



**Alcoholic Beverage Control Board
Meeting Agenda
First Judicial District**

**333 Willoughby Ave, 9th floor, Conference Room A
Juneau, Alaska**

January 29, 2024, at 10:00am

Join Zoom Meeting

<https://amco-alaska-gov.zoom.us/j/88358680726?pwd=iX2hZkBgUte3b7lhUlcShzu6MpE0wB.1>

Meeting ID: **883 5868 0726**

Passcode: **847101**

Dial by your location

+1 (719) 359-4580

+1 (669) 900-6833

January 30, 2024, at 9:00 am

Join Zoom Meeting

<https://amco-alaska-gov.zoom.us/j/86178926378?pwd=XZYkSxQgFTaf2RAO5XcsLbgPPYJRyT.1>

Meeting ID: **861 7892 6378**

Passcode: **513775**

Dial by your location

+1 (719) 359 4580

+1 (669) 900-6833

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

● **ADMINISTRATION**

10:00am

A. Call to Order

B. Roll Call

- **Dana Walukiewicz, Chair – industry:**
- **Diane Thompson, Vice Chair – industry:**
- **David Koch - Public Safety member:**
- **Janice Hill - Public member:**
- **Doug Moore – Public member:**

- Joan M. Wilson – AMCO Director:
- Kevin Higgins – Agency Attorney:
- Regina Cruz – Acting Records and Licensing Supervisor:
- Jane P. Sawyer – Program Coordinator:

C. Selection of Board Chair
AS 04.06.030 and 3 AAC 305.010

D. Approval of Agenda

E. AMCO Meeting Code of Conduct TAB 1

F. Top 10 Zoom FAQ TAB 2

G. Approval of November 13 - 14, 2023 Meeting Minutes TAB 3

● BOARD GOVERNANCE 10:05am

● TRADE PRACTICES REGULATIONS

A. Oral hearing on Title 4- Trade Practices. TAB 4
(Board to determine how long the hearing will be.)

B. Close hearing for Trade Practices. Consider written and oral comments received and determine action on the proposed regulations.

● DIRECTOR’S REPORT TAB 5

A. Title 4 Rewrite Questions

● ENFORCEMENT REPORT – **scheduled for January 30, 2024 (second day)**

A. Peace Officer Concurrence/Arming – J. Linger TAB 6

B. Notices of Violation Issued and Licensee Responses TAB 7

● STIPULATED AGREEMENTS

A. Catherco, LLC d/b/a Seward Brewing Company License 5287

● INFORMAL CONFERENCE

A. Thibodeau’s Market, Inc. d/b/a Thibodeaus Liquor license 4742

1. Informal conference for denied waiver of operations TAB 8.0

2. Not informal conference but related to the waiver of operations for 4742, is the consideration of the 2024/2025 license renewal application. TAB 8.1

● LICENSING STATISTICS

TAB 9

● DELEGATED CONSENT AGENDA – NEW & TRANSFER APPLICATIONS

TAB 10

THIS SECTION CAN BE APPROVED WITH DELEGATION AS A BLOCK.

A. 466 Senor Pancho’s Mexican Restaurant: Senor Pancho’s Mexican Restaurant Inc.

44096 Sterling Highway Suite B, Soldotna

Beverage Dispensary

From: Francisco Jabier Rodriguez-Rincon

To: Senor Pancho’s Mexican Restaurant Inc.

Transfer of ownership

Local governing body action: Kenai Peninsula Borough, City of Soldotna

Pending: Department of Labor, Department of Revenue compliant.

Background investigations: pending

B. 596 Knik Bar & Liquor Store: Broken Boat LLC

10204 S Knik Goose Bay Road, Wasilla

Package Store

From: Misty Massie 33.34%, Brian Reimer 33.33%, Alice Massie 33.33%

To: Misty Massie 66.67%, Brian Reimer removed, Alice Massie 33.33%

Transfer of controlling ownership

Local governing body action: pending Matanuska-Susitna Borough/City of Wasilla

Pending: Department of Labor, Department of Revenue compliant. Pending creditors response.

Background investigations: complete

C. 597 Knik Bar & Liquor Store: Broken Boat LLC

10204 S Knik Goose Bay Road, Wasilla

Beverage Dispensary

From: Misty Massie 33.34%, Brian Reimer 33.33%, Alice Massie 33.33%

To: Misty Massie 66.67%, Brian Reimer removed, Alice Massie 33.33%

Transfer of controlling ownership

Local governing body action: pending Matanuska-Susitna Borough/City of Wasilla

Pending: Department of Labor and Department of Revenue compliant. Pending creditors response.

