

**State of Alaska**  
**Alcoholic Beverage Control Board**  
**January 30, 2003**  
**Agenda**

1. **ADMINISTRATION**

- A. Approve Board minutes of June 11, 2002. **Approved**
- B. Approve Board minutes of September 10, 2002. **Approved**
- C. Approve Board minutes of November 19, 2002. **Approved**
- D. Delegate to the director tie-breaking vote. **Approved**
- E. ADDED – Elect Board officers: **Bob Klein – Chair; Ellen Ganley – VC**

2. **ADMINISTRATIVE MATTERS**

- A. **Informal Conferences**
- B. **Hearing Officer Decisions**
- C. **Settlement Agreement**
- D. **Renewal/Non-Renewal/Voluntary Relinquishment/Non-compliant**

- 1. 01/02-3749 **Golden North Hotel**; Golden North Hotel, Inc.; Dennis Corrington – Pres; brewpub license.

Staff recommends denial of renewal/continued operation based on noncompliance of AS 43.60 – brewery permit requirement. Renewal application has not been received.

**Attachment 2D-1**

**No Action – read into record**

- 2. 01/02-3477 **Raven’s Ridge Brewing Co**; Raven’s Ridge Brewing Co.; Hal Tippens – Pres; brewery license.

Staff recommends denial of renewal/continued operation based on noncompliance of AS 43.60 – brewery permit requirement. Renewal application has not been received.

**Attachment 2D-2**

**No Action – read into record**

- E. **Request Formal Hearing**
- F. **Suspensions**

## G. Board Consideration

1. 02/03-908 **Funny Farm Bar & Liquor**; Funny Farm LLC; Shamarie Coomler – Pres; Mile 38.5 Glenn Hwy – MatSu; transfer of **ownership and name** of a beverage dispensary license from Ruth Rebeschke, dba Pole Lock Bar & Likker; backgrounds not complete.

Board approved with delegation September 10, 2002.

Staff recommends that denial of transfer based on continued local governing body protest and concerns raised from background check.

**Attachment 2G-1**

**Approved with conditions: Mike Coomler may not be involved in any part of the operation of the business, including bartending.**

2. 02/03-909 **Funny Farm Bar & Liquor**; Funny Farm LLC; Shamarie Coomler – Pres; Mile 38.5 Glenn Hwy – MatSu; transfer of **ownership and name** of a beverage package store from Ruth Rebeschke, dba Pole Lock Bar & Likker; backgrounds not complete.

Board approved with delegation September 10, 2002.

Staff recommends that denial of transfer based on continued local governing body protest and concerns raised from background check.

**Attachment 2G-1**

**Approved with conditions: Mike Coomler may not be involved in any part of the operation of the business, including bartending.**

3. 02/03-3055 **Alaska Bar & Liquor**; Isner Inc; Melanie Isner – Pres; 116 Front St – Ketchikan; beverage dispensary license.

Staff request for administrative action.

**Attachment 2G-3**

**No Action – Direct staff to pursue a plan of action prior to next meeting.**

**3. CONSENT AGENDA Approved 5-0**

A. **Restaurant Designation Permits**

**Attachment 3A**

B. **WAIVERS**

1. 03/04-3919 **Good Guys Grocery/Liquor Cabinet**; Liquor Cabinet Inc.; Ronald Acarregui – Pres; No Premises – Kodiak; package store license.

30 day waiver 1<sup>st</sup> request Fees paid

**Attachment 3B-1**

2. 03/04-2880 **Rum Locker**; Patel Enterprises Inc.; Keith Parmley – Pres; No Premises – Homer; package store license.

30 day waiver 1<sup>st</sup> request Fees paid

**Attachment 3B-2**

**END CONSENT AGENDA**

**4. DELEGATION CONSENT AGENDA Approved 5-0**

- A. 02/03-4235 **Anchorage Golf Course**; Anchorage Golf Course LLC; Larry Daniels – Gen. Mgr; 3651 O’Malley Rd - Anch; **new** golf course license; backgrounds not complete.

