



**Alcoholic Beverage Control Board
Meeting Agenda**

~~December 12, 2022 at 9:00 am~~

Postponed to December 15, 2022 at 9:00 am

Third Judicial District

~~Atwood Building at 550 W. 7th Avenue, Room 102/104~~

Zoom

Anchorage, Alaska

Join Zoom Meeting

<https://amco-alaska-gov.zoom.us/j/87271183978?pwd=K3Q0UmVtVjYrNTZKeExwM3d0NFZvUT09>

Meeting ID: 872 7118 3978

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All times are approximate. Lunch from 12:00 noon to 1:00 pm

● ADMINISTRATION

9:00 am

A. Call to Order

9:05 am

B. Roll Call

Dana Walukiewicz, Board Chair and Industry Member

Diane Thompson, Vice Chair and Industry Member

Doug Moore, Public Member

Dave Koch, Public Safety Member

Jan Hill, Public Member

Joan Wilson, Director
Kevin Higgins, Assistant Attorney General
Jane Sawyer, Acting Program Coordinator and Regulations Specialist
Carrie Craig, Records and Licensing Supervisor
Chief Hoelscher, Enforcement Supervisor

C. Approval of Agenda

Jan H. motions to approve the agenda as is. Dave K. seconds. None opposed, motion passes.

D. AMCO Meeting Code of Conduct

TAB 1

E. Top 10 Zoom FAQ

TAB 2

F. Approval of the June 28, 2022 Board Meeting Minutes

TAB 3

Diane T. motions to approve the June 28, 2022 meeting minutes. Doug M. seconds. None opposed, motion passes.

G. Approval of the September 20, 2022 Board Meeting Minutes

TAB 4

Doug M. motions to approve the September 20, 2022 meeting minutes. Jan H. seconds. None opposed, motion passes.

● **BOARD GOVERNANCE** 9:05 am

There are no changes to report from the board members.

● **PUBLIC TESTIMONY** 9:10 am

Based on current circumstances, the Board may decide to limit public testimony.

Public testimony is limited to issues not on this agenda and that are not proposed regulations.

9:13 am: Public Testimony is opened

Jessica Brown, legal counsel with Holland and Knight, on behalf of Wal-Mart Corp. regarding the AB-14 process. AS 04.11.525 and 3 AAC 304.185(d). *I appreciate the opportunity to address the board. I'm here on behalf of Walmart Corporation and several other of my clients have been dealing with a situation with the AB-14: License Premises Diagram Change process that I wanted to raise for the board's attention. I've been practicing in Alaska for about 8 to 9 years and throughout that time, I've practiced in the field of alcohol beverage law, in addition to litigation. I've testified before the board before, and this particular issue is in part a legal question, and in in part a process question. As the board is probably aware, when a licensee has a remodel, or even when a licensee adds something to their premises, and I have a great example of a wine refrigerator that was the subject of an AB-14 application for one of my clients. They are required to fill out a form that is then sent to staff. The legal basis for the AB-14 application is a regulation that very squarely places the authority of approval of the premises diagram in the hands of the of the director. So that's number one. But the statute that authorizes this particular regulation only refers to an application. So in simplest terms, a Premises Diagram Change is not an application, as that term is understood under the statute. An*

application is only an application for a new license, a transfer license, whether that be to a person or to a location, a renewal application and then pursue into the new title four rewrite, an endorsement application. But an AB-14 is not an application. That term is very strictly defined in this in the statute.

Unfortunately, the way that the process has been interpreted by staff is that an AB-14 requires local government approval. So, even though the regulation squarely places the authority under the director to approve these applications, they do not go in front of the full board. All of a sudden the municipality, and if it's the case of Anchorage, the fire department which falls, you know all of these respective agencies have the opportunity to weigh in on an AB-14 process, and the practical effect of that is because there is no time restriction on this process. All of a sudden, licensees are waiting weeks, if not months, for an agency to weigh in on a process that I respectfully contend is not allowed under the current legal operating system. And then the practical effect of that is that one staff, which I don't have to tell this this board is an incredibly overworked, incredibly overburdened, approves of the change. They then have to wait on all of these agencies. Some of them have to do an in-person inspection which you know has, because of Covid and because of construction delays, prolongs this process. It takes an incredibly long time. It's incredibly burdensome. I have tried to raise the issue several times that this is not permitted, and frankly, in other jurisdictions where I practice, when you do a simple premises diagram change, it is solely within the authority of the alcohol board in each of these states. The only time that local agencies get involved is after it's and they do any of their own inspections, sorry, either annually or when the licensing themselves self-reports the change in the premises. So it's only now that I represent the world's largest corporation that a licensee is able to bring that to pay an attorney to bring this to the board's attention, and I contend that smaller family run businesses in the state are equally burdened by this process that is, that has no basis in the and, I believe exposes both the agency and perhaps the board to liability. We're a licensee empowered to take the issue up to the Superior Court for a declaratory judgment action.

Dave K.: *Miss Brown, what's your suggested remedy?*

Jessica Brown: *Thank you. My suggestion for remedy is for staff to receive the AB-14 application to review it for any changes, then to send it directly to the AMCO director to approve, and then to have her approve it, not to send it out to every single state agency and treat it like a full application. I would know, since August the AMCO website currently says, "Change our procedure of AB-14. These forms will require the license to obtain local governing body approval prior to even submitting it to the AMCO office." This has absolutely no legal basis and we think that the director to change this procedure, so it in accordance with the language of the regulation and the language of the statue. **At the request of Director Wilson, Jessica Brown shares her screen to show the regulation 3 AAC 304.185.** It provides that the license premises change must be done and cannot be done without the written approval of the director. The only time that local government approval is required is on the receipt of an application for the issuance and this is what I was saying of a renewal application, relocation, transfer. And so the only time the board, acting through the staff is obligated to provide written notice to the local governments is upon the receipt of an application for the issuance, renewal, relocation or transfer of the license. So this is the AS 04.11.165. This particular statute is not effective by the title four rewrite. And so there's no change in the law that has occurred because of the title four rewrite. Here's some examples of the title four rewrite, which, for sure as the endorsement application, is one of the types of applications that requires local government approval. But an AB-14 simply does not and three prior directors have interpreted the application question requiring the application to go to local government.*

Director Wilson: *I have not changed that practice. I will tell you, it's just been a matter of priority of getting to task. Ms. Brown has been extremely diligent in trying to bring this to my attention, and so it's not the fault of her. I suggested that since the board was meeting, and she's been waiting on a response*

from me, she actually bring this question to the board, and perhaps, I don't want to put Mr. Higgins on the spot, but he may be able to alert you. Of course, the policy reasons for local government involvement. I think they're key to me, you know, especially if you're not just talking about a wine cooler. But the question is, is a policy reason sufficient ground if the statute does not require it, and that's Ms. Brown's concern. I don't want to put words in your mouth. I have talked to enforcement. I've talked to licensing. I've talked to the acting program coordinator, and the opinion is this: this process has been working for a good reason, but that said good reason is not statute or regulation.

Dana W.: *Thank you for the clarification. I appreciate the testimony. This may be something that the board may want to pick up under a potential regulatory project if we need to adjust regulations. We now kind of going too far down into the weeds. I kind of feel that there is probably a lot of history there as to why it's gone through this process and I'm not sure. I didn't see Mr. Klein on the call. His insight would probably be invaluable as far as why the process is there. If I were to be the devil's advocate in this case, and perhaps from the perspective of like the municipality, if there was a substantial change to a license premises, then you know, for example, an increase in the square footage of the consumption area, or something to that effect. It could very well be such a change that would require it going back through a municipal process for either fire safety or zoning issues, and so I could understand why there is a need in some cases. But do the understand that just a simple wine cooler in a place could you know it would be a pretty insignificant change and question as to why we need to go through all those steps. But at that point it probably requires to kind of really sit down and review this through a regulatory project which the board may me feel is appropriate at this time.*

Diane T.: *Is this a regulatory process that the board could look at and make some changes to it, so that we could maybe have something that's graduated like a list or something that's graduated where, if it's like a wine cooler being moved, then that's part a. If it's more than that, then that's part B, and then go on further. So you have to go through the whole process, because I know it's very time consuming and frustrating. Is that something we can do?*

Dana W.: *Good question. Joan, I am under the impression that we could go open this up as a regulatory project, and get involved in this a little bit further.*

Director Wilson: *So my answer is a little varied on this. Regulations require statutory authority. I think Ms. Brown would assert the statute doesn't permit the board, however the regulatory authority includes a pretty broad ability for the board to, you know, protect. I had to find the language protect public interest, so I would look to see if there's some kind of refinement that can come under that statute, and I will add that you have a wonderful attorney that I should talk to about that, then that that's Mr. Higgins in the end, I do think you could open a regulations project for us to take a look at it, and the answer might be, guess what you can't do anything under the statute. So, therefore, Ms. Brown is correct, or it may be yes, you can. And here's a varied approach. Wine cooler goes directly to the director. Any provision that might violate local government code goes to the local government. I mean to me. That seems like the sound way, because I don't want to be interpreting every local government parking requirement.*

Dana W.: *Then, to the director's comments, if it is not a really a statutory issue in the fact that the perhaps we do a legal review to ensure that opinion is correct, then what? It seems to be more of a policy issue that maybe a working group or something that could be changed. I think the quick answer yeah is, if the statute doesn't permit it, a working group is not going to help.*

Director Wilson: *If we had a concern the approach would be to talk to the Legislature about this and talk to local governments about it. I tend to think the board has broader regulatory authority than what a specific statute says. But, I will not rely on my own instinct. I'd rather talk to Mr. Higgins about that.*

Kevin H.: *I just want to chime in on the regulatory project as I've understood the issue that's been brought before the board. Ms. Brown would like to see the director exercise authority according to the regulation as it's currently written.*

Jessica Brown: Yes.

Dana W.: *So then, adopting a policy that would be more in line with the regulation.*

Jessica Brown: Yes.

