



THE STATE
of **ALASKA**
GOVERNOR MICHAEL J. DUNLEAVY

**Department of Commerce, Community,
and Economic Development**

ALCOHOL AND MARIJUANA CONTROL OFFICE
550 West 7th Ave, Suite 1600
Anchorage, AK 99501
Main: 907.269.0350

MEMORANDUM

TO: Alcoholic Beverage Control Board

DATE: November 28, 2022

FROM: Kristina Serezhenkov, OLE

RE: #6107 First and Last
Stop Liquor

Requested Action: New Package Store license

Statutory and Regulatory Authority: AS 04.06.090(b): "The board shall review all applications for licenses made under this title and may order the director to issue, renew, revoke, transfer, or suspend licenses and permits authorized under this title."

AS 04.11.460. Prior public approval.

(a) A new license or the transfer of location of an existing license may not be approved by the board in an area outside but within 50 miles of the boundaries of a municipality unless a petition asking that the license be issued or transferred within the area containing signatures of a majority of the permanent residents residing within one mile of the proposed premises is filed with the board.

(b) A license may not be issued in an area that is 50 miles or more from the boundaries of a municipality unless a petition asking that the license be issued within the area containing the signatures of two-thirds of the permanent residents residing within a radius of five miles of the United States post office station nearest to the proposed licensed premises, is filed with the board. If there are two or more United States post office stations in the vicinity of the proposed licensed premises, the nearest to the premises constitutes the point of beginning under this subsection. If there is no United States post office station within a radius of five miles of the proposed licensed premises, the applicant must obtain the signatures of two-thirds of the permanent residents residing within a five mile radius of the proposed licensed premises. A petition is not required for the renewal of a license issued in accordance with this subsection unless specifically required by the board.

(c) In this section, "permanent resident" means a person 21 years of age or older who has established a permanent place of abode.

3 AAC 304.115. Petitions

- (a) If required by statute or regulation, a petition is a necessary part of an application for a new license, and for renewal, transfer, or relocation of an existing license. An application submitted without the required petition is incomplete. All petitions must be on forms prescribed by the board. Petition signatures must be obtained within the 90-day period immediately preceding the submission of the application. After an application has been filed, no additional signatures may be added to the petition, and no signatures may be withdrawn.
- (b) A person signing a petition relating to a license must be 21 years of age or older and must be a permanent resident of the geographical area relevant to the petition. A person may have only one permanent residence.
- (c) Municipal boundaries shall be disregarded when gathering petition signatures.
- (d) When submitting a petition under AS 04.11.460, an applicant shall assist in the determination of population by submitting the following information with the application:
- (1) a graphic designation on a United States Geodetic Survey map with a scale of at least one inch to the mile showing the population within a circle of the applicable radius, and showing where petition signatures were obtained; and
 - (2) the population within the applicable area and narrative of how the population was determined.

Staff Rec.: Approve with delegation

Background: This application is for a new Package Store license with no local governing body located not far from the Canadian border on the Alaska Highway.

The applicant determined and the staff has verified the number of signatures required. The applicant provided a signed affidavit that there are zero permanent residents in a five-mile radius of the proposed premises and provided a google map screen shot also showing no structures in that radius.

Attachment: AB-12
AB-00
AB-02



Alaska Alcoholic Beverage Control Board Form AB-12: Petition

Why is this form needed?

Any liquor license application for a premises located in an area with no local governing body must file a petition in accordance with AS 04.11.460 and 3 AAC 304.115. Instructions vary with the type of area in which your proposed premises are located.

I am applying for (check only one option):

- A liquor license application for a premises that is **outside but within 50 miles** of the boundary of a local governing body must submit a petition signed by the **majority** of the **permanent residents** residing within **one mile** of the proposed premises per AS 04.11.460(a).
- A liquor license application for a premises that is **50 miles or more** from the boundary of a local governing body must submit a petition signed by **two-thirds** of the **permanent residents** residing within a **five mile radius** of the United States post office nearest to the proposed licensed premises per AS 04.11.460(b).

This form must be submitted to AMCO's Anchorage office before any liquor license application in an area with no local government will be considered complete. You may include as many pages of signatures as necessary.

