



## MEMORANDUM

TO: Alcoholic Beverage Control Board

DATE: March 30, 2022

FROM: Kristina Serezhenkov, OLE

RE: #5971 Hive Mind Meadery LLC

### Statutory & Regulation Authority:

AS 04.11.480(a) A local governing body may protest the issuance, renewal, relocation, or transfer to another person of a license by sending the board and the applicant a protest and the reasons for the protest within 60 days of receipt from the board of notice of filing of the application. A protest received after the 60-day period may not be accepted by the board, and in no event may a protest cause the board to reconsider an approved renewal, relocation, or transfer. The local governing body may protest the continued operation of a license during the second year of the biennial license period by sending the board and the licensee a protest and the reasons for the protest by January 31 of the second year of the license. The procedures for action on a protest of continued operation of a license are the same as the procedures for action on a protest of a renewal application. The board shall consider a protest and testimony received at a hearing conducted under AS 04.11.510(b)(2) or (4) when it considers the application or continued operation, and the protest and the record of the hearing conducted under AS 04.11.510(b)(2) or (4) shall be kept as part of the board's permanent record of its review. If an application or continued operation is protested, the board shall deny the application or continued operation unless the board finds that the protest is arbitrary, capricious, and unreasonable.

AS 04.11.510(b)(1): "if an application is denied, the notice of denial shall be furnished the applicant immediately in writing stating the reason for the denial in clear and concise language; the notice of denial must inform the applicant that the applicant is entitled to an informal conference with either the director or the board, and that, if not satisfied by the informal conference, the applicant is then entitled to a formal hearing conducted by the office of administrative hearings (AS 44.64.010); if the applicant requests a formal hearing, the office of administrative hearings shall adhere to AS 44.62.330 — 44.62.630 (Administrative Procedure Act); all interested persons may be heard at the hearing and unless waived by the applicant and the board, the formal hearing shall be held in the area for which the application is requested"

3 AAC 304.145(h) "The board may uphold a protest of an application or continued operation with a single abeyance period not to exceed 180 days if the local governing body indicates that the protest is subject to rescission and that it will be withdrawn if the applicant meets conditions set by the local governing body. If the local governing body notifies the board within the period of the abeyance that the protest has been removed, the application or continued operation is approved when all other applicable requirements have been met. If the local governing body has not notified the board within the period of the abeyance that it has removed the protest, the application or continued operation is denied. The period of abeyance may not be extended or renewed."

**Update:** As of March 30, 2022, AMCO has not received a lifted protest from the Municipality.

**Background:** At the August 17, 2021 ABC Board meeting, the board approved the new license application with delegation. On September 15, 2021, the Municipality of Anchorage protested the application pending approval of a special land use permit by the Assembly and certification from the Anchorage Fire Department. The protest hearing was tabled at the November 2, 2021 meeting. At the January 18, 2022 meeting Tristan Bellotti, the licensee, was present and said they were waiting on construction to finish, possibly in the next two months. The board tabled the protest hearing once again.

**Staff Recommendation:** Consider the Municipality of Anchorage protest and determine if the protest is arbitrary, capricious and unreasonable.

**Attachment:**

Municipality of Anchorage Protest

AB-00

AB-02



# Municipality of Anchorage

P.O. Box 196650 • Anchorage, Alaska 99519-6650 • Telephone: (907) 343-4316 • Fax: (907) 249-7533 <http://www.muni.org/assembly/license>

## Office of the Municipal Clerk Licensing

September 15, 2021

Ms. Carrie Craig  
Alaska Alcohol and Marijuana Control Office  
550 W 7<sup>th</sup> Ave. Ste. 1600  
Anchorage, Alaska 99501

RE: Anchorage Assembly Action on Liquor Licenses

Dear Ms. Craig:

The Anchorage Municipal Assembly at its regular meeting on **September 14, 2021** took the following final actions:

### **PROTEST**

#### **New Liquor License**

- **Restaurant/Eating Place**  
El Pastor, LLC LL#5954 – AR 2021-284  
Pending certification from the State Fire Marshal.  
-Per 3 AAC 304.145(d) the applicant was given the opportunity to defend their application by public hearing at the September 14, 2021 Assembly Meeting.