Director Wilson: *Okay. And for the local government concerns I expressed, I'm concerned about doing that, but I follow board directive, and, as Ms. Brown stated, she can bring a superior court action to challenge this interpretation.*

Jessica Brown: *What I would say just in closing for purposes of the concern with local government approval. As I said in in other states, the Alcohol Board leaves it to local government to do their own due diligence through their own processes, whether that be an annual inspection requiring the licensee, you know, to submit updated diagrams for purposes of their planning department, public safety concerns. But the boards of these states do not get involved in sharing the applications and conditioning approval on a different sovereign's authority and I would say only that this board, acting through the regulatory framework that's in place, has already delegated the authority to the director. I hear the concern of not wanting to step on local government, but I would just contend that local government has no place in this particular part of the process.*

Dave K.: *I totally concur with Miss Brown's presentation, and request to go further than the statute. They write laws for a reason, and the law says this is what you need to do. It needs to go the director. I think that's where we should head and we would not loosen the statute. Okay, this is illegal. But yeah, we think it's for the best of the city government. We follow statutes, and the statute says the director's got the authority. I think that's where we should be. It's burdensome to put this on to businesses when it's not statute.*

Sarah Oates, President & CEO of Alaska CHARR & former AMCO employee, AS 04.11.480, 510: *I have plenty of historical perspective on how this came to be the process, when I was an examiner starting back in 2011, was that somebody would submit an application, the director would approve it and things move forward. The whole local government requirement was triggered in 2012, sometime between 2012 and 2014, when Francis Mclaughlin, from the Municipality of Anchorage, in planning and zoning department contacted our office and was like, hey, our premises diagram that we have on file doesn't match your premises diagram that you have on file, so can you start updating me when people submit premises diagram changes? So AMCO or at the time ABC Board changed this policy or just changed this procedures. Not even policy changes. Procedures to then send AB-14s once they were approved, to the Municipality of Anchorage that then expanded to send, approved AB-14s to all local governing bodies, and then, I believe, in 2014 that was modified at the request. Again, Francis Mclaughlin, who's not an attorney. It does not represent all local governments across the State of Alaska to make it a requirement that the local governing body sign off before it gets approved by AMCO by the ABC Board. Excuse me, or slash the director. So I completely agree with Ms. Brown. She called me about this matter a little while*

ago, a few weeks, maybe a couple of months ago, and just to be like very transparent, these changes happened when I was head of licensing, and under the direction of a former attorney and a former director, who was also an attorney and we had a conversation about how this was not legally supported, and she said, oh, well, when somebody gets irritated enough they can sue and we can change it. But like Ms. Brown said, it's not legally supported in statute.

The statute very clearly stipulates which types of applications the local governing body can protest, and none of those applications is a premises diagram change. Moreover, there are statutory requirements and in other places that state that the AMCO staff is required to submit notice, approve applications, and do certain processes within a certain time period for license applications. Those time restraints, or deadlines do not apply to license premises diagrams. And so, even when I worked at AMCO, and the staff was so overburdened with license applications, they would punt premises diagram changes to the back burner, and I have talked with dozens, literally dozens of business owners who have had their premises diagram changes delayed for months, and some of them literally years which affects their business, which to dramatically impact their businesses. And because there aren't any statutory deadlines with the staff, the staff technically is not doing anything legally wrong in that regard when it comes to deadlines. But this requirement, this local government requirement is a massive burden and it's been very expensive to many, many businesses because of losses of sales and other things from not being able to have their premises diagram changed within a timely matter.

Another problem with requiring local government sign-off is that there are a lot of local governments out there that aren't responsive. When I worked at AMCO, there were a lot of local governments who were like, Why do I have to sign? One more thing like this is, I don't care, they're fine, if we have a problem with it, we'll tell you. But they aren't responsive to AMCO, and there have been many times most local governments just don't respond at all to AMCO. That might have changed when, as far as whether they want to protest license applications, they just don't respond, which is them waiving their right to protest. But there's a deadline for those, there's a deadline for license applications. They have 60 days. There is no deadline for premises diagram changes because there's nothing in the statute that stipulates that they have the right to protest. In the first place, so these premises diagram changes can go on indefinitely just because the local government is like this isn't something that we do.

Regarding the concerns. You know, there have been a couple of things that have been talked about. One was the concept of possibly making a list of things that could just be approved by the director without having to go to a local government, and then a list of other things that would have to go to the local government, and I would greatly dissuade you from going down that rabbit trail, because I'm telling you, and in my in my experience and working at AMCO, trying to figure out what things fall under one list and what things fall under the other list is impossible. And you will get constant questions about that, and there will probably be case law that comes out of that on what constitutes requiring local government approval and what doesn't. And then the concerns about complying with local government issues are: this is literally, very, very localized to the Municipality of Anchorage, which has, as you know, very robust planning and zoning laws. and so they have their own codes that stipulate if somebody changes their license premises that the licensees legally has to go through their own process with planning and zoning for amending. There's a special land use permit, or their conditional use permit. And so, whether a license you can expand into that area still are still protected by the special land use permit, or the conditional use permit, because they could still deny the modifications to that permit. And so, there's still a process there that meets the needs. This process of requiring local government approval has been going on for less than a decade. And it was literally because of one individual who is not a local government official, but a staff member at planning and zoning. So, thank you for the opportunity to provide testimony.

Director W.: *This does put me in the position of I'm not going to approve an agreement, a diagram that doesn't comply with local law. Perhaps that's now my onus to do that. But if licensees have an obligation to follow local law, I shouldn't be approving premises changes that don't comply with local law and I don't think that's the matter of statutory or regulatory interpretation. I think it's the proof that the director, that's the process I would go through is ensuring that by expanding a premises, I'm not breaking local SLUP regarding their compliance with local SLUP, because as a condition of a license. Licensees must comply with local law. So I'm not saying I disagree with any motion. I really would love direction from the board, and I am an attorney, and I would follow it. But I do want to let folks know it's not going to be an easy answer.*

Sarah Oates: *I have one more brief comment, and that would be that arguably any license that's issued has state laws attached to it, like operating hours which are approved by the board and signed off by the director, and it there's always stipulation in there, whether it's written on the piece of paper, or whatever that the licensee still must comply with local laws that might be stricter than the state laws. So, there's that you know I appreciate Ms. Wilson's concerns, but they can very easily be covered by other means.*

Dave K. motions that staff follow the statute, the director to review with no unnecessary bureaucracy. *Dana W. prefers full legal review to be sure we are taking the appropriate legal path. Doug M. agrees with Dave but does want to hear from Kevin Higgins – come back to this at the next meeting.*

Dave K. motions to have the motion stand and clarifies to seek counsel's review and come back to the next meeting with potential policy change. Diane T. seconds. None opposed, motion passes.

Sarah Oates: *I just wanted to extend my sincere appreciation to the AMCO staff. You have an incredible, incredible staff on your hands, and they've been they under Director Wilson's leadership, have been very transparent about the entire process, for the title four rewrite and regulatory process moving forward. And I just want to get that on the record that I really, the industry, very much appreciates the AMCO staff. So, thank you.*

9:55 am: Public testimony is closed.

● **Proposed Decision regarding OAH 22-0140-ABC. 10:00 am**
Michael Rasmussen – Lefty's License 4720

9:56 am: The Administrative Law judge is not present yet, continue to the Director's Report.

10:03 am: Deliberative session is opened. All board members and the Administrative Law judge are present in a Zoom breakout room.

10:28 am: Out of Deliberative session. **Dave K. motions to accept the Administrative Law judge's recommendation. Doug M. seconds. None opposed, motion passes.**

● **DIRECTOR'S REPORT TAB 5**

9:57 am: Director Wilson begins to summarize her report by introducing Janyce Ibele and Gabriel Gonzales. At 10:00 am, back to OAH deliberative session.

10:30 am: Director's Report continues.

10:38 am: Break

10:50 am: Reconvened

● ENFORCEMENT REPORT

TAB 6

Chief Hoelscher summarizes his report. Investigator Chiesa speaks about his role with the Title 4 rewrite stakeholder meetings and how it will affect enforcement and education.

A. Notices of Violation Issued and Licensee Responses

TAB 7

11:03 am: Dana W. summarizes the more worrisome NOVs and asks for questions.

Dirty Skillet: *there are questions regarding compliance with the Department of Environmental Conservation and processes.*

Harbor Mountain Brewing Company: *licensee hosted a live music event – Dana W. asks if the event happened. Investigator Johnson confirms it did occur and Enforcement was notified after the fact. Doug M. is not in favor of an accusation.*

Miso Sushi: *there is a discussion if an AB-03 has been received in the office, it has but they didn't mark the correct designation to allow employed minors. Chief Hoelscher will personally follow up with the licensees. The licensee is not present on Zoom.*

Kito's Kave: *Investigator Johnson summarizes both NOVs. The licensees are not present on Zoom. Dave K. motions to issue an accusation to the licensee for both NOVs. Director Wilson says they can combine two counts in one accusation. Doug M. seconds. None opposed, motion passes.*

Burrito King: *Director Wilson summarizes the NOV and background information. Kevin H. explains the timing of an accusation in response to Diane's question. Once served, the licensee has 15 days to respond/appeal. Then there is an OAH hearing, the judge has 120 days to come to a recommended decision, which is then forwarded to the board for deliberative session with the judge. Approximately a 2-to-3-month process.*

Director Wilson will not approve any permit applications for these licensees during this accusation and possible appeal process. She is not concerned about immediate public harm at this time.

Alonso, representing Mr. Gallo, is present and asks the board to hear from James Allen. James Allen, owner of D&D Productions, is present and states he partners with various bars for events but isn't familiar with alcohol license processes. He had a medical emergency in Las Vegas and wasn't able to be present at this particular event. He apologizes and had there not been an emergency, he would have been home in time for the event. Alonso Rollo says they didn't know what was going on and he is also not familiar with liquor licenses.

Robert Alexander is present and he reiterates Mr. Allen's medical emergency. They were waiting for him to show up. He didn't know about the emergency until the following morning. The permit is important to his business. He admits to taking charge of the event, the equipment at the location is his, the location is his. He hasn't been paying rent with his landlord's permission.

Diane T. asks how the panic bars were wired shut if he is so concerned with public safety. He says homeless people camp out there and the doors previously had problems with staying locked. He had

a locksmith out and fixed it months ago. That door is egress only for upstairs, not downstairs. Director Wilson says it was directly accessible to people which is a fire hazard.

Mr. Alexander says the permits are important to his business to help Mr. Gallo get his back rent. There is a question of what compensation did Mr. Alexander get? He states he hasn't received a dime – it was all given to Mr. Gallo although Mr. Allen should have gotten some proceeds. There is clarification that the building is owned by Mr. Gallo and Mr. Alexander is renting the location from him. Director Wilson states she is in the process of verifying the receipts from the event and an accusation is in the process of being drafted for both licensees.

Imperial Bar: Investigator Johnson summarizes the background and NOV. The licensee is not present. There are a lot of concerning items in the report. Dave K. favors an accusation. Investigator Johnson describes the premises location. Director Wilson suggests meeting with Juneau PD to discuss the licensee and bar breaks in general. Dana W. agrees.