Section 1 - Establishment Information

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

| | | | | | |
|--------------------|----------------------------|------------|----------------|------|-------|
| Licensee: | James R. Bruton | | | | |
| License Type: | Package Store | | | | |
| Doing Business As: | FIRST and Last Stop Liquor | | | | |
| Premises Address: | Hc 63 Box 1226 Alaska Hwy | | | | |
| City: | Tok | State: | AK | ZIP: | 99780 |
| Latitude: | 62.6703432 ° | Longitude: | -141.0607273 ° | | |
| | 62° 40' 13" N | | 141. 03' 40" W | | |

AMCO



Alaska Alcoholic Beverage Control Board

Form AB-12: Petition

Section 2 – Petition Instructions

Please read these instructions carefully.

The following information must accompany all liquor license applications requiring petitions:

1. A map showing the population within:
 - a. the one mile radius with the proposed premises as center (required for premises within 50 miles of the boundary of a local government)
OR
 - b. the five mile radius with the United States post office as center (required for premises 50 miles or more from the boundary of a local government)* *If no PO within 5 miles of premises then 5 miles radius of premises is accepted. 04.11.460(b)*
2. Graphic designation on a map showing the general area where petition signatures were obtained
3. A narrative and mathematical calculation of how population totals were determined
4. A narrative of how signatures were obtained (door to door solicitation; premises solicitation; etc.)

"Permanent resident" means a person 21 years of age or older who has established a permanent place of abode. A person may be a permanent resident of only one place, per 3 AAC 304.115(b).

Signatures must be obtained within the 90-day period immediately before submitting the petition to the board.

*If there is no United States post office within a radius of five miles of the proposed licensed premises, the applicant must obtain the signatures of two-thirds of the permanent residents residing within a five mile radius of the proposed licensed premises. The map should show the applicable area.

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Alaska Alcoholic Beverage Control Board
Form AB-12: Petition

Section 3 - Petition

*Have a completed copy of this page available for those considering this petition.

This is a petition in support of a

Package Store

(type of license applied for)

license application.

By signing this petition, you are stating that you are in favor of having a licensed alcohol establishment in your community.

Each person who has signed this petition states that he or she is a **permanent resident** in the area indicated below; that he or she is 21 years of age or older; and agrees to the issuance of a

Package Store

(type of license applied for)

to Sell

(manufacture, sell)

alcohol at 1226 Alaska Highway, Tok, AK 99780

(location of proposed premises)

in the State of Alaska, and that the physical address of his/her residence is:

(Check one)

- within one (1) mile of proposed premises.
- within five (5) miles of the nearest post office to the proposed premises.
- within five (5) miles of proposed premises as there is no post office within five (5) miles of the proposed premises.



Alaska Alcoholic Beverage Control Board Form AB-12: Petition

Section 4 - Certifications

This petition is not valid if this page is not complete, signed, and notarized.

I, James R. Bruton, the applicant for a
(proposed licensee)

Package Store AS 04.11.150, hereby certify that the
(type of license applied for) (statutory reference)

number of permanent residents 21 years of age or older who live within 5 mile(s) of
(one/five)

1226 Alaska Highway Tok, AK 99780 totals 0, and this petition
(proposed premises or nearest US Post Office address) (total population)

totals 0 signatures, which is 100 % of the permanent residents in the area as required by statute.
(number) (percentage)

You must be able to certify the statement below. Read the following and then sign your initials in the box to the right: Initials

I hereby certify that I am the person herein named and subscribing to this application and that I have read the complete application, and I know the full content thereof. I declare that all of the information contained herein, and evidence or other documents submitted are true and correct. I understand that any falsification or misrepresentation of any item or response in this application, or any attachment, or documents to support this application, is sufficient grounds for denying or revoking a license/permit. I further understand that it is a Class A misdemeanor under Alaska Statute 11.56.210 to falsify an application and commit the crime of unsworn falsification.

JRB

James R. Bruton
Printed Name of Applicant

James R. Bruton
Signature of Applicant

I James R. Bruton Verify that there Is No permanent residents within a 5 mile radius of the location 1226 Alaska Highway Tok, Ak 99780. I have Attached a Google Earth image to verify there are no residents.

James R. Bruton

11/17/22 *James R Bruton

I, James R. Bruton verify that there is
no permant resident within a 1 mile
area.

11-08-2022

James R Bruton

James R Bruton

AMCO

NOV 8 2022





US
CANADA



Alaska Alcoholic Beverage Control Board

Form AB-00: New License Application

Why is this form needed?

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 Anchorage 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.