#### **New Liquor License**

- **Recreation Site**  
Hilltop Ski Area LL#5982 – AR 2021-283  
Pending approval of special land use permit by the Assembly.  
-Per 3 AAC 304.145(d) the applicant was given the opportunity to defend their application by public hearing at the September 14, 2021 Assembly Meeting.

#### **Transfer Liquor License**

- **Package Store**  
La Bodega LL#5170 – AR 2021-285  
Pending certification from the Anchorage Fire Department.  
-Per 3 AAC 304.145(d) the applicant was given the opportunity to defend their application by public hearing at the September 14, 2021 Assembly Meeting.

#### **New Liquor License**

- **Winery**  
Hive Mind Meadery LLC LL#5971 – AR 2021-286  
Pending approval of special land use permit by the Assembly and certification from the Anchorage Fire Department.  
-Per 3 AAC 304.145(d) the applicant was given the opportunity to defend their application by public hearing at the September 14, 2021 Assembly Meeting.

If you require additional information or if I can be of any assistance, please call me.

**AMCO Received 9/15/2021**

Cordially,



Kiana Belser  
Business License Specialist

CC: Business Owners – Via Email



Alcohol and Marijuana Control Office  
 550 W 7<sup>th</sup> Avenue, Suite 1600  
 Anchorage, AK 99501  
[alcohol.licensing@alaska.gov](mailto:alcohol.licensing@alaska.gov)  
<https://www.commerce.alaska.gov/web/amco>  
 Phone: 907.269.0350

**Alaska Alcoholic Beverage Control Board**  
**Form AB-00: New License Application**

**What is this form?**

This new license application form is required for all individuals or entities seeking to apply for a new liquor license. Applicants should review Title 04 of Alaska Statutes and Chapter 304 of the Alaska Administrative Code. All fields of this form must be completed, per AS 04.11.260 and 3 AAC 304.105.

This form must be completed and submitted to AMCO's main office, along with all other required forms and documents, before any license application will be considered complete.

**Section 1 - Establishment and Contact Information**

Enter information for the business seeking to be licensed.

Licensee:	Hive Mind Meadery LLC		
License Type:	Winery	Statutory Reference:	04.11.140
Doing Business As:	Hive Mind Meadery LLC		
Premises Address:	600 West 58th Ave Suite A		
City:	Anchorage	State:	AK ZIP: 99518
Local Governing Body:	Anchorage, Alaska		
Community Council:	Taku/Campbell		

Mailing Address:	910 Lighthouse Court		
City:	Anchorage	State:	AK ZIP: 99515

Designated Licensee:	Tristan Bellotti		
Contact Phone:	907-301-4636	Business Phone:	907-301-4636
Contact Email:	TBellotti@HiveMindMeadery.com		

Seasonal License?  Yes  No  If "Yes", write your six-month operating period: \_\_\_\_\_

OFFICE USE ONLY			
Complete Date:	7-29-2021	License Years:	License #: 5971
Board Meeting Date:	8-17-2021	Transaction #:	100059401
Issue Date:		BRE:	KRS





Alcohol and Marijuana Control Office  
 550 W 7<sup>th</sup> Avenue, Suite 1600  
 Anchorage, AK 99501  
[alcohol.licensing@alaska.gov](mailto:alcohol.licensing@alaska.gov)  
<https://www.commerce.alaska.gov/web/amco>  
 Phone: 907.269.0350

Alaska Alcoholic Beverage Control Board  
**Form AB-00: New License Application**

**Section 2 – Premises Information**

Premises to be licensed is:

- an existing facility     a new building     a proposed building

The next two questions must be completed by beverage dispensary (including tourism) and package store applicants only:

What is the distance of the shortest pedestrian route from the public entrance of the building of your proposed premises to the outer boundaries of the nearest school grounds? Include the unit of measurement in your answer.

1056 feet

What is the distance of the shortest pedestrian route from the public entrance of the building of your proposed premises to the public entrance of the nearest church building? Include the unit of measurement in your answer.

2112 feet

**Section 3 – Sole Proprietor Ownership Information**

This section must be completed by any sole proprietor who is applying for a license. Entities should skip to Section 4. If more space is needed, please attach a separate sheet with the required information. The following information must be completed for each licensee and each affiliate (spouse).