Naukati Connection Liquor Store: Chief Hoelscher provides background information. Investigator Hamilton is still having technical difficulties. Investigator Johnson provides additional information. **Dave K. motions to issue an accusation. Doug M. seconds. None opposed, motion passes.**

PJ's Pizza Plaza: Chief Hoelscher explains the altered alcohol server permit dates. **Doug M. motions to issue an accusation. Dave K. seconds. None opposed, motion passes.**

Sushi Garden: Dana W. summarizes the NOV. Doug M. does not think 6-month reviews by shift leads would be an adequate solution for alcohol server expired permits. Dana W. suggests weekly. No motion is made.

Dana W. considers The Pit Bar, Department of Environmental Conservation issue closed.

12:52 pm: Lunch

1:50 pm: Reconvened, Jan H. is not present, all other members are present.

1:52 pm: Jan H. is present and states her internet is acting up.

B. Served Accusations

TAB 8

No discussion or action is taken by the board. The documents are confidential and are for the board just for informational purposes only.

● **LICENSING REPORT**

TAB 9

1:55 pm: Carrie Craig summarizes her report.

● **DELEGATED CONSENT AGENDA – NEW & TRANSFER APPLICATIONS**

TAB 10

2:07 pm: Dana W. reads the licenses in Tab 10 into the record. **Dave K. motions to approve licenses in Tab 10 with delegation. Diane T. seconds. None opposed, motion passes.**

- A. 212 Channel Club:** ZenHen LLC
2906 Halibut Point Road, Sitka
Beverage Dispensary

From: The Channel LLC

Transfer of ownership

Local governing body action: pending City and Borough of Sitka

Approved: Department of Labor, Department of Revenue

Background investigations: pending

B. 569 JJ's Sports Center: Jaybuff Inc

624 Muldoon Road, Anchorage

Beverage Dispensary

From: Edward M James 51% to Patricia James 51%

Transfer of controlling interest

Local governing body action: pending Municipality of Anchorage

Approved: Department of Labor, Department of Revenue

Background investigations: pending

C. 825 Panhandle Bar: BJV Inc

312 West 4th Avenue, Anchorage

Beverage Dispensary

From: Edward M James 50% to Patricia James 50%

Transfer of controlling interest

Local governing body action: pending Municipality of Anchorage

Pending: Department of Labor Employment Security

Approved: Department of Labor Workers Compensation, Department of Revenue

Background investigations: pending

D. 919 Powder House Bar and Grill: Robin L. Traxinger

1418 Copper River Highway, Cordova

Beverage Dispensary

From: Libbie B. Graham dba Powder House

Transfer of ownership with dba name change

Local governing body action: pending City of Cordova

Pending: Department of Labor Employment Security

Approved: Department of Labor Workers Compensation, Department of Revenue

Background investigations: complete

E. 968 Riverview Quickstop: Randall G. Kelsch

1316 Badger Road, North Pole

Package Store

From: Riverview Retail LLC

Transfer of ownership

Local governing body action: pending Fairbanks North Star Borough

Approved: Department of Labor, Department of Revenue

Background investigations: complete

F. 1326 The Pump House Restaurant: One 68 LLC

796 Chena Pump Road, Fairbanks

Beverage Dispensary

From: The Pump House LLC

Transfer of ownership

Local governing body action: pending Fairbanks North Star Borough

Pending: Department of Labor Employment Security, Department of Revenue

Approved: Department of Labor Workers Compensation

Background investigations: pending

G. 1350 Cole's Market: Cole's Market LLC

60744 East End Road, Homer

Package Store

From: Inlet View Restaurant & Bar Inc. dba Inlet View Restaurant & Bar located at 15630 Sterling Highway, Ninilchik

Transfer of ownership and location with a dba name change

Local governing body action: pending Kenai Peninsula Borough

Pending: State Fire Marshal

Approved: Department of Labor, Department of Revenue, Department of Conservation

Background investigations: complete

H. 2115 Kincaid Grill: R.A. Levinsohn LLC

6700 Jewel Lake Road Suite 16, Anchorage

Restaurant/Eating Place

From: Alan Levinsohn 84.03% and Christopher Johnson 15.97% to Christopher Johnson 100%.

Transfer of controlling interest

Local governing body action: pending Municipality of Anchorage

Approved: Department of Revenue, Department of Labor

Background investigations: complete

I. 2267 Red Robin: Gourmet Ventures Inc

1190 North Muldoon Road, Anchorage

Beverage Dispensary

From: TPS Alaska LLC dba The Pizza Studio located at No Premises

Transfer of ownership and location application with dba name change

Local governing body action: pending Municipality of Anchorage

Approved: Department of Labor, Department of Revenue

Background investigations: complete

J. 2616 Chepo's Mexican Restaurant: J & L Enterprises Inc

3001 East Sun Mountain Avenue, Wasilla

Beverage Dispensary

From: 731 West Parks Highway, Wasilla

Transfer of location

Local governing body action: approved City of Wasilla and pending Matanuska-Susitna Borough
Pending: Department of Conservation
Background investigations: complete

K. 2636 Guido's: Guido's Inc

549 West International Airport Road

Restaurant Eating Place

From: Ray McDonald 33%, Rose McDonald 33%, Richard Mercier 33% to Richard Mercier 100%

Transfer of Controlling Interest

Local governing body action: Municipality of Anchorage Waive Protest

Approved: Department of Revenue, Department of Labor

Background investigations: complete

L. 2973 Gumbo House: Cilantro Inc

508 West 6th Avenue, Anchorage

Beverage Dispensary

From: Eureka Services Inc dba Pangea Restaurant and Lounge

Transfer of ownership

Local governing body action: pending Municipality of Anchorage

Approved: Department of Labor, Department of Revenue

Background investigations: pending

M. 3304 Red Robin: Gourmet Ventures Inc

No Premises

Beverage Dispensary

From: 1190 North Muldoon Road, Anchorage

Transfer of location application to No Premises

Local governing body action: pending Municipality of Anchorage

Background investigations: complete

N. 5479 Raven's Perch: Alaska Glacier Lodge LLC

29979 East Knik River Road, Palmer

Restaurant/Eating Place

From: Knik River Lodge LLC dba Raven's Perch at Knik River Lodge

Transfer of ownership with dba name change

Local governing body action: pending Matanuska-Susitna Borough

Pending: Department of Labor Employment Security

Approved: Department of Revenue, Department of Labor Workers Compensation

Background investigations: complete

O. 5549 Bread & Brew: Bread & Brew LLC

1450 East Tudor Road, Anchorage

Restaurant/Eating Place

From: Craig McCarty 42.86%, Sherrie McCarty 42.86 and Alexis Johnson 14.29% to Craig McCarty 85.72% and Alexis Johnson 14.28%

Transfer of controlling interest

Local governing body action: pending Municipality of Anchorage
Approved: Department of Labor, Department of Revenue
Background investigations: complete

- P. 6099 Panorama South:** The Perch Resort at Denali Inc
5031 East Mayflower Lane #1, Wasilla
Restaurant/Eating Place

New license application

Local governing body action: pending Matanuska-Susitna Borough
Pending: Department of Conservation, State Fire Marshal
Background investigations: complete

- Q. 6101 Basecamp Eatery:** Ski Bum Ventures Inc
194 Hightower Road, Girdwood
Restaurant/Eating Place

New license application

Local governing body action: pending Municipality of Anchorage
Background investigations: complete

- R. 6102 Prospectors Provisions:** Northern Hospitality Group II Inc
2415 C Street, Anchorage
Package Store

New license application

Local governing body action: pending Municipality of Anchorage
Background investigations: complete

- S. 6103 Big Daddy's Pizza:** Big Daddy's Pizza LLC
43335 Kalifornsky Beach Road Building D Suite 20, Soldotna
Restaurant/Eating Place

New license application

Local governing body action: pending Kenai Peninsula Borough
Approved: Department of Conservation, State Fire Marshal
Background investigations: complete

- T. 6106 Palmeira Tropical Fusion:** Palmeira Tropical Fusion LLC
329 Barrow Street, Anchorage
Restaurant/Eating Place

New license application

Local governing body action: pending Municipality of Anchorage
Background investigations: pending

2:13 pm: Dana W. reads the licenses in Tab 11 into record. Diane T. asks if it is a conflict of interest if she votes for BurgerFi – she is not financially involved, she only prepared the application documents. Kevin H. states that since she disclosed it on the record and if no other member is opposed, she can vote. No one is opposed. **Dave K. motions to approve all licenses listed in Tab 11. Jan H. seconds. None opposed, motion passes.**

- A. 465 The Vallata Inc:** The Vallata Inc
2190 Goldstream Road, Fairbanks

Beverage Dispensary

From: Patricia L. Monaco 100% to Thomas Monaco 50% and Tina Monaco 50%

Transfer of controlling interest

Local governing body action: approved Fairbanks North Star Borough

Approved: Department of Labor, Department of Revenue

Background investigations: complete

- B. 4597 Scooters Liquor:** Scooters Inc

No Premises

Package Store

From: Arctic Fox Liquor LLC dba Arctic Fox Liquor

Transfer of ownership application with dba name change

Local governing body action: approved Fairbanks North Star Borough

Approved: Department of Labor, Department of Revenue

Background investigations: complete

- C. 5160 Tempura Express:** Han's Tempura Express LLC

3024 Mountain View Drive Suite 101, Anchorage

Restaurant/Eating Place

Transfer of ownership application with dba name change

Local governing body action: approved Municipality of Anchorage

Approved: Department of Labor, Department of Revenue

Background investigations: complete

- D. 5324 BurgerFi:** Manifest Destiny LLC

600 East Northern Lights Boulevard #118, Anchorage

Restaurant/Eating Place

From: Richard & Andrea Hobbs 50% and Ray Kizer 12.50 % to Richard Hobbs 51% and Ray Kizer 11.50%

Transfer of controlling interest

Local governing body action: approved Municipality of Anchorage

Approved: Department of Labor, Department of Revenue

Background investigations: complete

- E. 5746 Allen Marine Tours:** Allen Marine Tours Inc

Lot 6 Finn Island, Sitka

Restaurant/Eating Place – Seasonal

From: David Allen 100% to AM Owner Group Inc 100%

Transfer of controlling interest

Local governing body action: approved City and Borough of Sitka

Approved: Department of Revenue, Department of Labor

Background investigations: complete

- F. 6096 Birch & Alder:** Birch and Alder LLC
27635 Seward Highway, Indian
Restaurant/Eating Place

New license application

Local governing body action: approved Municipality of Anchorage

Background investigations: complete

- G. 6105 Sapphire Princess:** Princess Cruise Lines Ltd
Alaskan Waters
Common Carrier – Seasonal

New license application

Background investigations: complete

● **SECURITY INTEREST TRANSFER AND INVOLUNTARY RETRANSFER APPLICATIONS**

2:20 pm: Dana W. reads the license information into the record for Tabs 12 and 13. Dave K. motions to approve both licenses in Tabs 12 and 13 with delegation. Jan H. seconds. None opposed, motion passes.

