

# Consumption & Package Sales - Frequently Asked Questions

## Consumption on Premises/By the Drink

### 1. What are the hours and days of sale?

The county has passed the brunch bill.

- **Distilled spirits** shall not be sold for consumption on the premises except between the hours of **11:00 AM until 12:00 midnight**, or until one hour prior to closing, whichever is earlier, Monday through Sunday, unless otherwise prohibited by state law. Distilled spirits may be sold for consumption on the premises until 1:55 AM on any January 1, New Year's Day, of any year. If January 1 of any year is a Monday, then distilled spirits may be sold for consumption on the premises from 12:00 midnight to 1:55 AM *Ch. 4, Art. III, Sec. 4-70*
- **Beer and/or wine** shall not be sold for consumption on the premises except between the hours of **11:00 AM and 12:00 midnight**, or one hour prior to closing, whichever is earlier, Sunday through Saturday, unless otherwise prohibited by state law. Beer and/or wine may be sold for consumption until 1:55 AM on any January 1, New Year's Day, of any year. If January 1 of any year is a Monday, then beer and wine may be sold for consumption on the premises from 12:00 midnight to 1:55 AM *Ch. 4, Art. IV, Sec. 4-101*

### 2. What are the permitted locations to sell for consumption on premises?

- **Distilled Spirits:** (1) In eating establishments, as defined in section 4-1, that are located in a restaurant or drive-in restaurant or where these eating establishments are incidental to a hotel or motel, or to a publicly owned golf course or indoor entertainment hall. (2) In indoor commercial recreation establishments as defined in section 4-1. (3) In an indoor publicly owned civic and cultural center as defined in section 4-1. (4) In indoor entertainment halls as defined in section 4-1. (5) By a farm winery as provided in section 4-154. (6) By a holder of a state license to manufacture distilled spirits as provided in section 4-193. (7) By a licensed alcoholic beverage caterer pursuant to section 4-290 et seq.
- **Beer/Wine:** In eating establishments, as defined in section 4-1, that are located in a restaurant or drive-in restaurant or where these eating establishments are incidental to a hotel or motel, or to a publicly owned golf course or indoor entertainment hall; (2) In indoor commercial recreation establishments as defined in section 4-1; (3) In an indoor publicly owned civic and cultural center as defined in section 4-1; (4) At a publicly owned golf course; (5) In an indoor entertainment hall as defined in section 4-1; (6) By a farm winery as provided in section 4-154; (7) In a brewpub pursuant to section 4-238; (8) By a holder of a state license to manufacture malt beverages as provided in section 4-193; (9) By a licensed alcoholic beverage caterer pursuant to section 4-290 et seq.

## Retail/Package Sales – Beer & Wine

### 1. What are the hours & days of sale?

- Retail package licensees shall not engage in the sale of beer and/or wine except between the hours of **8:00 a.m. and 12:00 midnight**, Monday through Saturday; On Sunday, beer and/or wine may be sold between the hours of **12:30 p.m. until 12:00 midnight**. *Ch. 4, Art. V, Sec. 4-132*

## Consumption & Package Sales - Frequently Asked Questions

### 2. What are the permitted retail establishments for package sales?

- Except for licensed farm wineries, licensed brewpubs, holders of a State license to manufacture malt beverages, and licensed alcoholic beverage caterers pursuant to section 4-290 et seq., no beer and/or wine shall be sold at retail except in establishments maintaining 50 percent or greater of the floor space and storage area in a manner which is devoted principally to the retail sale of products other than alcoholic beverages. No retail package licensee shall be permitted to hold any license for on-premises consumption of any alcoholic beverage. **The County does not allow “package stores.”** *Ch. 4, Art. V, Sec. 4-131*

### Excise Taxes

#### 1. When are excise taxes due?

Excise taxes are due by the 10<sup>th</sup> of the month based on the previous month's sales. Taxes received after the 10<sup>th</sup> of the month shall be charged a fee of 10% of the taxes due.

**Please note that Federal & State Law supersede County and local laws. The County Clerk cannot advise on matters regarding Federal or State Law.**