



THE STATE
of **ALASKA**
GOVERNOR BILL WALKER

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

ALCOHOL AND MARIJUANA CONTROL OFFICE

550 West 7th Ave, Suite 1600
Anchorage, AK 99501
Main: 907.269.0350

MEMORANDUM

TO: Robert Klein, Chair, and
Members of the ABC Board

DATE: April 6, 2017

FROM: Erika McConnell
Director, ABC Board

RE: Chatanika Gold Camp #3272

In its renewal application, Chatanika Gold Camp did not provide information showing it met the minimum operating requirements found in 3 AAC 304.170(j)—see memo from Investigator Stonecipher.

Recommendation:

Deny the renewal application for lack of meeting minimum operational requirements per AS 04.11.330(a)(3) and 3 AAC 304.170(j), or require a waiver of operations application for 2016.



MEMORANDUM

TO: Sarah Oates, Program Coordinator

DATE: Friday, March 31, 2017

FROM: Investigator Amanda Stonecipher

RE: Chatanika Gold Camp, License #3272

On February 2, 2017, I was tasked with determining if Chatanika Gold Camp, License #3272 had met Minimum Operating Requirements during the 2015/2016 licensing period. The license is a Seasonal Tourism license with operation dates of 04/01-09/30 each calendar year.

Chatanika Gold Camp licensee, Val Scullion provided some documentation to establish they were open. A picture was provided showing operating hours of 11am to 9pm, Closed Mondays. During the summer months of last year (2016) I observed a For Sale Sign posted near the operating hours. It made it appear the business may be closed. The licensee stated she stopped using the posted hours and would put a sign out saying the establishment was "open" without indicating specific hours. Other pictures depicted wines and a limited number of spirits, along with photos of an empty bar area.

Copies of tax documents submitted to the Fairbanks North Star Borough were provided. In the month of May 2016, gross alcohol sales totaled \$27 with a tax liability of \$1.35. For June 2016, gross alcohol sales totaled \$575.50 with a tax liability of \$28.78. The final month of operation, July 2016, gross alcohol sales were \$194.75 with a tax liability of 9.74.

Cash register receipts were provided for the three months of operation (May-July 2016). The first sale of alcohol did not take place until 5/29/16. The register was not zeroed out every night. The licensee indicated a "No Sale" as

a way to track the opening and closing of the time she was physically in the establishment; as she resides on the property. The "No Sale" times are inconsistent with the posted hours from the signage visible from the Steese Highway. Several days the establishment was "open" for only a few hours according to the "No Sales". The "No Sales" for the end of the day were consistently between the hours of 3pm-6pm, with a few days just after 6 pm. Opening "No Sales" were also very inconsistent with posted operating hours. Some were as early as 8:31 am. Liquor sales, until very recently, could not even begin until 10 am in the FNSB. Therefore, the days the "No Sales" were before 10 am, those hours could not count toward the 8 hours of operating requirement. Many of the "No Sales" for opening and closing show operating hours of less than 8 hour days.

Out of the three months of reported operation, only 32 days had liquor sales. Out of those 32 days, only one day could be confirmed as operating for a full 8 hours according to the "No Sales". That was on June 18, 2016. Many days without any liquor sales showed only a few hours of operation according to the "No Sales" on the cash register tapes.

The licensee provided receipts from liquor stores for the purchase of alcohol for resale. There were a total of 6 receipts. Total amount of liquor purchase for resales from all receipts was \$668.28.

The licensee provided documentation showing her Bunkhouse was rented out to a contracting company during the months of April through August 2016, resulting in her electricity usage being much higher than in the same months in 2015. During her operating season in 2015, the electricity usage for the property, including the Bunkhouse and Room rentals, was only 99 KWH for April, 110 KWH for May, 196 for June, and 989 for July, and 632 for August. In 2016 the KWH increased significantly, ranging from 1,156 KWH to 2,059 KWH most likely due to the Contractors residing in the Bunkhouse.

The licensee did state since she resides on the property she would go into the bar to offer drinks to people stopping in to look around. She would not be physically in the bar until she heard someone pull into the driveway. There is no documentation showing this in fact happened, or how often it would happen. The establishment did not have any employees to document hours of operation either.

After reviewing AS 04.11.330(a)(3) and 3AAC304.170(j)(1)-(2)&(4)-(7) Chatanika Gold Camp did not comply with #1 and #7 of the minimum operating requirements as well as AS 04.11.330(a)(3). Regarding #1, the hours of operation were inconsistent with the hours posted on the signage visible from the Steese Highway. The licensee's separate "Open" sign that would be placed out at various times did not meet regulation requirements for showing hours of operation if they conflicted with the sign posted visible from the roadway. Regarding #7, the "No Sales" on register tapes do not depict the actual hours the bar was open for sales. The "No Sales" prior to 10 am do not count toward the 8 hour operating requirement due to the fact that liquor could not be sold in the FNSB prior to 10 am.

