



Agriculture and Markets

KATHY HOCHUL
Governor

RICHARD A. BALL
Commissioner

August 18, 2023

Re: Commissioner Ball Determines Grape Varietal Losses

Dear Farm Winery:

Agriculture and Markets Law, Section 16(42) and Alcoholic Beverage Control Law Section 76- a(5)(b) allows the Commissioner of Agriculture and Markets to make a determination to allow Farm Wineries licensed by the State Liquor Authority to purchase out-of-state grapes or juice in the event of a loss of grapes due to adverse weather conditions. Commissioner Ball has determined that a loss of grapes of 40% or more has occurred for the following single variety of grape, due to frost and freeze events during May of 2023:

- Gewurztraminer

Farm Wineries licensed by the New York State Liquor Authority may file an application with the New York State Department of Agriculture and Markets (Department) to be considered to manufacture or sell wine produced from out-of-state grapes or juice for the above varieties. Enclosed is a copy of the "2023 Farm Winery Certification and Application for Authorization to Manufacture or Sell Wine Produced from Out-of-State Grapes or Juice."

Please note, to be considered to source grapes or juice from out-of-state, you must demonstrate that you have been unable to obtain the desired varietal(s) in the quantity needed **from at least three New York State grape growers** that grow the impacted varietal(s). This information must include, their name, address, telephone number, email address (if available) and the date of contact (question 2 of the application). The tonnage and/or juice requested should not exceed the product lost that normally comes from your vineyard or other NYS grown sources. Please be advised that the Department may verify information provided by you on your application.

For the Department to consider your request, complete and return the application by **October 31, 2023**.

Submit applications to:

Email: FPDL@agriculture.ny.gov

Fax: (518) 457-2716

Mail: NYS Department of Agriculture and Markets
Agricultural Producers Security Program
10B Airline Drive
Albany NY 12235

If you have any questions, please contact the Agricultural Producers Security Program Team by emailing FPDL@agriculture.ny.gov or call 518-457-7076, Option 2.

Best regards,

Jacqueline Boyer
Manager, Agricultural Producers Security Program