Background investigations: complete

D. 2644 Tikchik Narrows Lodge: Tikchik Narrows Lodge Inc.

65 Miles North of Dillingham on Tikchik Lake

Beverage Dispensary- Seasonal

From: Current structure to Andrew P Angstman 100%

Transfer of ownership

Local governing body action: No Local Government

Pending: Department of Labor, Department of Revenue

Background investigations: complete

- E. 2683 Gateway Liquor & Food Mart:** Harbor Gateway Inc.
308 N Harbor, Seward
Package Store
From: Harbor Gateway Inc (estate of James Pruitt)
To: Harbor Gateway Inc (Tracie Williams) & Craig Pruitt

Transfer of controlling interest

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

- F. 2721 Bear's Den Liquor:** Three Bear's Alaska, Inc.
487 Salmon Way, Dutch Harbor
Package Store
From: Western Pioneer Inc.

Transfer of ownership

Local governing body action: pending City of Unalaska
Pending: Department of Labor, Department of Environmental Conservation, Department of Revenue
Background investigations: complete

- G. 3009 Holding Company:** Ae Kyong Lee
NO PREMISES
Beverage Dispensary
From: The Wedge Corp
To: Ae Kyong Le

Transfer of ownership

Local governing body action: Municipality of Anchorage
Pending: Department of Labor, Department of Revenue, Municipality
Background investigations: complete 11/15/23

- H. 3925 Riverside Bar:** Riverside Bar LLC
7271 Richardson Highway, Salcha
Beverage Dispensary
From: Michael C. Stormont
To: Riverside Bar LLC

Transfer of ownership

Local governing body action: pending Fairbanks North Star Borough
Pending: Department of Labor, Department of Revenue compliant.
Background investigations: complete

- I. 4044 The Liquor Cabinet/Cost Savers:** Back Bay LLC
2161 Mill Bay Road, Kodiak
Package Store
From: The Liquor Cabinet Inc

Transfer of ownership

Local governing body action: pending City Kodiak, Borough of Kodiak Island
Pending: Department of Labor, Department of Environmental Conservation, Department of Revenue
Background investigations: Complete

- J. 4364 Gold Rush Liquor:** Liquor Stores USA North Inc.
8661 Old Seward, Anchorage
Package Store
From: Cody Alaska Liquors Inc.

Transfer of ownership

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

- K. 4919 North Pole Liquor:** Liquor of the North LLC
343 W Benson Blvd #10, Anchorage
Package Store
From: Alaska Liquor Inc

Transfer of ownership

Local governing body action: pending Municipality of Anchorage
Pending: Department of Labor, Department of Revenue compliant.
Background investigations: pending

- L. 5149 Croft Wholesale:** Croft Vineyards LLC
601 West 58th Avenue, Anchorage
Limited Wholesale Brewed Beverages and Wine
From: Toni Croft (deceased)
To: Eric Croft, Lee Croft, Kymber Miller

Transfer of Controlling Interest

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

- M. 5600 DBA the Potato:** Uber Tubers, Inc.
255 N Harbor Dr., Valdez
Restaurant or Eating Place - Seasonal
From: Uber Tubers Inc.
To: The Roadside Potato Too, LLC

Transfer of ownership

Local governing body action: pending City of Valdez
Pending: Department of Labor, Department of Revenue
Background investigations: complete

- N. 6082 Latitude 59:** Rae-Phemister LLC

3858 Lake Street #59, Homer
Restaurant or Eating Place
From: Sake 59 LLC

Transfer of ownership

Local governing body action: Pending City of Homer, Kenai Peninsula Borough
Pending: Department of Labor, Department of Revenue
Background investigations: complete

- O. **6170 Homer Spit Oyster Bar:** Suvi Mirja Bayly
4081 Freight Dock Road, Homer
Brewpub – converted 1/1/2024 to Brewery Manufacturer

New license application

Local governing body action: pending City of Homer, Kenai Peninsula Borough
Pending: Department of Labor, Department of Revenue
Background investigations: pending

Delegation to include a signed, dated lease agreement, a copy of the federal Alcohol and Tobacco Tax and Trade Bureau permit (TTB) and Ms. Bayly's fingerprint card to conduct an updated background investigation. The most recent one for Ms. Bayly expired on May 15, 2017, more than 5 years ago.

- P. **6171 Alaska Blooms & Bubbles:** The Bottle Shop LLC
8250 Homer Dr. Anchorage
Package Store

New license application

Local governing body action: pending Municipality of Anchorage
Pending: Board approval and LGB waive
Background investigations: completed

● **DELEGATED CONSENT AGENDA – 2024/2025 RENEWAL APPLICATIONS**

TAB 11

THIS SECTION CAN BE APPROVED WITH DELEGATION AS A BLOCK.