This individual is an:  applicant     affiliate

Name:					
Address:					
City:		State:		ZIP:	

This individual is an:  applicant     affiliate

Name:					
Address:					
City:		State:		ZIP:	



Alaska Alcoholic Beverage Control Board

## Form AB-00: New License Application

### Section 4 – Entity Ownership Information

This section must be completed by any **entity**, including a corporation, limited liability company (LLC), partnership, or limited partnership, that is applying for a license. Sole proprietors should skip to Section 5.

If more space is needed, please attach a separate sheet with the required information.

- If the applicant is a **corporation**, the following information must be completed for each **stockholder who owns 10% or more** of the stock in the corporation, and for each **president, vice-president, secretary, and managing officer**.
- If the applicant is a **limited liability organization**, the following information must be completed for each **member with an ownership interest of 10% or more**, and for each **manager**.
- If the applicant is a **partnership**, including a **limited partnership**, the following information must be completed for each **partner with an interest of 10% or more**, and for each **general partner**.

Entity Official:	Tristan Bellotti				
Title(s):	Member/Manager	Phone:	907-301-4636	% Owned:	100
Address:	910 Lighthouse Court				
City:	Anchorage	State:	AK	ZIP:	99515

Entity Official:	N/A				
Title(s):	N/A	Phone:	N/A	% Owned:	N/A
Address:	N/A				
City:	N/A	State:	N/A	ZIP:	N/A

Entity Official:					
Title(s):		Phone:		% Owned:	
Address:					
City:		State:		ZIP:	

Entity Official:					
Title(s):		Phone:		% Owned:	
Address:					
City:		State:		ZIP:	





Alcohol and Marijuana Control Office  
 550 W 7<sup>th</sup> Avenue, Suite 1600  
 Anchorage, AK 99501  
[alcohol.licensing@alaska.gov](mailto:alcohol.licensing@alaska.gov)  
<https://www.commerce.alaska.gov/web/amco>  
 Phone: 907.269.0350

**Alaska Alcoholic Beverage Control Board**  
**Form AB-00: New License Application**

This subsection must be completed by any applicant that is a corporation or LLC. Corporations and LLCs are required to be in good standing with the Alaska Division of Corporations (DOC) and have a registered agent who is an individual resident of the state of Alaska.

DOC Entity #:	10138749	AK Formed Date:	7-29-2020	Home State:	AK
Registered Agent:	Andrew C. Mitton		Agent's Phone:	907-602-8360	
Agent's Mailing Address:	405 W. 36th Ave. Suite 200				
City:	Anchorage	State:	AK	ZIP:	99503

Residency of Agent: Yes No

Is your corporation or LLC's registered agent an individual resident of the state of Alaska?

**Section 5 - Other Licenses**

Ownership and financial interest in other alcoholic beverage businesses: Yes No

Does any representative or owner named in this application have any direct or indirect financial interest in any other alcoholic beverage business that does business in or is licensed in Alaska?

If "Yes", disclose which individual(s) has the financial interest, what the type of business is, and if licensed in Alaska, which license number(s) and license type(s):

**Section 6 - Authorization**

Communication with AMCO staff: Yes No

Does any person other than a licensee named in this application have authority to discuss this license with AMCO staff?

If "Yes", disclose the name of the individual and the reason for this authorization:





Alcohol and Marijuana Control Office  
 550 W 7<sup>th</sup> Avenue, Suite 1600  
 Anchorage, AK 99501  
[alcohol.licensing@alaska.gov](mailto:alcohol.licensing@alaska.gov)  
<https://www.commerce.alaska.gov/web/amco>  
 Phone: 907.269.0350

**Alaska Alcoholic Beverage Control Board**  
**Form AB-00: New License Application**

**Section 7 - Certifications**

Read each line below, and then sign your initials in the box to the right of each statement:

Initials

I certify that all proposed licensees (as defined in AS 04.11.260) and affiliates have been listed on this application.

TSB

I certify that all proposed licensees have been listed with the Division of Corporations.

TSB

I certify that I understand that providing a false statement on this form or any other form provided by AMCO is grounds for rejection or denial of this application or revocation of any license issued.

