

STATE OF NEW YORK
LIQUOR AUTHORITY

TO: Retail off-premises beer licensees

SUBJECT: Filling growlers off-site

In Advisory 2014-11, the Authority reminded retail off-premises beer licensees that they could sell beer for off-premises consumption in growlers. A question has now been raised as to whether these licensees can fill orders for growlers at a location other than the licensed premises: specifically, whether an off-premises beer licensee that stores beer at a warehouse may fill growlers at that warehouse. The Authority finds such conduct to be permissible, provided that: the activity is supervised by an agent of the licensee; there is no consumption of beer at the warehouse; the licensee maintains up-to-date records of the amount of beer used to fill the growlers; and no sale or delivery of beer to a consumer takes place at the warehouse.