- A. 533 Houston Lodge:** Brian T Sharrah
Mile 57 Parks Highway, Houston
Beverage Dispensary
From: Doris Jane Incorporated

TAB 12

Transfer of ownership with security interest

Local governing body action: approved City of Houston and approved Matanuska-Susitna Borough

Approved: Department of Revenue, Department of Labor

Background investigations: complete

- B. 4278 Rick's Liquor:** Richard R Koso
Building 42078 Main Street, Adak
Package Store
From: Bernardo Juarez Diaz dba Bernardo Liquors

TAB 13

Involuntary retransfer of ownership and dba name change

Local governing body action: approved City of Adak

Approved: Department of Labor, Department of Revenue

Background investigations: complete

● **APPLICATIONS REQUIRING A PETITON**

2:23 pm: Dana W. summarizes the license information for both licenses in Tab 14 and 15. Dave K. motions to approve both licenses in Tabs 14 and 15 with delegation. Doug M. seconds. None opposed, motion passes.

- A. 6072 Revolving Barrel Brews:** Talon Cinkovich & Ekatherina Cinkovich **TAB 14**
Block 300 Lot 8 Klawock Airport
Beverage Dispensary

New license application

Pending: State Fire Marshal
Approved: Department of Conservation
Background Investigations: complete

- B. 6107 First and Last Liquor:** James R. Bruton **TAB 15**
Mile 1226 Alaska Highway
Package Store

New license application

Pending: State Fire Marshal
Approved: Department of Conservation
Background: pending

● **TOURISM NEW & TRANSFER APPLICATIONS**

2:25 pm: Dana W. summarizes the license information for both Tab 16 and 17. Doug M. motions to approve both licenses in Tabs 16 and 17 with delegation. Dave K. seconds. None opposed, motion passes.

- A. 4696 Ms. Gene's Place:** JL Hotel Seward LLC **TAB 16**
217 5th Avenue, Seward
Beverage Dispensary – Tourism
From Northern Lights Espresso Inc dba Gene's Place

Transfer of ownership with dba name change

Local governing body action: pending City of Seward and Kenai Peninsula Borough
Approved: Department of Revenue, Department of Labor
Background investigations: complete

- B. 6100 Navigator Lounge:** Northern Pacific Airways Inc **TAB 17**
4600 Postmark Drive North Terminal Suite ND206, Anchorage
Beverage Dispensary – Tourism

New license application

Local governing body action: pending Municipality of Anchorage
Background investigations: complete

● **DELEGATED CONSENT AGENDA – 2023/2024 RENEWAL APPLICATIONS** **TAB 18**

2:28 pm: **Dave K. motions to approve all renewals in Tab 18 with delegation. Jan H. seconds. None opposed, motion passes.**

| License # | DBA | Licensee | License Type | City | Borough |
|-----------|---------------------------|--|---------------------|---------------------|------------------------------|
| 37 | Alaska Liquor Store | G&C Inc. | Package Store | Skagway | Skagway |
| 59 | American Legion Post #28 | American Legion Spenard Post #28 | Club | Anchorage, Muni. of | Anchorage |
| 113 | Bettles Lodge | Arctic Fox Ventures, Inc. | Package Store | Bettles | Unorganized Borough |
| 140 | The Blue Fox | Roseland Inc | Beverage Dispensary | Anchorage, Muni. of | Anchorage |
| 145 | Boatel Bar | Abie Neubauer Inc | Beverage Dispensary | Fairbanks | Fairbanks North Star Borough |
| 162 | Brown Jug - Eagle River | Liquor Stores USA North, Inc. | Package Store | Anchorage, Muni. of | Anchorage |
| 172 | Breakers Bar | Breakers Bar Corporation | Beverage Dispensary | Nome | Unorganized Borough |
| 179 | Rayme's Bar | Rayme's Bar, Inc. | Beverage Dispensary | Wrangell | Wrangell |
| 180 | Rayme's Liquor Store | Rayme's Bar, Inc. | Package Store | Wrangell | Wrangell |
| 216 | Reilly's | Reilly's Alaska, Inc. | Beverage Dispensary | Anchorage, Muni. of | Anchorage |
| 237 | City Market | City Market Inc. | Package Store | Wrangell | Wrangell |
| 270 | Lavelle's Taphouse | Lavelle's Taphouse, LLC. | Beverage Dispensary | Fairbanks | Fairbanks North Star Borough |
| 302 | Valley Country Store #3 | Valley Country Store & Fuel, LLC | Package Store | Outside City Limits | Matanuska-Susitna Borough |
| 322 | Brown Jug | Liquor Stores USA North, Inc. | Package Store | Anchorage, Muni. of | Anchorage |
| 328 | Drop In Lounge | N & P Enterprises, LLC | Beverage Dispensary | Fairbanks | Fairbanks North Star Borough |
| 363 | BPO Elks Lodge #1662 | BPO Elks Lodge #1662 | Club | Sitka | Sitka |
| 373 | Ernie's Bar | Ernie's Bar Inc | Beverage Dispensary | Sitka | Sitka |
| 465 | The Vallata Inc | The Vallata, Inc | Beverage Dispensary | Outside City Limits | Fairbanks North Star Borough |
| 489 | Skinny Dick's Halfway Inn | Moodar Corp | Beverage Dispensary | Outside City Limits | Fairbanks North Star Borough |
| 498 | Harbor Bar | DC Harbor Inc. | Beverage Dispensary | Petersburg | Petersburg Borough |
| 503 | Harbor Liquor Store | DC Harbor Inc. | Package Store | Petersburg | Petersburg Borough |
| 556 | International Hotel & Bar | Hard Work LLC | Beverage Dispensary | Fairbanks | Fairbanks North Star Borough |
| 565 | Ivory Jacks | Ivory Jacks, LLC | Beverage Dispensary | Outside City Limits | Fairbanks North Star Borough |
| 581 | Joe's Liquor Store | Fisherman's Bar & Joe's Liquor Store Inc | Package Store | Outside City Limits | Bristol Bay Borough |
| 643 | Discount Liquor | Mellanipe LLC | Package Store | Outside City Limits | Kenai Peninsula Borough |
| 645 | Land's End | Land's End Acquisition Corporation | Beverage Dispensary | Homer | Kenai Peninsula Borough |
| 674 | Lucky Lady | MSE, LLC | Beverage Dispensary | Juneau | Juneau |
| 686 | Brown Jug - Whaler | Liquor Stores USA North, Inc. | Package Store | Anchorage, Muni. of | Anchorage |
| 688 | Captain Sparrow | Fuji, Inc. | Package Store | Anchorage, Muni. of | Anchorage |
| 753 | Wasabi | Flying Fish LLC | Beverage Dispensary | Kachemak | Kenai Peninsula Borough |

| | | | | | |
|------|---------------------------------|--|--------------------------------|---------------------|------------------------------|
| 762 | F Street Station | Station, Inc. | Beverage Dispensary | Anchorage, Muni. of | Anchorage |
| 855 | Peters Creek Liquor | K and SC Corporation | Package Store | Anchorage, Muni. of | Anchorage |
| 865 | Pioneer Bar | Pioneer Liquor, Inc. | Beverage Dispensary | Sitka | Sitka |
| 872 | Pioneer Liquor Store | Pioneer Liquor, Inc. | Package Store | Sitka | Sitka |
| 970 | The Cabin Tavern | Cabin Tavern, Inc. | Beverage Dispensary | Anchorage, Muni. of | Anchorage |
| 1064 | Sorrento's | Venus Restaurant Corporation | Restaurant/Eating Place | Anchorage, Muni. of | Anchorage |
| 1071 | Speedway Inn | Kelco Properties, Inc. | Beverage Dispensary | Outside City Limits | Fairbanks North Star Borough |
| 1241 | Valley Country Store #4 | Valley Country Store & Fuel, LLC | Package Store | Outside City Limits | Matanuska-Susitna Borough |
| 1243 | Wood Center Pub | University of Alaska | Pub | Outside City Limits | Fairbanks North Star Borough |
| 1245 | Yukon Bar | Yukon Tender Inc. | Beverage Dispensary | Seward | Kenai Peninsula Borough |
| 1248 | Nome Liquor Store | The North West Company (International), Inc. | Package Store-Seasonal | Nome | Unorganized Borough |
| 1274 | The Palmer Bar | Poor Boy Investments LLC | Beverage Dispensary | Palmer | Matanuska-Susitna Borough |
| 1386 | Ruby Commercial Company | Jay T & Ginger L Delima | Package Store | Ruby | Unorganized Borough |
| 1478 | Gwennie's Old Alaska Restaurant | Ronald Eagley | Beverage Dispensary | Anchorage, Muni. of | Anchorage |
| 1536 | The Sluice Box | Alaska Adventure Services, LLC | Beverage Dispensary - Seasonal | Outside City Limits | Matanuska-Susitna Borough |
| 1765 | American Legion Post #35 | American Legion Susitna Valley Post #35 | Club | Outside City Limits | Matanuska-Susitna Borough |
| 1850 | White Raven Liquor | White Raven, LLC | Package Store-Seasonal | Outside City Limits | Denali Borough |
| 1912 | The Crepery | Bulgar Corp | Beverage Dispensary | Fairbanks | Fairbanks North Star Borough |
| 1948 | Alaska Commercial Company | The North West Company (International), Inc. | Package Store | Craig | Unorganized Borough |
| 1956 | The Saltry | The Saltry Inc | Beverage Dispensary - Seasonal | Outside City Limits | Kenai Peninsula Borough |
| 2004 | Hunger Hut | Hunger Hut, Inc. | Package Store | Outside City Limits | Kenai Peninsula Borough |
| 2020 | Costco Wholesale #10 | Costco Wholesale Corporation | Package Store | Anchorage, Muni. of | Anchorage |
| 2113 | Ichiban Japanese Restaurant | Qing Shan | Restaurant/Eating Place | Anchorage, Muni. of | Anchorage |
| 2159 | Whisky & Ramen | Whisky & Ramen, LLC | Beverage Dispensary | Anchorage, Muni. of | Anchorage |
| 2217 | V.F.W. Post #10046 | Jerry V Horn Memorial Post #10046 | Club | Soldotna | Kenai Peninsula Borough |
| 2275 | Garcia's Cantina | Cantina Inc | Beverage Dispensary | Anchorage, Muni. of | Anchorage |
| 2466 | American Legion Post #16 | American Legion Post #16, General Buckner Post | Club | Homer | Kenai Peninsula Borough |
| 2644 | Tikchik Narrows Lodge | Tikchik Narrows Lodge Inc | Beverage Dispensary - Seasonal | Outside City Limits | Unorganized Borough |
| 2662 | Arigato Japanese Restaurant | Dae Y Kang | Restaurant/Eating Place | Anchorage, Muni. of | Anchorage |