TSB

I certify that all licensees, agents, and employees who sell or serve alcoholic beverages or check the identification of a patron will complete an approved alcohol server education course, if required by AS 04.21.025, and, while selling or serving alcoholic beverages, will carry or have available to show a current course card or a photocopy of the card certifying completion of approved alcohol server education course, if required by 3 AAC 304.465.

TSB

I agree to provide all information required by the Alcoholic Beverage Control Board in support of this application.

TSB

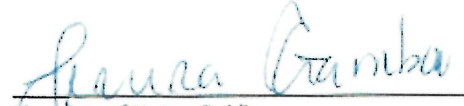
As an applicant for a liquor license, I declare under penalty of perjury that I have read and am familiar with AS 04 and 3 AAC 304, and that this application, including all accompanying schedules and statements, is true, correct, and complete.



Signature of licensee

**Tristan S Bellotti**

Printed name of licensee



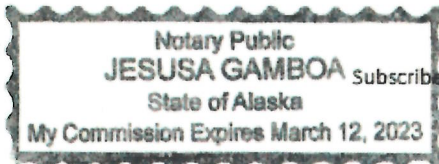
Signature of Notary Public

Notary Public in and for the State of

Alaska

My commission expires:

3/12/2023



Subscribed and sworn to before me this

5

day of

March

, 2021



## Alaska Alcoholic Beverage Control Board Form AB-02: Premises Diagram

### What is this form?

A detailed diagram of the proposed licensed premises is required for all liquor license applications, per AS 04.11.260 and 3 AAC 304.185. Your diagram must include dimensions and must show all entrances and boundaries of the premises, walls, bars, fixtures, and areas of storage, service, consumption, and manufacturing. If your proposed premises is located within a building or building complex that contains multiple businesses and/or tenants, please provide an additional page that clearly shows the location of your proposed premises within the building or building complex, along with the addresses and/or suite numbers of the other businesses and/or tenants within the building or building complex.

The second page of this form is not required. Blueprints, CAD drawings, or other clearly drawn and marked diagrams may be submitted in lieu of the second page of this form. The first page must still be completed, attached to, and submitted with any supplemental diagrams. An AMCO employee may require you to complete the second page of this form if additional documentation for your premises diagram is needed.

This form must be completed and submitted to AMCO's main office before any license application will be considered complete.

Yes No

I have attached blueprints, CAD drawings, or other supporting documents in addition to, or in lieu of, the second page of this form.



### Section 1 – Establishment Information

Enter information for the business seeking to be licensed, as identified on the license application.

Licensee:	Hive Mind Meadery LLC	License Number:			
License Type:	Winery				
Doing Business As:	Hive Mind Meadery				
Premises Address:	600 West 58th Ave Suite A				
City:	Anchorage	State:	AK	ZIP:	99518