All statutory requirements have been met. Municipality of Anchorage does not protest.

- B. 03/04-742 **Corsair**; Corsair Inc; Daniel Jacobson – Pres; 944 W 5<sup>th</sup> Ave – Anch; transfer of ownership of a **beverage dispensary license** from Corsair Inc (stock transfer); backgrounds not complete.

All statutory requirements have been met. Municipality of Anchorage does not protest. Temporary approval issued 12/23/02.

**Attachment 4B**

- C. 02/03-4250 **Denali Steakhouse**; Denali Steakhouse Inc; Rod Russell – Pres; 1200 L St – Anch; **new** restaurant/eating place license; backgrounds not complete.

All statutory requirements have been met. Municipality of Anchorage does not protest.

- D. 02/03-3146 **Kenai Golf Course Café**; Kenai Golf Course Café Inc.; Richard Morgan – Pres; 1420 Lawton Dr – Kenai; transfer of **ownership & name** of a restaurant/eating place license from Gary & Susan Schnelting dba The Hole-N-One; backgrounds not complete.

All statutory requirements have been met. City of Kenai does not protest.

- E. 03/04-4254 **LynDav Waterhole**; David & Lynn Hettick; 33508 Lincoln St – Kenai Peninsula Borough; transfer of **ownership, location & name** of a beverage dispensary license from Kaye Eliason at No Premises, doing business as Ninilchik North Bar; backgrounds not complete.

All statutory requirements have been met. Kenai Peninsula Borough does not protest. Temporary approval issued January 13, 2003 **Attachment 4E**

- F. 03/04-4252 **Mekong Thai Cuisine**; Gary Vilayvong; 473 W Parks Hwy – Wasilla; **new** restaurant/eating place license; backgrounds not complete.

Statutory requirements have not been met – Fire Marshall did not receive notice – re-sent on 1/14/03. City of Wasilla does not protest.

- G. 02/03-2725 **Mills Junction**; John & Michelle Mills; Mile 128 Steese Hwy – unorganized borough; transfer of **ownership & name** of a beverage dispensary – tourism license from James & Sandra Crabb, dba Crabb’s Corner; backgrounds not complete.

All statutory requirements have been met. Unorganized borough. Temporary approval issued January 17, 2003. **Attachment 4G**

**AND**

- H. 02/03-3087 **Mills Junction**; John & Michelle Mills; Mile 128 Steese Hwy – unorganized borough; transfer of **ownership & name** of a package store license from James & Sandra Crabb, dba Crabb’s Corner; backgrounds not complete.

All statutory requirements have been met. Unorganized borough. Temporary approval issued January 17, 2003. **Attachment 4H**

- I. 03/04-2319 **One Stop Liquors**; Amy Bowen; 5455 Kenai Spur Hwy – Kenai; transfer of **ownership** of a package store license from Spur Liquor Inc.; backgrounds not complete.

All statutory requirements have been met. City of Kenai does not protest. Temporary approval issued January 6, 2003. **Attachment 4I**

- J. 03/04-4251 **Settler's Bay Golf Course**; Settler's Bay Golf Course LLC; Robert Ackles – Mbr/Mgr; Mile 8 Knik Rd – Matsu; **new** golf course license; backgrounds not complete.

Statutory requirements have not been met – DEC has not responded (Fire Marshall, Tax Division, and Labor do not protest). Mat-Su Borough does not protest.

- K. 01/02-3746 **Viet-Nam House**; Loi T. Pham; 360 Boniface Pkwy A30-31 – Anch; transfer of **ownership & name** of a restaurant/eating place license from Soon Bok Pang dba Curly's Neighborhood Grill; background not complete.

All statutory requirements have been met. Municipality of Anchorage does not protest.