- A. **533 Houston Lodge:** Brian T. Sharrah
Mile 57 Parks Highway, Houston
Beverage Dispensary
- B. **5468 Stillpoint in Halibut Cove:** Alaska Centre for Creative Renewal, LLC
Lot 4, USS 4734 Halibut Cove
Outdoor Recreation Lodge – Seasonal

● **DELEGATED CONSENT AGENDA – INDIVIDUAL BOARD CONSIDERATION**

- A. **KING STREET BREWING LLC, NEW LICENSE APPLICATIONS AND 2024-2025 RENEWAL**

1. **15004 King Street Brewing:** King Street Brewing LLC TAB 12
9050 King St, Anchorage
Package Store

New license application

Local governing body action: pending Municipality of Anchorage
Pending: Board approval and LGB waive
Background investigations: completed

2. **15008 King Street Brewing:** King Street Brewing LLC TAB 13
9050 King St, Anchorage
Restaurant or Eating Place

New license application

Local governing body action: pending Municipality of Anchorage
Pending: Board approval and LGB waive
Background investigations: completed

3. **5595 King Street Brewing Company:** King Street Brewing LLC
9050 King St, Anchorage
Brewery Manufacturer – 2024-2025 Renewal
No tab. Same brewery, new license type.

● **2023/2024 DELEGATED CONSENT AGENDA RENEWAL APPLICATIONS** TAB 14
THIS SECTION CAN BE APPROVED WITH DELEGATION AS A BLOCK.

- A. **806 Dave & Buster's:** Dave & Buster's of Alaska, Inc.
800 E Dimond Blvd, Suite 220, Anchorage
Beverage Dispensary
- B. **1852 Tanana Sandbar:** City of Tanana
249 Front Street, Tanana
Package Store - Community
- C. **3179 Outfitter Liquor Store:** M & D Ward, Inc.
Mile O Haines Highway, Haines
Package Store
- D. **4678 Fairbanks Junior Ice Dogs:** Fairbanks Junior Ice Dogs Inc.
1920 Lathrop Street, Fairbanks
Recreational Site – AS 04.09.270(f)
- E. **5051 Asiana Restaurant:** Young Mi Jin
2001 Airport Way, Fairbanks
Restaurant or Eating Place
- F. **5095 PINZ:** PINZ, LLC
608 W Willoughby Avenue, Juneau
Recreational Site – Grandfathered AS 04.11.210(d)

- G. **5502 China Town Restaurant:** WMAN Alaska LLC
836 East Loop Road, Anchorage
Restaurant/Eating Place

- **BOARD CONSIDERATION**
THE BOARD SHOULD REVIEW THESE INDIVIDUALLY.

- A. **NEW LICENSES AND ENDORSEMENTS**

- Large Resort Endorsement: Alyeska Resort – Endorsement 15536 TAB 15

- Manufacturer Retail Licenses (may convert upon application Sec. 169(d)) TAB 16

- Manufacturer Direct Shipment License Applications

- Manufacturer Sampling Endorsement

- Restaurant Endorsement (request delegation)

- Hotel or Motel Endorsement (discuss necessary review and potential delegation)

- Package Store Shipping Endorsement

- Package Store Repackaging Endorsement

- Package Store Sampling Endorsement (For Board Review and Local Government Process)

- Bowling Alley Endorsement (discuss necessary review and potential delegation)

- Brewery repackaging endorsement

- B. **SEASONAL RESTAURANT OR EATING PLACE TOURISM LICENSE**

- 1. **6158 The Food Truck:** Southerly LLC TAB 17
419 Dock Street, Ketchikan
Seasonal Restaurant or Eating Place Tourism License

- New license application**

- Local governing body action: pending

- Department of Environmental Conservation: pending

- Background investigations: completed

- Consideration: New application for Seasonal Restaurant or Eating Place Tourism License, see memo and supporting documents.**

- C. **RECREATIONAL SITE/SPORTING ACTIVITY OR EVENT NEW APPLICATION**

1. **6169 The Great Alaskan Lumberjack Show:** The Great Alaskan Lumberjack Show LLC
420 Spruce Mill Way, Ketchikan
Recreational Site/Sporting Activity or Event TAB 18

New license application with Restaurant Endorsement

Local governing body action: pending City of Ketchikan, Ketchikan Gateway Borough
Pending: Department of Environmental Conservation
Background investigations: pending

Consideration: Evaluate application and restaurant endorsement.

