



For your application to be processed you must fulfill ALL of the following:

- _____ 1. Completed ABL-901 application, signed, dated and notarized (if not already a holder of an "Off-Premises" Beer & Wine Permit.)
- _____ 2. Completed ABL-30 Form (all persons applying for Food Service Establishment Beer & Wine Permit).
- _____ 3. Submit nonrefundable **filing** fees. (**License** fees should not be submitted until license is approved.)

GUIDELINES AND DEFINITIONS

SC Code Section 61-6-2015 - Temporary Permits for Separate Food Service Establishment

(A) A temporary permit to sell beer and wine for on-premises consumption for a period not to exceed twenty-four hours without regard to the days or hours of these sales is hereby authorized. This permit may be issued by the department for the same fees provided in Section 61-4-500 for a retail beer and wine permit, including an application fee. This permit shall be considered a biennial temporary permit, and may be issued to those holders of a permit to sell beer and wine for off-premises consumption during periods other than Sunday who have within the licensed premises a separate food service establishment serving prepared food for on-premises consumption. The permit to sell beer and wine for on-premises consumption during the twenty-four hour period shall apply only to this separate food-service establishment.

(B) The department may require such proof of qualifications for the issuance of these permits as it considers necessary, and these permits may be issued only to qualified applicants located in a county or municipality, which pursuant to Section 61-6-2010 has successfully held a referendum allowing the possession, sale, and consumption of alcoholic liquors by the drink for a period not to exceed twenty-four hours.

Permit Requirements for "On-Premises" Consumption at Certain "Off-Premises" Locations: SC Code Section 61-6-2015 allows a location with an "off-premises" beer and wine permit to sell beer and wine for "on-premises" consumption if:

- 1. the location has a "separate food service establishment" for serving prepared food for on-premises consumption;
- 2. the location is within a municipality or county that has approved Sunday sales of liquor by the drink pursuant to Code Section 61-6-2010; and,
- 3. the location holds a biennial beer and wine permit for "off-premises" consumption.

The license fees for each permit, the biennial beer and wine permit for "off-premises" consumption and the biennial temporary beer and wine permit for "on-premises" consumption, are subject to proration in accordance with the law. While the applicant for the biennial permit for "off-premises" consumption must publish or post the notices set forth in Code Section 61-4-520(7) as part of the application process, the biennial temporary permit is a "temporary permit" and the applicant for the "temporary" permit for "on-premises" consumption is not required to publish or post the notices set forth in Code Section 61-4-520(7) for the biennial temporary permit authorized under Code Section 61-6-2015.

"What is a Separate Food Service Establishment?"

For purposes of Code Section 61-6-2015, a "separate food service establishment" is a distinct and identifiable area within a location licensed for "off-premises" beer and wine consumption that serves prepared food for immediate consumption. The "separate food service establishment" must:

- (a) be owned and operated by the same person or legal entity that owns and operates the "off-premises" beer and wine location in which it is located;
- (b) serve prepared food for consumption within the "separate food service establishment;" and,
- (c) provide seating, counters or other facilities for customers to consume the prepared food within the "separate food service establishment."

The determination as to whether or not an area, within a location licensed for "off-premises" beer and wine consumption, is "distinct and identifiable" (i.e., separate) from the remainder of the "off-premises" beer and wine location in which it is located will be based upon all the facts and circumstances. In making this determination the Department may consider various factors including, but not limited to, whether such area would be perceived by the public as being "distinct and identifiable" (i.e., separate) or whether such area is separated in its appearance by railings, planters, walls or in some other manner.

"Prepared food" includes, but is not limited to, hot meals, cold meals, sandwiches, and any other foods that require preparation at the "separate food service establishment." It does not include (a) food such as sandwiches, boiled eggs, sausages and other snacks prepared at a place other than the "separate food service establishment;" or (b) food that requires no preparation such as prepackaged snacks (e.g., chips, crackers, candy), unless such prepackaged food is a component of a prepared meal (e.g., hot dog, chips and a drink).

Restrictions: A location meeting the above qualifications that has obtained the above permits may:

1. sell beer and wine for "on-premises" consumption seven days a week, twenty-four hours a day under the biennial temporary permit authorized under Code Section 61-6-2015; and
2. sell beer and wine for "on-premises" consumption **only within the separate food service establishment** at the location.