- L. 02/03-1036 **Yukon Yacht Club**; 115 E 3<sup>rd</sup> Ave LLC; Susan A Kaer – Mbr/Mgr; 115 E 3<sup>rd</sup> Ave – Anch; transfer of **ownership & name** of a beverage dispensary – tourism license from Westmark Third Avenue Inc, dba Coach House, Westmark Inn Third Avenue; backgrounds not complete.

All statutory requirements have been met. Municipality of Anchorage does not protest.

- K. 03/04-4253 **Zat's Pizza**; Zat's Pizza LLC; Jeremy Ratzat – Mbr/Mgr; 420 Port Bagial Blvd – Craig; **new** restaurant/eating place license; backgrounds not complete.

All statutory requirements have been met. City of Craig did not respond within statutory time limit.

## END DELEGATION CONSENT AGENDA

### 5. PROTESTS

- A. 03/04-4248 **Little Hong Kong**; Sing Banh; 9105 Mendenhall Mall Rd #144 – Juneau; transfer of **ownership, location & name** of a restaurant/eating place license from Seward Street Restaurant Corporation, at 230 Seward St, dba Café Myriad; backgrounds not complete.

City of Juneau does not protest. Statutory requirements have not been met: Department of Environmental Conservation has not given approval – they are working with applicant to meet Alaska Food Code 18 AAC 31.

**Approved with delegation 5-0**

- B. 02/03-2647 **Mike Cusack’s King Salmon Lodge**; Mike Cusack’s King Salmon Lodge Inc; Michael Cusack – Pres; Lot 2 USS 3177 Naknek River – Bristol Bay Borough; **renewal** of a beverage dispensary – tourism license.

Bristol Bay Borough protests renewal based on delinquent real property, personal property, and transient occupancy taxes. As of January 14, 2003, the protest is still in effect.

**Board history:** Sept. 10, 2002 – approved with delegation; owner stated that he was planning to sell the business/license, but would need 80 days to complete the transaction. **Attachment 5B**

**Deny Renewal 5-0**

6. **WAIVER OF OPERATION**

- A. 02/03-150 **Boon Dox Bar**; Anne Burnett; 7271 Richardson Hwy - FNSB; beverage dispensary license.

30 day waiver 4<sup>th</sup> request Fees paid **Attachment 6A**

**Approved 5-0**

AND

- B. 02/03-151 **Boon Dox Liquor Store**; Anne Burnett; 7271 Richardson Hwy – FNSB; package store license.

30 day waiver 4<sup>th</sup> request Fees paid **Attachment 6B**

**History:** Board has stated that as long as this is ongoing (transfer attempted to Michael Stormont – background rejected), a waiver would be considered favorably.

**Approved 5-0**

7. **OTHER FILINGS**

- A. 02/03-4243 **Big Hurran (Nikki’s)**; Robert McGuffey; Mile 16 Council Hwy – Unorganized area outside of Nome; **new** restaurant/eating place – seasonal license; backgrounds not complete.

Dept. of Env. Cons. and State Fire Marshall have not inspected.

The premises diagram has changed a bit since the last meeting (postponed for further information). It appears to be more appropriate for this type of venture. The owner has stated that the “restaurant” will be in the living room of the main house during the summer season. There will also be deck seating. (total capacity will be 20 patrons). See pictures and a new diagram. **Attachment 7A**

**No Action – Board would like to wait to approve a license for this establishment until after the restaurant begins operation so that they can see pictures of the opened restaurant, including deck seating, kitchen, storage.**

**DEC and Fire have not approved this location – we must have something from these agencies stating their intention or action to approve.**

- B. 02/03-4169 **Haines Liquor**; Alaska Business Growth Corporation; Michael Ward – Pres; No Premises – Haines; transfer of **ownership** of a package store license from Williams Inc.

All statutory requirements have been met. City/Borough of Haines does not protest.