D. TIME EXTENSION REQUESTS TO SUBMIT TRANSFER APPLICATIONS

1. **Chatanika Lodge:** Terron, Inc. TAB 19
Mile 29 Steese Highway, Fairbanks
- a. 213, Beverage Dispensary
 - b. 214, Package Store

Consideration: Personal Representative is asking for a time extension to submit a transfer because the stockholder with controlling interest has passed.

2. **556 International Hotel & Bar:** Hard Work, LLC TAB 20
122 N. Turner, Fairbanks
Beverage Dispensary

Blue Loon: Hand Made, LLC
2999 Parks Highway, Fairbanks

- a. **3195, Beverage Dispensary**
- b. **4834, Beverage Dispensary – Duplicate, converted to Multiple Fixed Counter Endorsement**

Consideration: Personal Representative is asking for a time extension and continued operations as needed to submit transfers because the stockholder with controlling interest has passed.

E. RECONSIDERATION OF AN APPROVED TRANSFER – January 30, 2024 (second day, first thing)

1. **216 Reilly's:** Reilly's Alaska Inc. TAB 21
317 West Fireweed Lane, Anchorage
Beverage Dispensary

Consideration: Reconsider an approved transfer.

● **TABLED FROM PREVIOUS MEETING(S)**
THE BOARD SHOULD REVIEW THESE INDIVIDUALLY.

A. 4283 Pub House: Bistro IT, LLC

TAB 22

1020 West 12th Avenue, Anchorage

Beverage Dispensary – Tourism

From: RB Enterprises, LLC 50% and Mystery Ranch, LLC 50%

To: RB Enterprises, LLC 100%

Transfer of ownership

Local governing body action: protest waived by Municipality of Anchorage

Pending: Department of Revenue, Department of Labor

Background investigations: complete

Background: At the August 2023 meeting, the board tabled the consideration of this transfer application for staff to obtain additional information regarding the eligibility of the Beverage Dispensary – Tourism license and the possibility of long-term rentals on site.

B. 6108 Thorne River Brewery: Thorne River Brewery, LLC

TAB 23

1200 Shoreline Drive, Thorne Bay

Brewery now Brewery Manufacturer

New license application

Local governing body action: City of Thorne Bay lapsed as of 5/21/2023

Pending: TTB Permit

Background investigations: complete

Consideration: Nano-brewery business model located in applicant's home.

On 1/11/2024: Staff received the compliant notification from the Department of Environmental Conservation.

On 7/26/23: Department of Environmental Conservation states the applicant is not compliant due to not filing an application for their facility. They have reached out to the applicant via email regarding the requirements to submit a Plan Review application packet. Staff has notified the applicant.

● **COMMON CARRIER APPROVAL REGISTRATIONS**

A. Interim Approval Granted by Director

1. Smokey Bay Air, Inc.

TAB 24

- 2. Alaska Airlines, Inc. TAB 25
- 3. Federal Express Corporation TAB 26
- 4. Northern Air Cargo, LLC TAB 27
- 5. Everts Air Cargo TAB 28
- 6. Redemption, Inc. d/b/a Island Air TAB 29
- 7. Lynden Air Cargo TAB 30
- 8. Alaska Central Express TAB 31
- 9. New Pacific Airways, Inc. d/b/a Ravn Alaska TAB 32

B. Joan to lead a discussion about requirements of downstream carriers to obtain signatures and check ID.

● **BOARD LEGISLATIVE REVIEW**

- **HB 189 SALE OF ALCOHOL BY PERSONS UNDER 21** TAB 33
- **HB 192 DELIVERY/PICK UP OF ALCOHOL; LICENSING** TAB 34

● **REGULATIONS**

A. **Board Discussion**

- 1. **Shipments from Manufacturer Direct Shipment Licensees and Package Store Shipment Endorsement Holders** TAB 35
Status: Draft for board discussion
Potential Board Actions: TDB at meeting
- 2. **Large Resort Endorsements** TAB 36
Status: Draft not approved by law. Status for board discussion.
Potential Board Actions: TDB at meeting

B. **Board Requests (if any)**

● **ALCOHOL MAILBOX** TAB 37

Correspondence received in the alcohol@alaska.gov inbox from November 4, 2023 – January 19, 2024

● **PUBLIC TESTIMONY**

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.

Recordings and transcripts are available on AMCO's website here:

<https://www.commerce.alaska.gov/web/amco/MCBMeetingDocuments>

- **TOPICS FOR FUTURE DISCUSSION BY ABC BOARD**

- A. Board Development

- **BOARD COMMENTS**

- **NEXT ABC BOARD MEETING**

The next meeting is April 16, 2024, in Anchorage. The deadline for complete applications for this meeting is March 29, 2024.

- **ADJOURNED**