| | | | | | |
|------|--|--|----------------------------------|---------------------|------------------------------|
| 2790 | Ray's Waterfront Bar & Grill | Janaska Corporation | Beverage Dispensary - Seasonal | Seward | Kenai Peninsula Borough |
| 2844 | The Sandbar | Sandbar Inc | Beverage Dispensary | Juneau | Juneau |
| 3148 | Red Fox Bar & Grill | Scooters Inc | Beverage Dispensary | Outside City Limits | Fairbanks North Star Borough |
| 3149 | Costco Wholesale #63 | Costco Wholesale Corporation | Package Store | Anchorage, Muni. of | Anchorage |
| 3234 | William A Egan Civic & Convention Center | SMG of Alaska Inc | Beverage Dispensary | Anchorage, Muni. of | Anchorage |
| 3283 | Hole In The Wall Marina | Marjori Jackson Blue Sky Ltd | Beverage Dispensary | Outside City Limits | Ketchikan Gateway Borough |
| 3352 | Costco Wholesale #107 | Costco Wholesale Corporation | Package Store | Juneau | Juneau |
| 3363 | Las Margaritas Restaurant | Blue Agave Inc | Beverage Dispensary | Anchorage, Muni. of | Anchorage |
| 3378 | 49er Bar and Liquor Store | K&T Investments, LLC | Beverage Dispensary | Ketchikan | Ketchikan Gateway Borough |
| 3379 | 49er Bar and Liquor Store | K&T Investments, LLC | Package Store | Ketchikan | Ketchikan Gateway Borough |
| 3394 | The Peking Chinese Restaurant | Richard & Ae Sook Tzou | Restaurant/Eating Place | Wasilla | Matanuska-Susitna Borough |
| 3483 | Fairbanks Curling Club | Fairbanks Curling Club Inc | Beverage Dispensary | Fairbanks | Fairbanks North Star Borough |
| 3576 | Thai Village Restaurant | Pakornphun Ltd USA | Restaurant/Eating Place | Anchorage, Muni. of | Anchorage |
| 3687 | Thai House Restaurant | Boonchoo, Inc. | Restaurant/Eating Place | Fairbanks | Fairbanks North Star Borough |
| 3728 | Yamaya Restaurant | Masahide & Kazuko Yamada | Restaurant/Eating Place | Anchorage, Muni. of | Anchorage |
| 3736 | Winterlake Lodge | Within The Wild Adventure Co. | Restaurant/Eating Place | Outside City Limits | Matanuska-Susitna Borough |
| 3738 | W. M. Likors | Wildman TR Inc. | Package Store | Outside City Limits | Kenai Peninsula Borough |
| 3882 | Haines Brewing Company | Haines Brewing Company, Inc. | Brewery | Haines | Haines, City & Borough |
| 3891 | Skagway Fish Company | Daniel J & Eileen M Henry | Restaurant/Eating Place-Seasonal | Skagway | Skagway |
| 3894 | Townsite Liquor | Nancy Borgman | Package Store | Outside City Limits | Matanuska-Susitna Borough |
| 3961 | Cafe Amsterdam | Shauna Pajak | Restaurant/Eating Place | Anchorage, Muni. of | Anchorage |
| 3972 | Broken Tooth Brewing | Fresh Ale Pubs LLC & Chugach Beverages LLC | Brewpub | Anchorage, Muni. of | Anchorage |
| 4003 | The Raven Bar | S&R Investments, Inc. | Beverage Dispensary | Anchorage, Muni. of | Anchorage |
| 4064 | Palmer Municipal Golf Course | City of Palmer | Golf Course | Palmer | Matanuska-Susitna Borough |
| 4065 | Diamond Moose | Moreland Properties, LLC | Beverage Dispensary | Anchorage, Muni. of | Anchorage |
| 4069 | Brown Jug - College Mall | Liquor Stores USA North, Inc. | Package Store | Anchorage, Muni. of | Anchorage |
| 4076 | Brown Jug - Fairbanks | Liquor Stores USA North, Inc. | Package Store | Fairbanks | Fairbanks North Star Borough |
| 4150 | KK Hometown Restaurant | Hyun Sook Kim | Restaurant/Eating Place | Anchorage, Muni. of | Anchorage |
| 4153 | The Salmon Bake | Exit Glacier Salmon Bake LLC | Restaurant/Eating Place | Outside City Limits | Kenai Peninsula Borough |
| 4253 | Zat's Pizza | Zat's Pizza, LLC | Restaurant/Eating Place | Craig | Unorganized Borough |

| | | | | | |
|------|--|--|-------------------------------------|---------------------|------------------------------|
| 4259 | Kodiak Island Brewing Company | Kodiak Island Brewing Company LLC | Brewery | Kodiak | Kodiak Island Borough |
| 4274 | Mountain High Pizza Pie | Mountain High Pizza Pie, LLC | Restaurant/Eating Place | Outside City Limits | Matanuska-Susitna Borough |
| 4278 | Bernardo Liquors | Bernardo Juarez Diaz | Package Store | Adak | Unorganized Borough |
| 4292 | Clearwater Lodge | Clearwater Ventures, Inc. | Beverage Dispensary | Outside City Limits | Unorganized Borough |
| 4353 | No DBA | KENNETH J FULLER | Beverage Dispensary | Anchorage, Muni. of | Anchorage |
| 4367 | El Rodeo Mexican Restaurant | Tristan, Inc. | Beverage Dispensary | Anchorage, Muni. of | Anchorage |
| 4466 | American Legion Post 30 | Con Miller Post 30 The American Legion | Club | Outside City Limits | Fairbanks North Star Borough |
| 4488 | R.J.'s Lounge & Grill | Roy J Stoltz | Beverage Dispensary | Fairbanks | Fairbanks North Star Borough |
| 4507 | Miguel's Restaurant | Miguel's LLC | Beverage Dispensary | Fairbanks | Fairbanks North Star Borough |
| 4520 | Brown Jug / Northern Lights at Spenard | Liquor Stores USA North, Inc. | Package Store | Anchorage, Muni. of | Anchorage |
| 4574 | Valley Country Store #1 | Valley Country Store & Fuel, LLC | Package Store | Outside City Limits | Matanuska-Susitna Borough |
| 4580 | 907 Alehouse & Grill | 907 Alehouse, LLC | Beverage Dispensary | Anchorage, Muni. of | Anchorage |
| 4694 | Bear Tooth Theatrepub | Film-On Productions LLC | Beverage Dispensary | Anchorage, Muni. of | Anchorage |
| 4727 | A Taste of Thai | Alaska's Taste of Thai II, LLC. | Restaurant/Eating Place | Anchorage, Muni. of | Anchorage |
| 4731 | Asiana Gardens | DJ LLC | Restaurant/Eating Place | Juneau | Juneau |
| 4766 | CCL | Justin Cole & Kasie Cole | Restaurant/Eating Place | Outside City Limits | Kenai Peninsula Borough |
| 4773 | Valley Country Store #2 | Valley Country Store & Fuel, LLC | Package Store | Outside City Limits | Matanuska-Susitna Borough |
| 4825 | Spenard Roadhouse | Stars of Gold, LLC | Beverage Dispensary | Anchorage, Muni. of | Anchorage |
| 4837 | Knik Kountry Liquor | Knik Kountry Liquor, Inc. | Package Store | Outside City Limits | Matanuska-Susitna Borough |
| 4863 | Comfort Suites of Anchorage | B & L Motels, Inc. | Restaurant/Eating Place | Anchorage, Muni. of | Anchorage |
| 4880 | Friar Tuck's Hoagie House | Joshua Roach & Stafford Roach | Restaurant/Eating Place | Fairbanks | Fairbanks North Star Borough |
| 4928 | Tutka Bay Lodge | Within The Wild Adventure Co. | Outdoor Recreation Lodge - Seasonal | Outside City Limits | Kenai Peninsula Borough |
| 5016 | Kodiak Raspberry Island Remote Lodge | Kodiak Raspberry Island Remote Lodge Inc | Outdoor Recreation Lodge | Outside City Limits | Kodiak Island Borough |
| 5019 | Denali Brewing Company | Twister Creek, Inc | Brewery | Outside City Limits | Matanuska-Susitna Borough |
| 5032 | Arkose Brewery | Brew Barons, LLC | Brewery | Palmer | Matanuska-Susitna Borough |
| 5045 | Brown Jug | Liquor Stores USA North, Inc. | Package Store | Anchorage, Muni. of | Anchorage |
| 5055 | Kalinin Express | Allen Marine Tours, Inc. | Common Carrier - Seasonal | Alaskan Waters | Other (Common Carrier) |
| 5056 | St. Michael | Allen Marine Tours, Inc. | Common Carrier - Seasonal | Alaskan Waters | Other (Common Carrier) |
| 5057 | St. Eugene | Allen Marine Tours, Inc. | Common Carrier - Seasonal | Alaskan Waters | Other (Common Carrier) |
| 5058 | St. Tatiana | Allen Marine Tours, Inc. | Common Carrier - Seasonal | Alaskan Waters | Other (Common Carrier) |

