maintaining its primary regulatory objective.

The Committee will be comprised of the following employees of the Authority: William Crowley, Lisa Ogden, David Edmunds, Michael Smith, Jill Clark, Amy Male, Maureen Hughes, Christina North, Sarah Ashton, and Juan Herrera.

Pursuant to Section 17(1) and (7) of the ABCL, in consultation with the Deputy Commissioner for Enforcement and General Counsel, the Members of the Authority hereby delegate to the Committee the power to review the following categories of applications:

- New On-Premises license applications submitted by entities or principals who are already licensed by the Authority (e.g., a chain restaurant or chain hotel);
- Applications pending for over 90 days from entities who are already operating with a Temporary Retail Permit with no local municipal/community board opposition;
- Add Bar applications pending for over 90 days with no local municipality/community board opposition and no pending charges;
- Corporate Change applications pending for over 90 days with no local municipality/community board opposition and no pending charges;
- Endorsement applications pending for over 90 days with no local municipality/community board opposition and no pending charges;
- On-Premises Removal applications pending for over 90 days with no local municipality/community board opposition and no pending charges;
- On-Premises Class Change applications pending for over 90 days with no local municipality/community board opposition and no pending charges;

- Method of Operation applications pending for over 90 days with no local municipality/community board opposition and no pending charges;
- On-Premises license applications subject to the 500 Foot Law but are not qualified for a Temporary Retail Permit pending for over 90 days with no local municipality/community board opposition;

The Members of the Authority further delegate to the Committee the power to either approve the application before them or forward the application to the Members of the Authority for consideration.

This delegation will return to the Members for review 6 months after the date of issuance. The industry is advised that all applications before the Committee are still subject to the requirements and prohibitions laid out in the ABCL, Authority rules and regulations, and applicable Authority guidance documents.

This matter was heard and determined by the Members of the Authority at a Full Board meeting held on November 28, 2023 before Chair Lily Fan and Commissioner De Leon. The above written delegation of power was approved by the Members of the Authority on November 28, 2023.

Dated:

Donald Roper
Secretary to the Authority