



COMMONWEALTH of VIRGINIA

Department of Alcoholic Beverage Control

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December 28, 2015

Circular Letter
15-06

To: Retail Licensees

Subject: Temporary License Extensions - Increase

Purpose: To provide guidance to Retail licensees regarding an increase in the number of times per year the privileges of an ABC license may be temporarily extended to an outdoor area.

Background: The Bureau of Law Enforcement has long been guided by policy that permits licensees, by request, to temporarily extend the privileges of their licenses to outdoor areas up to four days per calendar year. Bureau policy requires a thorough investigation, by an agent, of all requests made by licensees. The investigation is designed to ensure that all granted extensions comply with statute and regulation. If at the conclusion of an investigation there are no objections from the Bureau or members of the public, the request will be approved. If there are objections or other problems with the request and the request cannot be approved, the licensee may either withdraw the request or it will be called for a hearing.

The limitation of four days per year was set administratively, as there is no statutory or regulatory language that speaks to this threshold.

Held: As the limitation of four temporary extensions per calendar year was administratively set, the Bureau of Law Enforcement, in consultation with the current Board, has determined that an increase is appropriate. Effective January 1, 2016, retail licensees will be permitted to temporarily extend their licensed privileges to an outdoor area up to twelve times per calendar year, subject to the same investigatory and approval process referenced above.

A handwritten signature in black ink, appearing to read "Travis G. Hill".

Travis G. Hill
Chief Operating Officer/Secretary to the Board.