| | | | | | |
|------|----------------------------|------------------------------------|-----------------------------------|---------------------|-------------------------|
| 5059 | St. Nona | Allen Marine Tours, Inc. | Common Carrier | Alaskan Waters | Other (Common Carrier) |
| 5060 | St. John | Allen Marine Tours, Inc. | Common Carrier | Alaskan Waters | Other (Common Carrier) |
| 5061 | Baranof Wind | Allen Marine Tours, Inc. | Common Carrier - Seasonal | Alaskan Waters | Other (Common Carrier) |
| 5062 | American Eagle | Allen Marine Tours, Inc. | Common Carrier - Seasonal | Alaskan Waters | Other (Common Carrier) |
| 5063 | St. Aquilina | Allen Marine Tours, Inc. | Common Carrier | Alaskan Waters | Other (Common Carrier) |
| 5064 | St. Maria | Allen Marine Tours, Inc. | Common Carrier - Seasonal | Alaskan Waters | Other (Common Carrier) |
| 5065 | St. Nicholas | Allen Marine Tours, Inc. | Common Carrier - Over 10 Seasonal | Alaskan Waters | Other (Common Carrier) |
| 5066 | St. Peter | Allen Marine Tours, Inc. | Common Carrier - Over 10 Seasonal | Alaskan Waters | Other (Common Carrier) |
| 5067 | St. Yakov | Allen Marine Tours, Inc. | Common Carrier - Over 10 Seasonal | Alaskan Waters | Other (Common Carrier) |
| 5068 | St. Phillip | Allen Marine Tours, Inc. | Common Carrier - Over 10 Seasonal | Alaskan Waters | Other (Common Carrier) |
| 5069 | St. Juvenaly | Allen Marine Tours, Inc. | Common Carrier - Over 10 Seasonal | Alaskan Waters | Other (Common Carrier) |
| 5070 | St. Gregory | Allen Marine Tours, Inc. | Common Carrier - Over 10 Seasonal | Alaskan Waters | Other (Common Carrier) |
| 5071 | Katlian Express | Allen Marine Tours, Inc. | Common Carrier - Over 10 Seasonal | Alaskan Waters | Other (Common Carrier) |
| 5073 | Alaskan Dream | Alaska Catamaran, LLC | Common Carrier - Seasonal | Alaskan Waters | Other (Common Carrier) |
| 5074 | Baranof Dream | Alaska Catamaran, LLC | Common Carrier - Seasonal | Alaskan Waters | Other (Common Carrier) |
| 5075 | Admiralty Dream | Alaska Catamaran, LLC | Common Carrier - Seasonal | Alaskan Waters | Other (Common Carrier) |
| 5089 | Revolving Sushi Bar OEC | Alaska Revolving Sushi Corporation | Restaurant/Eating Place | Anchorage, Muni. of | Anchorage |
| 5093 | Hoonah Beach House | Todd Thingvall | Restaurant/Eating Place-Seasonal | Hoonah | Unorganized Borough |
| 5103 | The Bridge | Bridge Seafood Inc. | Restaurant/Eating Place | Anchorage, Muni. of | Anchorage |
| 5109 | St. Herman | Allen Marine Tours, Inc. | Common Carrier - Over 10 Seasonal | Alaskan Waters | Other (Common Carrier) |
| 5224 | Playa Azul | Ramon Gonzalez | Restaurant/Eating Place | Kenai | Kenai Peninsula Borough |
| 5236 | Anchorage Elks Lodge #2868 | Anchorage Elks Lodge #2868 | Club | Anchorage, Muni. of | Anchorage |
| 5238 | St. Nadezhda | Allen Marine Tours, Inc. | Common Carrier - Over 10 Seasonal | Alaskan Waters | Other (Common Carrier) |
| 5257 | Jimmy Eastern Restaurant | Jimmy Restaurant, Inc. | Restaurant/Eating Place | Anchorage, Muni. of | Anchorage |
| 5366 | Sea Wolf | Sea Wolf Adventures, Inc. | Common Carrier - Seasonal | Alaskan Waters | Other (Common Carrier) |
| 5368 | La Baleine Cafe | Within The Wild Adventure Co. | Restaurant/Eating Place-Seasonal | Homer | Kenai Peninsula Borough |
| 5370 | Jimmy Sushi Restaurant | Jimmy Restaurant, Inc. | Restaurant/Eating Place | Anchorage, Muni. of | Anchorage |

| | | | | | |
|------|------------------------------|-----------------------------------|-------------------------------------|---------------------|------------------------------|
| 5383 | Acapulco Mexican Restaurant | Juan A Rodriguez | Restaurant/Eating Place | Soldotna | Kenai Peninsula Borough |
| 5392 | Inga's Galley | Eide Ventures LLC | Restaurant/Eating Place | Petersburg | Petersburg Borough |
| 5419 | Gakona Brewing Company, LLC | Gakona Brewing Company, LLC | Brewery | Outside City Limits | Unorganized Borough |
| 5517 | Devil's Club Brewing Company | Devil's Club Brewing LLC | Brewery | Juneau | Juneau |
| 5529 | Basil Ginger | Smile, LLC | Restaurant/Eating Place | Wasilla | Matanuska-Susitna Borough |
| 5536 | 33' Cat 2 | Allen Marine Tours, Inc. | Common Carrier - Over 10 Seasonal | Alaskan Waters | Other (Common Carrier) |
| 5537 | Sea Otter Express | Allen Marine Tours, Inc. | Common Carrier - Over 10 Seasonal | Alaskan Waters | Other (Common Carrier) |
| 5538 | Sea Lion Express | Allen Marine Tours, Inc. | Common Carrier - Over 10 Seasonal | Alaskan Waters | Other (Common Carrier) |
| 5539 | St. Innocent | Allen Marine Tours, Inc. | Common Carrier - Over 10 Seasonal | Alaskan Waters | Other (Common Carrier) |
| 5540 | St. Anastasia | Allen Marine Tours, Inc. | Common Carrier - Over 10 Seasonal | Alaskan Waters | Other (Common Carrier) |
| 5541 | Valley Cinema | Coming Attractions Theatres, Inc. | Restaurant/Eating Place | Wasilla | Matanuska-Susitna Borough |
| 5543 | Yama Sushi | 3M3R LLC | Restaurant/Eating Place | Anchorage, Muni. of | Anchorage |
| 5566 | Matanuska Brewing Company | Matanuska Brewing Company LLC | Brewery | Palmer | Matanuska-Susitna Borough |
| 5588 | East Ramp Wood-fired Pizza | East Ramp Pizza, LLC | Restaurant/Eating Place | Outside City Limits | Fairbanks North Star Borough |
| 5729 | Forbidden Peak Brewery LLC | Forbidden Peak Brewery LLC | Brewery | Juneau | Juneau |
| 5746 | Allen Marine Tours | Allen Marine Tours, Inc. | Restaurant/Eating Place-Seasonal | Sitka | Sitka |
| 5750 | Two Seasons Meadery | Two Seasons Mead, LLC | Winery | Anchorage, Muni. of | Anchorage |
| 5751 | Siam Cuisine AK LLC | Siam Cuisine AK LLC | Restaurant/Eating Place | Anchorage, Muni. of | Anchorage |
| 5758 | Spoonline | Spoons, LLC | Restaurant/Eating Place | Anchorage, Muni. of | Anchorage |
| 5763 | Moose - Aka's | M&M Moose-Aka's Inc. | Restaurant/Eating Place-Seasonal | Outside City Limits | Denali Borough |
| 5788 | Kenai Golf Course | Griffin Golf, LLC | Golf Course – Seasonal | Kenai | Kenai Peninsula Borough |
| 5796 | Rapids Camp Lodge | Rapids Camp Lodge, Inc | Outdoor Recreation Lodge - Seasonal | Outside City Limits | Bristol Bay Borough |
| 5801 | Devil's Club Brewing Company | Devil's Club Brewing LLC | Winery | Juneau | Juneau |
| 5815 | St. Theodosius | Allen Marine Tours, Inc. | Common Carrier | Alaskan Waters | Other (Common Carrier) |
| 5835 | Melinda Leigh | Allen Marine Tours, Inc. | Common Carrier | Alaskan Waters | Other (Common Carrier) |
| 5836 | Lane's Quickie Tacos | Lane's Quickie Tacos LLC | Restaurant/Eating Place | Outside City Limits | Fairbanks North Star Borough |
| 5921 | Stoney Creek Brewhouse | Otter Life LLC | Brewery | Outside City Limits | Kenai Peninsula Borough |
| 5939 | Kodiak Island Still | Kodiak Island Brewing Company LLC | Distillery | Kodiak | Kodiak Island Borough |
| 5940 | Sip | Sip, LLC | Restaurant/Eating Place | Anchorage, Muni. of | Anchorage |
| 5942 | Aurora Nights Liquor | Aurora Nights Liquor Inc | Package Store | Anchorage, Muni. of | Anchorage |

| | | | | | |
|------|---------------------------|-------------------------------|-------------------------|---------------------|------------------------------|
| 5943 | Brewerks, LLC | Brewerks, LLC | Brewery | Anchorage, Muni. of | Anchorage |
| 5950 | House of Fire Pizza | TJMN, LLC | Restaurant/Eating Place | Fairbanks | Fairbanks North Star Borough |
| 5963 | Crush | Top Hand Industries, LLC | Theatre | Anchorage, Muni. of | Anchorage |
| 5966 | Matanuska Brewing Company | Matanuska Brewing Company LLC | Distillery | Palmer | Matanuska-Susitna Borough |
| 5969 | El Jefe Taco Joint | Durango Ventures LLC | Restaurant/Eating Place | Anchorage, Muni. of | Anchorage |
| 5978 | Matanuska Brewing Company | Matanuska Brewing Company LLC | Bottling Works | Palmer | Matanuska-Susitna Borough |
| 5989 | Midnight Sun Golf Course | Nadon Family Home LLC | Golf Course | Outside City Limits | Fairbanks North Star Borough |

● **2023/2024 RENEWAL APPLICATIONS WITH 2021 AND 2022 NOTICES OF VIOLATION**

- A. 212 Channel Club: The Channel LLC** **TAB 19**
 2906 Halibut Point Road, Sitka
Beverage Dispensary – Seasonal

2/8/2021- Unreported change of officers, unreported change of ownership and unapproved transfer of controlling interest.

Dana W. summarizes the license information. Dave K. motions to approve with delegation. Diane T. seconds. None opposed, motion passes.

- B. 396 Fisherman’s Bar: Fisherman’s Bar & Joe’s Liquor Store Inc** **TAB 20**
 Mile 0 AK/Penn Hwy, Naknek
Beverage Dispensary

9/9/2022 – Unreported change of officers.

Dana W. summarizes the license information. Dave K. motions to approve with delegation. Jan H. seconds. None opposed, motion passes.

- C. 3020 American Legion Post #57: American Legion Post #57** **TAB 21**
 1634 Cushman Street, Fairbanks
Club

2/8/2021 – Unreported change of officers.

Dana W. summarizes the license information. Dave motions to approve with delegation. Doug seconds. none opposed, motion passes.

- D. 4034 Loyal Order of Moose #700: Juneau Moose Lodge #700** **TAB 22**
 8335 Airport Boulevard, Juneau
Club

2/8/2021 – Lack of current alcohol server education

Dana W. summarizes the license information. Dave K. motions to approve with delegation. Jan H. seconds. none opposed, motion passes.

- E. 5099 Fuji Japanese Restaurant Inc:** Fuji Japanese Restaurant Inc TAB 23
3535 College Road #12, Fairbanks
Restaurant/Eating Place

2/2/2021 – Unreported change of officers.

Dana W. summarizes the license information. Diane T. motions to approve with delegation. Jan H. seconds. None opposed, motion passes.