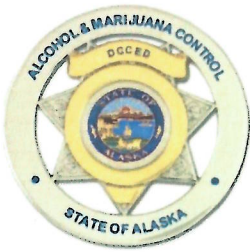
| | | | | | |
|-----------------------|---------------------------------------|----------------------|--------------|------|-------|
| Licensee: | James R Bruton | | | | |
| License Type: | Package Store | Statutory Reference: | AS 04.11.150 | | |
| Doing Business As: | First and Last ^{STOP} Liquor | | | | |
| Premises Address: | 1226 Alaska Hwy | | | | |
| City: | TOK | State: | Alaska | ZIP: | 99780 |
| Local Governing Body: | Fairbanks Boro NONE | | | | |
| Community Council: | | | | | |

| | | | | | |
|------------------|---------------|--------|--------|------|-------|
| Mailing Address: | HC63 Box 1226 | | | | |
| City: | TOK | State: | Alaska | ZIP: | 99780 |

| | | | | | |
|----------------------|------------------------------------|-----------------|--------------|--|--|
| Designated Licensee: | James R. Bruton | | | | |
| Contact Phone: | 907 505 0335 | Business Phone: | 907-774-2205 | | |
| Contact Email: | Scottie Creek Outpost AK@gmail.com | | | | |

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

| OFFICE USE ONLY | | | | | |
|---------------------|----------|----------------|-----------|------------|------|
| Complete Date: | 11-28-22 | License Years: | | License #: | 6107 |
| Board Meeting Date: | 12-12-22 | Transaction #: | 100485830 | | |
| Issue Date: | | Examiner: | AMCO KRS | | |



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.

47 miles

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.

49 miles

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: | James Robert Bruton | | | | |
| Address: | 1226 Alaska Hwy HC 63 Box 1226 | | | | |
| City: | TOK | State: | Alaska | ZIP: | 99780 |

This individual is an: applicant affiliate

| | | | | | |
|----------|--|--------|--|------|--|
| Name: | | | | | |
| Address: | | | | | |
| City: | | State: | | ZIP: | |

NOV 8



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

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

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

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



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 #: | | AK Formed Date: | | Home State: | |
| Registered Agent: | | | Agent's Phone: | | |
| Agent's Mailing Address: | | | | | |
| City: | | State: | | ZIP: | |

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:

James Grayson Cole Bruton - son



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.

JRB

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

JRB

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.

JRB

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.

JRB

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

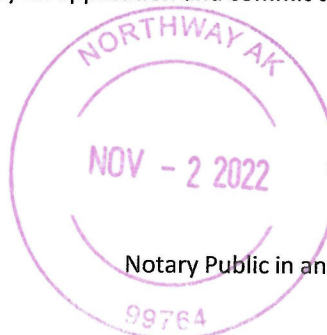
JRB

I hereby certify that I am the person herein named and subscribing to this application and that I have read the complete application, and I know the full content thereof. I declare that all of the information contained herein, and evidence or other documents submitted are true and correct. I understand that any falsification or misrepresentation of any item or response in this application, or any attachment, or documents to support this application, is sufficient grounds for denying or revoking a license/permit. I further understand that it is a Class A misdemeanor under Alaska Statute 11.56.210 to falsify an application and commit the crime of unsworn falsification.

JRB

James R Bruton
Signature of licensee

James R Bruton
Printed name of licensee



Cherie Marincic
Signature of Notary Public/Notary Public
per USPS ASM

Notary Public in and for the State of Alaska

My commission expires: With Term

Subscribed and sworn to before me this 2 day of November, 2022





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

Why is this form needed?

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 may not be 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 Anchorage 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: | James R. Baton | License Number: | 6107 |
| License Type: | Package Store | | |
| Doing Business As: | First and Last Stop Liquor | | |
| Premises Address: | 1226 Alaska Highway | | |
| City: | TOK | State: | Alaska |
| | | ZIP: | 99780 |



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

Section 2 – Detailed Premises Diagram

Clearly indicate the boundaries of the premises and the proposed licensed area within that property. Clearly indicate the interior layout of any enclosed areas on the proposed premises. Clearly identify all entrances and exits, walls, bars, and fixtures, and outline in red the perimeter of the areas designated for alcohol storage, service, consumption, and manufacturing. Include dimensions, cross-streets, and points of reference in your drawing. You may attach blueprints or other detailed drawings that meet the requirements of this form.

