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DIVISION OF ALCOHOLIC BEVERAGE CONTROL  
STATE LIQUOR AUTHORITY  
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## COMPARISON OF WINERY, FARM WINERY AND MICRO WINERY LICENSES

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This document is intended to assist wineries and farm wineries in complying with the provisions of the Alcoholic Beverage Control Law. It is not intended to serve as a comprehensive manual with respect to either the Alcoholic Beverage Control Law or the other laws and regulations that govern the operation of wineries and farm wineries. In addition, please note that any changes made to the Alcoholic Beverage Control Law or new directives issued by the State Liquor Authority after the date of this presentation may impact some of the information provided in this document.

## Comparison of Winery, Farm Winery and Micro Winery Licenses

	Winery	Farm Winery	Micro Winery
<b><u>BASIC LICENSE PROVISIONS</u></b>			
Type of license	Manufacturing with wholesale and retail privileges	Manufacturing with wholesale and retail privileges	Manufacturing with wholesale and retail privileges
Annual license fee	\$625	\$125	\$50
Limitation on amount produced	None	250,000 gallons/year	1,500 gallons/year
Limitation on type of wine	None	Wine made exclusively from grapes, fruits or other agricultural products grown in NYS	Wine made exclusively from grapes, fruits or other agricultural products grown in NYS
Production of other alcoholic beverages	No	Cider	Cider
<b><u>WHOLESALE PRIVILEGES</u></b>			
Sales to NYS wholesalers	Yes	Yes	Yes
Sales to NYS retailers	Yes	Yes	Yes
Sales to out-of-state entities	If allowed by the laws of the buyer's state	If allowed by laws of the buyer's state	If allowed by the laws of the buyer's state

## Comparison of Winery, Farm Winery and Micro Winery Licenses

	Winery	Farm Winery	Micro Winery
<u>TASTINGS</u>			
Tastings at winery	Any wine manufactured by licensee and any NYS labeled wine	NYS labeled wine, NYS labeled beer, NYS labeled cider, NYS labeled liquor,	NYS labeled wine, NYS labeled beer, NYS labeled cider, NYS labeled liquor,
Tastings at farmers markets, county fairs and State Fair	Any wine manufactured by licensee with a Marketing permit	NYS labeled wine and cider with a Marketing permit	NYS labeled wine and cider with a Marketing permit
Tastings at charitable events	[1] NYS labeled wine with permit issued under ABCL §76(3) or [2] any wine manufactured by licensee with a Marketing Permit	[1] NYS labeled wine with permit issued under ABCL §76-a(3) or [2] NYS labeled wine and cider with a Marketing permit	[1] NYS labeled wine with permit issued under ABCL §76-a(3) or [2] NYS labeled wine and cider with a Marketing permit
Tastings at another licensed premises	[1] NYS labeled wine at retail establishments with wine or liquor license without permit or [2] any wine manufactured by the licensee at any premises licensed to sell wine with a Marketing Permit	[1] NYS labeled wine at establishments with wine or liquor license without permit or [2] NYS labeled wine/cider at any premises licensed to sell wine/cider with a Marketing Permit	[1] NYS labeled wine at establishments with wine or liquor license without permit or [2] NYS labeled wine/cider at any premises licensed to sell wine/cider with a Marketing Permit
Tastings at other events/locations	Any wine manufactured by the licensee with a Marketing Permit on notice to Authority	NYS labeled wine and cider with a Marketing Permit on notice to Authority	NYS labeled wine and cider with a Marketing Permit on notice to Authority

## Comparison of Winery, Farm Winery and Micro Winery Licenses

	Winery	Farm Winery	Micro Winery
<b><u>SALES BY THE BOTTLE (OFF-PREMISES CONSUMPTION)</u></b>			
Sales by the bottle at winery	Any wine manufactured by the licensee and any NYS labeled wine	NYS labeled wine, NYS labeled beer, NYS labeled cider, NYS labeled liquor,	NYS labeled wine, NYS labeled beer, NYS labeled cider, NYS labeled liquor,
Bottle sales at farmers markets, county fairs and State Fair	[1] NYS labeled wine with a permit issued under ABCL §76(7) or [2] any wine manufactured by the licensee with a Marketing Permit	[1] NYS labeled wine with a permit issued under ABCL §76(7) or [2] NYS labeled wine and cider with a Marketing Permit	[1] NYS labeled wine with a permit issued under ABCL §76(7) or [2] NYS labeled wine and cider with a Marketing Permit
Bottle sales at charitable events	[1] NYS labeled wine with a permit issued under ABCL §76(3) or [2] any wine manufactured by the licensee with a Marketing Permit	[1] NYS labeled wine with a permit issued under ABCL §76-a(3) or [2] NYS labeled wine and cider with a Marketing Permit	[1] NYS labeled wine with a permit issued under ABCL §76-a(3) or [2] NYS labeled wine and cider with a Marketing Permit
Bottle sales at other licensed premises	[1] NYS labeled wine with a permit issued under ABCL §76(3) or [2] any wine manufactured by the licensee with a Marketing Permit	[1] NYS labeled wine with a permit issued under ABCL §76-a(3) or [2] NYS labeled wine and cider with a Marketing Permit	[1] NYS labeled wine with a permit issued under ABCL §76-a(3) or [2] NYS labeled wine and cider with a Marketing Permit
Bottle sales at other events/locations	Any wine manufactured by the licensee with a Marketing Permit on notice to Authority	NYS labeled wine and cider with a Marketing Permit on notice to Authority	NYS labeled wine and cider with a Marketing Permit on notice to Authority

## Comparison of Winery, Farm Winery and Micro Winery Licenses

	Winery	Farm Winery	Micro Winery
<b><u>SALES BY THE GLASS (ON-PREMISES CONSUMPTION)</u></b>			
Sales by glass at winery	Any wine manufactured by the licensee and any NYS labeled wine	NYS labeled wine and cider	NYS labeled wine and cider
Sales by the glass in food/drinking establishment in or adjacent to winery	[1] Any wine manufactured by the licensee and any NYS labeled wine or [2] other alcoholic beverages with on-premises license	[1] NYS labeled wine, wine products and cider or [2] other alcoholic beverages with on-premises license	[1] NYS labeled wine, wine products and cider or [2] other alcoholic beverages with on-premises license
Sales by the glass at other events/locations	[1] Wine at an indoor or outdoor gathering with a permit issued under ABCL §97(4), provided winery produces no more than 150,000 gallons a year or [2] Wine at the State Fair to a winery holding a concessionaire's license with a permit issued under ABCL §97(3)	[1] Wine at an indoor or outdoor gathering with a permit issued under ABCL §97(4), provided winery produces no more than 150,000 gallons a year or [2] Wine at the State Fair to a winery holding a concessionaire's license with a permit issued under ABCL §97(3)	[1] Wine at an indoor or outdoor gathering with a permit issued under ABCL §97(4), provided winery produces no more than 150,000 gallons a year or [2] Wine at the State Fair to a winery holding a concessionaire's license with a permit issued under ABCL §97(3)
<b><u>MISCELLANEOUS</u></b>			
Multiple locations	Can operate up to 5 satellite retail stores (each requires a separate license)	Can operate up to 5 branch offices with a permit for each location	Can operate up to 5 branch offices with a permit for each location
Tied-house restrictions	No interest in any business that sells alcoholic beverages at retail	No interest in any business that sells alcoholic beverages at retail	No interest in any business that sells alcoholic beverages at retail