- F. 5525 Husky Restaurant:** Nome Husky Inc TAB 24
235 Front Street, Nome
Restaurant/Eating Place

9/10/2021 – Lack of current alcohol server education

Dana W. summarizes the license information. Doug M. motions to approve with delegation. Dave K. seconds. None opposed, motion passes.

- G. 5573 Cooper Landing Brewing Company:** Cooper Landing Brewing Company LLC TAB 25
21879 Sterling Highway, Cooper Landing
Brewery

2/18/2021 – Unapproved transfer of controlling interest

Dana W. summarizes the license information. Diane T. motions to approve with delegation. Jan H. seconds. None opposed, motion passes.

● **2023/2024 TOURISM RENEWAL APPLICATIONS**

2:43 pm: Director Wilson asks that Tab 28 be removed and voted on separately. Dana W. reads the rest of the license information into the record without Tab 28. Dave K. motions to approve with delegation. Jan H. seconds. None opposed, motion passes.

- A. 6 Airport Lounge & Snack Bar:** Airport Lounge & Snack Bar LLC TAB 26
1600 Airport Terminal, Ketchikan
Beverage Dispensary – Tourism 04.11.400(d)

- B. 248 Clover Pass Resort:** Clover Pass Investments LLC TAB 27
708 North Point Higgins Road, Ketchikan

Beverage Dispensary – Tourism Seasonal 04.11.400(d)

- C. **537 Hunger Hut Bar:** Hunger Hut Inc **TAB 28**
51815 Kenai Spur Highway, Kenai
Beverage Dispensary – Tourism 04.11.400(d)

*2:45 pm: Director Wilson turns it over to Investigator Hamilton, who summarizes the information in the tab. The fine was set by the court system and the board took no further action. Kevin H. needs more background information before advising the board. Director Wilson mentions AS 04.16.180, 04.16.200. The board will come back to this tab after the next break. Jana Weltzin, JDW Law, is counsel for the licenses and states this incident was their first and only offense. Kevin H. also mentions AS 04.11.370, the language is “shall be suspended” but “if first violation – may be suspended no more than 45 days”. **Doug M. motions to table till later in the meeting or the next meeting. Jan H. seconds. None opposed, motion passes.***

*5:22 pm: The board goes back to this matter. Director Wilson speaks to the board about it’s options. She asks the board to approve the renewal, but table the matter of taking action against the license due to the conviction following proper steps. Staff will put the matter on the agenda for the March 2023 meeting. **Doug M. moves to approve the renewal with delegation. Diane T. seconds. No further discussion. No objections. Motion carries 5-0.***

- D. **1962 The Silver Fox Inn:** Cassandra J Alley **TAB 29**
Mile Post 50 Parks Highway, Wasilla
Beverage Dispensary – Tourism 04.11.400(d)

- E. **4924 Inn at Whittier:** Whittier Lodging LLC **TAB 30**
5A Harbor Loop Road, Whittier
Beverage Dispensary – Tourism Seasonal 04.11.400(d)

- F. **4696 Gene’s Place:** Northern Lights Espresso Inc **TAB 31**
217 5th Avenue, Seward
Beverage Dispensary – Tourism 04.11.400(d)

- G. **5078 The Board Room:** Totem Inn Inc **TAB 32**
154 East Egan Drive, Valdez
Beverage Dispensary – Tourism Duplicate 04.11.400(d)

- H. **5530 Chilkoot Trail Outpost:** Fred & Kathleen Hosford **TAB 33**
7 Mile Dyer Road, Skagway
Beverage Dispensary – Tourism Seasonal 04.11.400(d)

- I. **5678 Staybridge Suites - Anchorage:** JPK TR Anchorage LLC **TAB 34**
200 Calais Drive, Anchorage
Beverage Dispensary – Tourism 04.11.400(d)

● **2023/2024 RECREATIONAL SITE RENEWAL APPLICATIONS**

*2:56 pm: Dana w. summarizes the license information for Tabs 35 and 36. **Dave K. motions to approve with delegation. Doug M. seconds. None opposed, motion passes.***

A. 2931 Mat-Su Miners: Mat-Su Baseball Inc TAB 35
 Herman Brothers Field, Palmer
Recreational Site – Seasonal

B. 3924 Alaska Raceway Park: Top End Inc TAB 36
 5599 South Race Way, Palmer
Recreational Site – Seasonal

● **2022/2023 RENEWAL APPLICATIONS** TAB 37

Dana W. summarizes the license information for Tab 37. Doug M. motions to approve all license renewals in Tab 37 with delegation. Dave K. seconds. None opposed, motion passes.

| License # | DBA | Licensee | License Type | City | Borough |
|-----------|--------------------------------------|------------------------|-------------------------|---------------------|------------------------------|
| 901 | Polar Bar | Polar Bar, Inc. | Beverage Dispensary | Anchorage, Muni. of | Anchorage |
| 4720 | Gallantino's Italian Restaurant | Gallantino's, Inc. | Beverage Dispensary | Fairbanks | Fairbanks North Star Borough |
| 5185 | Phonatik Vietnamese Cuisine & Lounge | Chheum Enterprises LLC | Restaurant/Eating Place | Anchorage, Muni. of | Anchorage |

● **2022/2023 TOURISM RENEWAL APPLICATIONS**

A. 67 Piper’s Restaurant & Lounge: International Inn, Inc. TAB 38
 3450 Aviation Avenue, Anchorage
Beverage Dispensary – Tourism 04.11.400(d)

2:59 pm: Dana W. summarizes the license information. Dave K. motions to approve the renewal with delegation. Jan H. seconds. None opposed, motion passes.

● **BOARD CONSIDERATION**

A. Request to refund the AB-29 Waiver of Operation fees for 2022 and remove the first strikes against licenses due to COVID.

- 1. Allen Marine Tours Inc** TAB 39
 Alaska Waters
 5539 dba St Innocent – Over 10 Common Carrier Seasonal
 5540 dba St Anastasia- Over 10 Common Carrier Seasonal
 5056 dba St Michael – Common Carrier Seasonal
 5060 dba St John – Common Carrier
 5062 American Eagle – Common Carrier Seasonal

Dana W. summarizes the memo. Dave K. motions to deny the request. Diane T. seconds. None opposed, motion passes. The licensee is not present.

B. Request to refund the AB-29 Waiver of Operation fee for 2022 and remove the first strike against license due to COVID.

1. Alaska Catamaran LLC

TAB 40

Alaska Waters
5073 dba Alaskan Dream – Common Carrier Seasonal

*Dana W. summarizes the memo. **Dave K. motions to deny the request. Jan H. seconds. None opposed, motion passes.** The licensee is not present.*

C. Second request for additional time to submit transfer application in relation to a death of a licensee.

1. 248 Clover Pass Resort: Clover Pass Investments LLC

TAB 41

708 North Point Higgins Road, Ketchikan
Beverage Dispensary – Tourism Seasonal

*There is a question/discussion on timing. **Doug M. motions to extend the deadline another 180 days.** Further discussion if a transfer is necessary. Staff to evaluate. **Diane T. seconds. None opposed, motion passes.***

D. Request for additional time to submit transfer application in relation to a death of a licensee.

1. 2683 Gateway Liquor & Food Mart: Harbor Gateway Inc

TAB 42

1400 B Third Avenue, Seward
Package Store

Dave K. motions to approve a 180-day deadline to complete the transfer process. Diane T. seconds. None opposed, motion passes.

E. Consider transfer applications with same individual owner (Joanna Pitsilionis) and business model of shared kitchen as regards the AB-03 Restaurant Designation Permit.

TAB 43

1. 204 The White Moose: G & P Inc

815 Frontage Road, Kenai
Beverage Dispensary
From: George Pitsilionis 100% to Joanna Pitsilionis 100%

Transfer of controlling interest

Local governing body action: pending City of Kenai and Kenai Peninsula Borough
Pending: Department of Labor Employment Security
Approved: Department of Labor Workers Compensation, Department of Revenue
Background investigations: complete

2. 3032 Pizza Paradisos: Solitaire LLC

815 Frontage Road, Kenai
Beverage Dispensary
From: George Pitsilionis to Solitaire LLC owned 100% by Joanna Pitsilionis

Transfer of ownership

Local governing body action: pending City of Kenai and Kenai Peninsula Borough
Approved: Department of Labor, Department of Revenue
Background investigations: complete

*3:29 pm: Dana W. summarizes the memo. Carrie C. reminds the board of the additional letters emailed the day before from the licensees' counsel, Sherman Ernouf, Tabs 43 and 44. **Dave K. motions to approve both transfers in Tab 43 with delegation. Jan seconds. None opposed, motion passes.***

F. Third AB-29 Waiver of Operation Application for Board consideration.

TAB 44

- 1. 3009 The Rock Wood Fired Pizza & Spirits: The Wedge Corp**
No Premises
Beverage Dispensary

*3:32 pm: Dana W. summarizes the memo and reads Mr. Ernouf's letter into the record. There is a discussion on the regulation regarding denying a waiver application. **Dave K. motions to approve the 3rd waiver. Diane T. seconds. None opposed, motion passes.***

G. Request for additional time to submit transfer application in relation to a death of a licensee.

- 1. 4504 Venue Fairbanks: Go Alaska Media LLC**
514 2nd Avenue, Fairbanks
Beverage Dispensary

TAB 45

*3:44 pm: Dana W. summarizes the memo. **Dave K. motions to approve another 180-day deadline to submit a transfer. Doug M. seconds. None opposed, motion passes.***

● **TABLED FROM PREVIOUS MEETING(S)**

A. Alcohol Server Education Course Consideration for TIPS 360 Training

TAB 46

At the September 20, 2022 meeting the ABC Board tabled consideration to this meeting for further research into the complaints.

3:47 pm: Chief Hoelscher is present to summarize their investigation. They just got info a week ago and cannot finish the investigation yet, but the course provider is not offering online classes at this time. There is a disclaimer on their website. Dana W. suggests staff provide further education to permit holders. The Chief says any e-tips cards are not valid in Alaska and they will get an advisory out to licensees. Carrie C. asks, for clarification purposes, if the board must approve the courses or was that authority delegated to Enforcement and had this in person portion of the course been previously approved? Director Wilson states the board must approve the courses after delegated review by Enforcement. The Chief states this course (minus the online portion) was previously approved. No action needed by the board.

4:08 pm: Break

4:20 pm: Reconvened

B. 876/877 The Pit Bar & Liquor Store NOV Consideration

11857 Seward Highway, Seward
Beverage Dispensary, Package Store

At the September 20, 2022 meeting the ABC Board directed the director to issue an accusation and the licensee, Jamey McDevitt, to work closely with the Department of Environmental Conservation to solve the issue. Currently, DEC has informed staff that the matter is resolved and the licensee is now compliant. No action is needed by the board.