\* 2 letters of protest from the public

**Approved 5-0**

**Attachment 7B**

- C. 03/04-2115 **Kincaid Grill**; R.A. Levinsohn, LLC; Alan Levinsohn – Mbr/Mgr; 6700 Jewel Lake Rd – Anch; transfer of **ownership & name** of a restaurant/eating place license from Gesines at 4 Corners Restaurant Inc dba Genines at 4 Corners; backgrounds not complete.

All statutory requirements have been met. Temporary approval issued January 14, 2003.

Municipality of Anchorage has given a “temporary” “*non-objection to the transfer of ownership of a R/E Place license pending formal action by the Assembly on February 11, 2003.*”

**Postponed until the next meeting – Mun. of Anchorage has until February 18, 2003 to final action (60-day requirement).**

**Attachment 7C**

## 8. **Background Information**

- A. 02/03-4234 **Isanotski Liquors**; Isanotski Liquors Inc.; Kenneth Smith – Pres; 185 Unimak Dr – False Pass; **new** package store license; backgrounds not complete.

Board approved with delegation to the director on November 19, 2002.

Background information on 3 of 5 officers.

**No action taken**

**Attachment 8A**

- B. 03/04-624 **Nobody’s Inn**; Kashim Inc; Richard Tzou – Pres; 161 W Parks Hwy – Wasilla; transfer of **ownership (stock)** of a beverage dispensary – tourism license; backgrounds not complete.

Board approved transfer with delegation to the director on September 10, 2002.

**Approved 5-0 (with delegation – 2<sup>nd</sup> approval)**

**Attachment 8B**

C. REMOVED

D. REMOVED



- E. 01/02-3158 **Shirleyville**; Shirleyville Enterprises LLC; Angela Sandstol – Mgr; Granite Point – Kenai Peninsula Borough; transfer of **ownership** of a package store license from Robert Ekstrom; backgrounds complete.

Board approved transfer with delegation to the director on June 11, 2002.

**No Action**

**AND**

- F. 01/02-1680 **Shirleyville**; Shirleyville Enterprises LLC; Angela Sandstol – Mgr; Granite Point – Kenai Peninsula Borough; transfer of **ownership** of a restaurant/eating place license from Robert Ekstrom; backgrounds complete.

Board approved transfer with delegation to the director on June 11, 2002

**No Action**

**Attachment 8F**

9. **Staff Request Biennial Change**

- 02/03-4235 **Anchorage Golf Course**; new golf course license (see 4A)

**Approved 5-0**

- 02/03-4250 **Denali Steakhouse**; new restaurant/eating place license (see 4C)

**Approved 5-0**

- 02/03-4234 **Isanotski Liquors**; new package store license (see 8A)

**Approved 5-0**

9. **ADDENDUM**

- A. 02/03-4227 **The Lonely Lady Café**; Andrea Everly; 4625 Old Airport Way – Fairbanks; restaurant/eating place license.

Staff recommends imposing conditions upon license.

**Attachment 9A**

**Conditions imposed: no live entertainment; no amusement equipment, including televisions, video games, pool tables, dartboards, and live performances.**

- B. 03/04-172 **Breakers Bar**; Wayne Locke; 243 A&B Front St – Nome; beverage dispensary license.

Request revision of penalty resolving Accusation # 02-02.

**Attachment 9B**

**Approved – pay to the order of the State of Alaska**

- C. 03/04-4258 **Orso Ristorante**; Brews Brothers LLC; Robert Acree – Mbr/Mgr; 737 W 5<sup>th</sup> Ave Ste 540 – Anchorage; **duplicate** brewpub license; backgrounds not complete.

All statutory requirements have been met. Municipality of Anchorage has temporarily approved this license with CUP *pending* Planning department approval.

**Approve with delegation with conditions: Restrictions, not to exceed 150,000 gallons**

**(combined licenses); no retail sales for the duplicate license. Reconsider at the June 2003 meeting. Staff issue public notice of hearing for the April 3-4, 2003 meeting.**

Date of next meeting: April 3-4, 2003

Location of next meeting: \_\_\_\_\_