

§33.15. Winery Festival Certificate.

(a) This rule relates to Chapter 17 of the Alcoholic Beverage Code.

(b) Applications for Winery Festival Permits, and expiration, denial, cancellation and suspension of such applications and permits shall be in accordance with the statutes, rules and commission policies governing applications, expirations, denials, cancellations and suspensions of licenses and permits generally.

(c) No person may sell wine or possess wine with the intent to sell it at a civic or wine festival, farmer's market, celebration or similar event without first having obtained a Winery Festival Certificate authorizing sales at the event from the commission. Winery Festival Certificates may not be issued for more than one event. Winery Festival Certificates may only be issued to the holder of a Winery Festival Permit.

(d) Applications for Winery Festival Certificates shall be made to the commission's district office having jurisdiction over the location of the event for which the certificate is sought. Applications shall be on forms provided by the commission.

(e) The administrator or his/her designee may deny an application for Winery Festival Permit Certificate if there is reasonable grounds to believe that issuance of the certificate will result in a violation of the Alcoholic Beverage Code or rules of the commission. The grounds for denial of the application shall be communicated in writing to the applicant by a representative of the commission as soon as is reasonably practical.

(f) All Wine sold or possessed with the intention to sell at an event held in an area where the sale of wine has not been authorized by a local option election shall comply with the terms of §16.011 of the Alcoholic Beverage Code.