C. Transfer of controlling interest application and 2022-2023 renewal application

- 1. 402 Flight Deck Bar:** Ivory Manufacturing Corp of AK
832 West International Airport Road, Anchorage

Beverage Dispensary – Tourism

From: Marlene Meyer 100% dba Flight Deck Bar/Arctic Inn to Allen J. Meyer 100%

Transfer of controlling interest and dba name change

Local governing body action: approved by Municipality of Anchorage

Pending: Department of Labor Employment Security

Approved: Department of Revenue, Department of Labor Workers Compensation

Creditor: pending

Background investigations: complete

- 2. 402 Flight Deck Bar:** Ivory Manufacturing Corp of AK
832 West International Airport Road, Anchorage

Beverage Dispensary – Tourism

2022-2023 Renewal application

Local governing body action: approved by Municipality of Anchorage

Consider transfer application and 2022-2023 renewal application for a Tourism license along with additional documentation on the disposition of the Flight Deck Pizza as mentioned in the Tourism statement and the AB-03 form.

Consideration of the transfer and renewal was tabled at the September 20, 2022 meeting. The board offered some options to the transferee, Allen Meyer: extend the current licensed premises to include the restaurant, with a management services agreement in place and approved by AMCO or Flight Deck Bar could develop their own restaurant. AMCO staff did receive a draft management agreement on December 6, 2022. Staff requests that the board table this matter to the March 6 – 7, 2023 meeting to allow for time to review this document before presenting it to the board.

Dana W. summarizes and Carrie C. provides additional information. Doug M. motions to table to the next meeting in March. Jan H. seconds. None opposed, motion passes.

- D. 775 Nome Liquor Store:** The North West Company (International), Inc.
303 Front Street, Nome
Package Store

TAB 47

At the April 12, 2022 board meeting, the board voted to table the consideration of the renewal for license #775 to the June meeting in Nome. At the June 28, 2022 board meeting, the board voted to

table the consideration to the September meeting in Fairbanks. The City of Nome requested special conditions and there were public objections for the 2022-2023 renewal of this license.

The director requested this matter to be tabled to this meeting at the September meeting to allow the licensee to work towards an outcome with the City of Nome.

Dana W. summarizes and Director Wilson gives additional information regarding the Memorandum of Understanding. There is a discussion of possible actions that could be taken by the board. Dave K. motions to approve the renewal with delegation. Diane T. seconds. None opposed, motion passes.

- E. **903 Hanson's Trading Co.:** Carr Gottstein Foods Co.
415 Bering Street, Nome
Package Store

TAB 48

At the April 12, 2022 board meeting, the board voted to table the consideration of the renewal for license #903 to the June meeting in Nome. City of Nome requests special conditions for the 2022 – 2023 reinstatement and renewal of this license.

The director requested this matter to be tabled to this meeting at the September meeting to allow the licensee to work towards an outcome with the City of Nome.

Dana W. summarized the issue above. No action needed to be taken by the board.

- F. **6036 Seward KOA:** Exit Glacier RV Park LLC
31702 Herman Leirer Road, Seward
Restaurant/Eating Place

TAB 49

Reconsider Board approval of license to determine if applicant qualifies as a bona fide restaurant.

This matter was tabled at the September 20, 2022 meeting because the applicant was not present to answer questions from the board members.

Dana W. summarizes background information. Bree Dodson, applicant, is present. There are some questions by Dave K. to the applicant. He basically goes over the statute requirements for an REPL.

Diane T. asks the same questions as Dave. She states a pretzel heated up in a microwave is not a meal. Applicant responds, one of the questions being whether a food truck would suffice?

Dana W. states food trucks are not intended to qualify to allow for a licensee to obtain the bona fide restaurant status. There is more discussion. He does not see how food trucks can qualify in this situation. He says he visited her establishment in 2020 and states the applicant really needs to be preparing food and meals.

Diane has concerns if the board lets this go through, the board will be setting precedent. She doesn't think that would be fair for the people who have real bona fide restaurants.

Dana W. offers more comments regarding the purpose of a bona fide restaurant.

Director Wilson offers to speak with Ms. Dodson on other potential options. There is further discussion.

Doug M. reminds the applicant about the substantial Title 4 re-write and mentions that the board is bound by statute.

Lee Ellis, licensee of Midnight Sun Brewery and member of the Title 4 re-write committee, recommends a beverage dispensary license, and offers other thoughts for consideration. There is more discussion.

Dave K. motions to table to the June 2023 meeting, the applicant to build kitchen. Diane T. seconds. No further discussion. No objections. Motion passes 5-0.

● **PROTESTS**

- A. 6078 Kami Ramen:** Kami Ramen, LLC **TAB 50**
3807 Spenard Road, Anchorage
Restaurant/Eating Place

New Application

Local governing body action: protested by Municipality of Anchorage

The Municipality of Anchorage protested pending Special land use permit.

Dana W. summarizes the memo. Dave K. moves to deny with 180-day abeyance. Diane T. seconds. No further discussion. No objections. Motion carries 5-0.

- B. 6095 Glacier Lounge:** Alyeska Resort Operations Limited Partnership **TAB 51**
1000 Arlberg Avenue, Anchorage
Beverage Dispensary – Tourism Duplicate

New license application

Local governing body action: protested by Municipality of Anchorage

Background investigations: complete

The Municipality of Anchorage protested pending special land use permit and certification from the State Fire Marshal.

Dana summarizes. Andrew Klair for Alyeska Resort is present. He is working with the planning department and the fire marshal. David K. moves to deny with 180-day abeyance. Jan Hill seconds. No further discussion. No objections. Motion carries 5-0.

- C. 6097 Zip Kombucha:** Zip Kombucha LLC **TAB 52**
8161 Schoon Street, Anchorage
Brewery

New license application

Local governing body action: protested by Municipality of Anchorage

Background investigations: complete

The Municipality of Anchorage protested pending special land use permit.

- D. **6098 Zip Kombucha:** Zip Kombucha LLC
8161 Schoon Street, Anchorage
Winery

TAB 53

New license application

Local governing body action: protested by Municipality of Anchorage
Background investigations: complete

The Municipality of Anchorage protested pending special land use permit.

*Dana W. summarizes both licenses 6097 and 6098 since it is the same owner. **David K. moves to deny with 180-day abeyance. Jan H. seconds. No further discussion. No objections. Motion carries 5-0 for both applications.***

● **REGULATIONS**

A. Drafts for Board Discussion

1. Licensed Premises – outdoor seating

TAB 54

Dana W. gives background on the reasons for the draft. Director Wilson summarizes the reasons for the project and what it intends to do. Discussion. Is the board okay with the local government having a say. The intent of the draft is not to allow it for an area which does not have local governments. Dana W. states that the public and the licensees liked it during COVID.

Lee Ellis states it seems like it is fairly narrow. Is this going to allow parking lots? Director Wilson answers this was primarily written in response to local governments to parking spots and sidewalks, consider the language to be as broad as possible considering the delays that an AB-14 goes through when local government's approval is needed. There is more discussion.

(insert: any license type that allow for onsite consumption?). Diane T. talks about the licensed premises perimeter when outside. Dave's concern is that there could be more than one licensee serving in the outside area. How does enforcement deal with that, it seems difficult? The director states the idea was to let the local government set the bar high.

Diane T. says a REPL and BDL with an RDP possibly breweries and places that have a little bit of food, licenses that serve food. Dana W. discussed something about the RDP designation and places that are not eligible for it.

Diane T. moves to open regulations project. Jan H. seconds. She likes the idea that food should be involved. The serving of food should be involved. 5-0 motion passes.

Amending language:

304.185(b)

(b) With the exception of a recreational site license, [AND] a destination resort license, and an outdoor seating area on a street or sidewalk authorized by the local government for sole control by REPLs and BDLs with an

RDP as well as any license type that has a bona fide restaurant... or the board can open it up to every license type or it can be put out for public comment and see what the public has to say.

More discussion. Diane T. makes the motion. Jan H. seconds the amendment to the language underlined above. Motion passes 5-0.

Diane T. makes motion to put it out for public comment for 30 days. Jan H. seconds. No further discussion. Motion passes 5-0.

Director Wilson is going to look into the alternating premises.

B. Board Requests (if any)

C. Title 4 Rewrite Regulations

**1. Seasonal Restaurant or Eating Place Tourism license
8 SLA 2022 (sec. 170)**

TAB 55

Director Wilson summarizes, and Dana W. speaks to the draft.

Jan H. asks about the 40,000 and the 4,000 figures. Jan states that she has been reached out to by people from other communities to tell her that there are too many licenses. She is a little concerned with the draft because of the number of licenses. The director clarifies to Jan that the board does not have an option to enact this regulation, but it does have the option to limit the number of licenses it approves.

Jane Sawyer clarifies that the project has already been opened and Director Wilson states that there may be some technical changes to the draft before going out.

Diane T. moves to send it out for public comment for 30 days. Jan H. seconds. No further discussion. No objections. Motion passes 5-0.

The board would like an oral hearing at the end of the written public comment and the same day that they are considering the draft.

● TOPICS FOR FUTURE DISCUSSION BY ABC BOARD

A. Board Development

● ALCOHOL MAILBOX

TAB 56

All correspondence received in the alcohol@alaska.gov inbox from September 3 – November 25, 2022 has either already been handled by staff or is in the process of being handled. There is one email addressed to the board in opposition of a transfer application that was previously denied by the ABC Board.

Dana W. mentions the email from Christian Anderson.

● BOARD COMMENTS

Diane T.: *we have a lot of work ahead of us. She appreciates the attention board members pay to the issues.*

Doug M.: *wanted to thank state employees. He wishes he could have been in person.*

Jan H.: *enjoys the meetings. She had worked on the Title 4 re-write committee. She excited with all the work for the re-write. Learns something every time the board meets. Appreciates the patience when she asks questions and appreciates the answers. This is a good board.*

Dave K.: *nothing new that has not been said. Thanks employees. He feels like the office is shifting into high gear and thanks the staff.*

Dana W.: *echoes all the comments made. Impressed how well state employees perform. Thanks everyone on the call. Talks about the March meeting.*

● **NEXT ABC BOARD MEETING**

The next meeting is scheduled for March 6, 2023, in Fairbanks. All applications must be deemed complete and all other information for inclusion in the board's packets must be received by February 17, 2023.

● **ADJOURN**

Board adjourned at 7:01 pm.