

F. Murray Benson, Esq., City Solicitor (cont'd)

For your information, I might add that recently there have been a number of cases in this office wherein licenses have been authorized by the Liquor Board and said licenses later recalled because subsequent investigation developed that the applicant was not qualified for such a license. Other cases have arisen where licenses have been issued and the license was not used due to the abandonment of the particular occasion for which it was requested, or other circumstances beyond the control of the applicant.

Under the law now in effect, there is no provision authorizing refunds of unused licenses in such cases. Undue hardship has resulted from this situation to a number of persons, clubs, etc. The City, however, can give no relief to such applicants for refunds as effect must be given to the law which is an act of the State Legislature.

It seems to me, therefore, that this situation should be brought to the attention of the Legislature at its next session and the law amended accordingly.

Very truly yours,

(signed) MICHAEL J. HANKIN

Assistant City Solicitor

MJH/SB