



STATE OF DELAWARE
OFFICE OF THE ALCOHOLIC BEVERAGE CONTROL COMMISSIONER

CARVEL STATE BUILDING, 3RD FLOOR
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April 22, 2020

Dear Licensee:

The Governor has, through the State of Emergency Declaration (SoE) and Modifications, recommended social distancing and prohibited the on-premise consumption of food or beverage and which this Office has interpreted to include a prohibition of tastings at package stores. This Office is providing the following additional interpretation and guidance for your use:

1. During the time that the Governor's State of Emergency Declaration is in force or unless terminated sooner in writing, the "premise" of an entity with a license to sell for off-premise consumption, which shall include Microbreweries, Farm Wineries, Craft Distilleries and Brewery-pubs, shall be interpreted to include the immediate parking lot and curb surrounding the licensed building. The "sale" shall take place within the building when the licensee receives an electronic or telephonic communication of an order with payment and then assists the customer by bringing the purchased product to the vehicle of the customer at the immediate parking lot or curb.
2. During the time that the Governor's State of Emergency Declaration is in force or unless terminated sooner in writing, the "premise" of licensees that are permitted under the 2nd Modification to the SoE to sell for off-premise consumption, so long as the alcohol is accompanied by food and the alcohol sales do not exceed forty percent of the total sales, shall be interpreted to include the immediate parking lot and curb surrounding the licensed building. The "sale" shall take place within the building when the licensee receives an electronic or telephonic communication of an order with payment and then assists the customer by bringing the purchased product to the vehicle of the customer at the immediate parking lot or curb.
3. The licensed entities shall continue to abide by all legal requirements in relation to their liquor licenses, to include but not limited to making sure that any alcoholic beverages are not delivered to an underage person or an intoxicated individual.

A handwritten signature in cursive script, appearing to read "John H. Cordrey".

John H. Cordrey
Delaware Alcoholic Beverage Control Commissioner