A location meeting the above qualifications that has obtained the above permit may not sell beer and wine for "off-premises" consumption from the separate food service establishment. Beer and wine may not be consumed at any place at the location that is outside the separate food service establishment; and open containers of beer and wine may not be possessed at any place at the location that is outside the separate food service establishment.



STATE OF SOUTH CAROLINA
DEPARTMENT OF REVENUE
**FOOD SERVICE ESTABLISHMENT
BEER AND WINE PERMIT APPLICATION**

Mail to: SCDOR, ABL Section, Columbia, SC 29214-0907
Telephone: (803) 898-5864 DOR Website: www.sctax.org

File Number: _____

LICENSE TYPES

FEES

Filing Fee (Non Refundable)	\$300.00
Food Service Establishment Beer and Wine Permit	\$600.00
120-day Temporary Beer & Wine	\$25.00

PLEASE PRINT OR TYPE ALL INFORMATION

1. OWNER, PARTNERSHIP, OR CORPORATE CHARTER NAME		6. TRADE NAME (DOING BUSINESS AS)	
2. PHYSICAL LOCATION OF BUSINESS REQUIRED (NO P.O. BOX)		7. BUSINESS PHONE NUMBER	
_____ STREET _____ CITY COUNTY (REQUIRED) STATE ZIP		_____ DAYTIME PHONE NUMBER	_____ DAYTIME PHONE NUMBER
3. MAILING ADDRESS (FOR ALL CORRESPONDENCE)		8. FEDERAL IDENTIFICATION NUMBER AND/OR SOCIAL SECURITY NO.	
_____ IN CARE OF _____ STREET _____ CITY COUNTY STATE ZIP		9. NATURE OF BUSINESS	
4. TYPE OF OWNERSHIP		10. WHAT IS YOUR RETAIL SALES TAX NUMBER?	
<input type="checkbox"/> SOLE PROPRIETOR (one owner) <input type="checkbox"/> PARTNERSHIP (two or more owners) <input type="checkbox"/> LLC/LLP <input type="checkbox"/> SC CORPORATION DATE INC. _____ <input type="checkbox"/> FOREIGN CORPORATION STATE INC. _____ DATE OF INC. _____ <input type="checkbox"/> NON-PROFIT ORGANIZATION <input type="checkbox"/> OTHER (EXPLAIN) _____		_____ _____ _____ _____ _____	
5. DOES YOUR BUSINESS HOLD A CURRENT OFF PREMISE BEER/WINE PERMIT?		11. IS BUSINESS WITHIN SC MUNICIPAL LIMITS?	
<input type="checkbox"/> YES (PERMIT # _____) <input type="checkbox"/> NO		<input type="checkbox"/> YES <input type="checkbox"/> NO IF YES, WHICH CITY? _____	

I certify by my signature that I have attached the ABL-901 packet or a permanent Off-Premises Beer and Wine Permit has been issued to the same entity, at the physical location as indicated on the form(s). I understand if a violation of any alcoholic beverage laws or regulations occurs during the period covered by the Food Service Establishment On-Premise Beer and Wine permit, that I and/or the organization may be charged and if found guilty, that all other beer and wine permanent permits may be suspended or revoked and all permit fees are forfeited. Furthermore, I also certify that I will not permit on-premise consumption of beer and/or wine outside of the designated separate food service establishment. I understand that a violation of this stipulation will be a violation against the permit and shall constitute sufficient grounds to suspend or revoke the beer and wine permit. Nothing herein shall be construed so as to prevent or prohibit "Tastings" in accordance with, and as specifically permitted by, SC Code Ann. Section 61-4-960.

I understand that a misstatement or concealment of fact in an application is sufficient grounds for the revocation of the permit. I consent to the inspection of the premises covered by this permit by any agent of the SC Department of Revenue or any law enforcement officer.

I have read the instructions to this application and to the best of my knowledge all information provided with this application is true and accurate.

SWORN to and subscribed before me this

_____ day of _____, year of _____

Notary Public for _____

My Commission Expires: _____

Notary (L.S.) _____

Notary (printed name) _____

_____ Applicant (owner, partner, or corporate officer)

Social Security Privacy Act Disclosure

It is mandatory that you provide your social security number on this tax form. 42 U.S.C 405(c)(2)(C)(i) permits a state to use an individual's social security number as means of identification in administration of any tax. SC Regulation 117-201 mandates that any person required to make a return to the SC Department of Revenue shall provide identifying numbers, as prescribed, for securing proper identification. Your social security number is used for identification purposes.