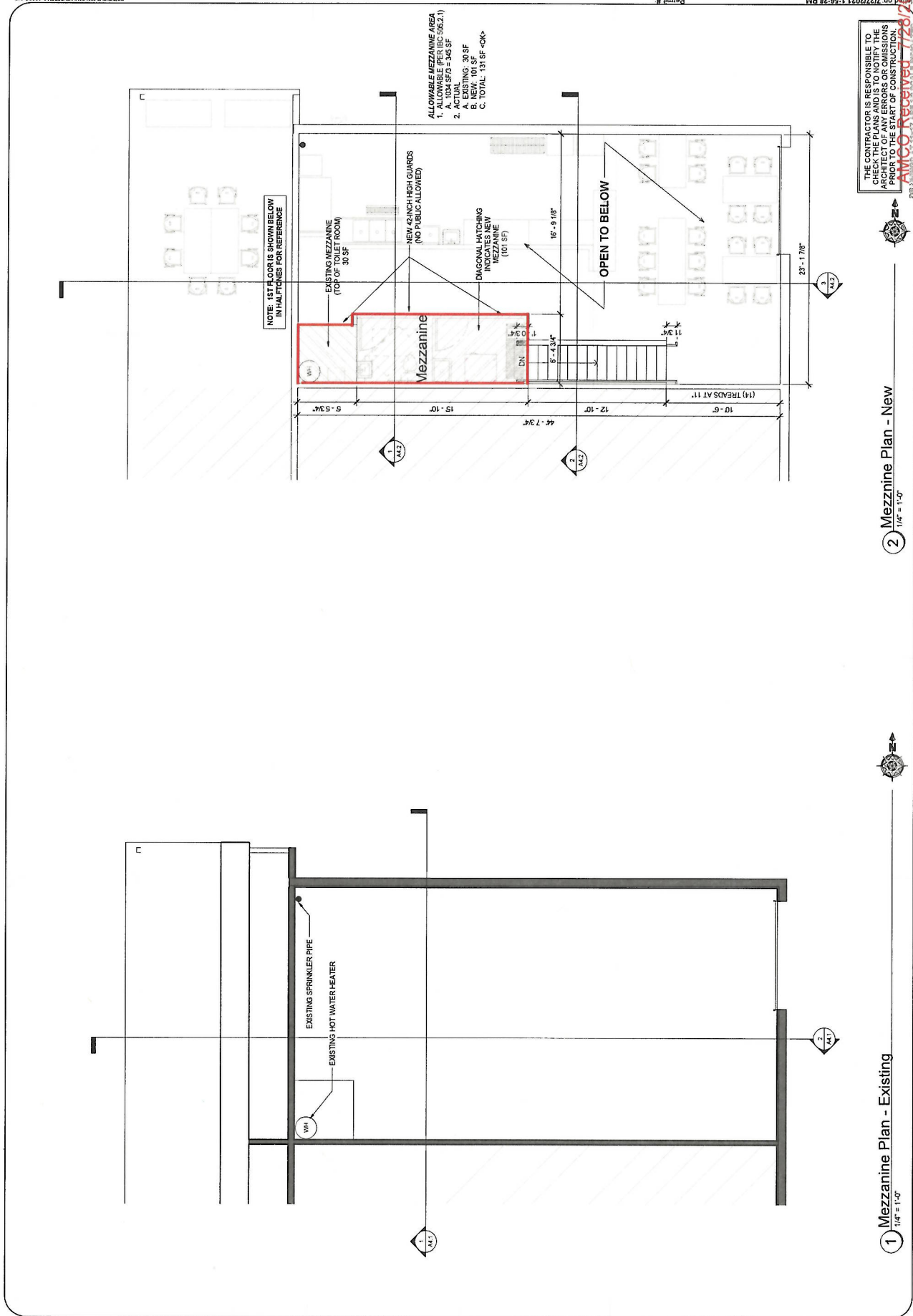
FVA Project #:  
 2021\_51  
 Project Start Date:  
 03-22-2021  
 Release Date:  
 07-27-2021  
 Release for:  
 Submit to Licensing

PRELIMINARY  
 11/16/2020 PM

ARCHITECTS  
 & ASSOCIATES, INC.  
 Faulkenberry Architects, Inc.  
 P.O. Box 20083 - Ardmore, Alaska 99502-0083 - (907)522-8193

Five Mind Meadery  
 Tenant Improvement  
 Change of Use  
 600 W. 58th Avenue, Suite A  
 Fairbanks Industrial Park Subdivision  
 Fairbanks, AK 99716

Mezzanine Plans  
 THE CONTRACTOR IS RESPONSIBLE TO CHECK THE PLANS AND IS TO NOTIFY THE ARCHITECT OF ANY ERRORS OR OMISSIONS PRIOR TO THE START OF CONSTRUCTION.  
 AMICO RECEIVED 11/26/21  
 A2.2



ALLOWABLE MEZZANINE AREA  
 1. ALLOWABLE (PER BC 592.2.1)  
 A. 104 SF @ - 34 SF  
 B. 101 SF @ - 30 SF  
 C. TOTAL: 131 SF <OK>

NOTE: 1ST FLOOR IS SHOWN BELOW IN HALFTONES FOR REFERENCE

1 Mezzanine Plan - Existing  
 1/4" = 1'-0"

2 Mezzanine Plan - New  
 1/4" = 1'-0"



11/16/2021 1:56:28 PM  
 Permit #

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## 600 W 58th Ave

Anchorage, AK 99518  
Building



Directions



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Nearby



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phone



Share

### Photos