In looking at the totality of the documents submitted compared to what is required, it does not appear they met the burden as required in 3AAC304.170(j).



**Alaska Alcoholic Beverage Control Board
Renewal License Application
Form AB-17d: Beverage Dispensary – Tourism**

Alcohol and Marijuana Control Office
550 W 7th Avenue, Suite 1600
Anchorage, AK 99501

alcohol.licensing@alaska.gov
<https://www.commerce.alaska.gov/web/amco>
Phone: 907.269.0350

What is this form?

This renewal license application form is required for all individuals or entities seeking to apply for renewal of an existing beverage dispensary – tourism license that will expire on December 31, 2016. All fields of this form must be complete and correct, or the application will be returned to you in the manner in which it was received, per AS 04.11.270 and 3 AAC 304.105. The Community Council field only needs to be verified/completed by licensees whose establishments are located within the Municipality of Anchorage or outside of city limits within the Matanuska-Susitna Borough.

This form must be completed correctly and submitted to the Alcohol & Marijuana Control Office (AMCO)'s main office, along with all other required documents and fees, before any renewal license application will be considered complete.

Section 1 – Establishment and Contact Information

Enter information for the business seeking to have its license renewed.

Licensee:	Chatanika Gold Camp, LLC	License #:	3272
License Type:	Beverage Dispensary Tourism-Seasonal	Statute:	AS 04.11.400(d)
Doing Business As:	Chatanika Gold Camp		
Premises Address:	5550 Steese Highway		
Local Governing Body:	Fairbanks North Star Borough		
Community Council:	None		

Mailing Address:	5550 Steese Hwy		
City:	FAIRBANKS	State:	AK ALASKA ZIP: 99712

Enter information for the licensee who will be designated as the primary point of contact regarding this application and the license.

Designated Licensee:	Valerie Scullion		
Contact Phone:	907-347-4216	Business Phone:	907-389-3098
Contact Email:	valscullion@gmail.com		

Seasonal License? Yes No If "Yes", write your six-month operating period: 4/1 - 9/30





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Section 2 – Sole Proprietor Ownership Information

This section must be completed by any sole proprietor who is applying for a license. Entities should skip to Section 3.
 If more space is needed, please attach a separate sheet with the required information.
 The following information must be completed for each licensee and each affiliate (spouse).

This individual is an: applicant affiliate

Name:					
Address:					
City:		State:		ZIP:	
Email:					
Contact Phone:					

This individual is an: applicant affiliate

Name:					
Address:					
City:		State:		ZIP:	
Email:					
Contact Phone:					

Section 3 – Entity Ownership Information

This subsection must be completed by any licensee that is a corporation or LLC. Corporations and LLCs are required to be in good standing with the Alaska Division of Corporations (DOC). Partnerships may skip to Page 3. Sole proprietors should skip to Section 4.

Alaska DOC Entity #:	
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Alaska Division of Corporations: Yes No

Is your entity in good standing with the Alaska Division of Corporations?





Alaska Alcoholic Beverage Control Board
Renewal License Application
Form AB-17d: Beverage Dispensary – Tourism

This subsection must be completed by any entity, including a corporation, limited liability company (LLC), partnership, or limited partnership, that is applying for renewal. If more space is needed, please attach additional completed copies of this page.

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

Entity Official:	Valerie Scullion			
Title(s):	Member, LLC	Phone:	907-389-3098	% Owned: 25
Address:	5550 Steese Hwy			
City:	FAIRBANKS	State:	AK	ZIP: 99712

Entity Official:	James Scullion			
Title(s):	Member, LLC	Phone:	907-347-4215	% Owned: 25
Address:	same as above			
City:	✓	State:	AK	ZIP: 99712

Entity Official:	Mathew Bach			
Title(s):	Member, LLC	Phone:	907-457-5872	% Owned: 25
Address:	2057 B Old Steese Hwy N			
City:	Fairbanks	State:	AK	ZIP: 99712

Entity Official:	Marlene Bach			
Title(s):	Member, LLC	Phone:	907-457-5872	% Owned: 25
Address:	2057 B Old Steese Hwy N			
City:	Fairbanks	State:	AK	ZIP: 99712

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





Alaska Alcoholic Beverage Control Board Renewal License Application Form AB-17d: Beverage Dispensary – Tourism

Section 4 – Authorization

Communication with AMCO staff: Yes No

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

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

Section 5 – License Operation

Check the box that best describes your liquor license operations in calendar years 2015 and 2016:

The license was regularly operated continuously throughout each year, for 8 or more hours each day.

The license was regularly operated during a specific season each year, for 8 or more hours each day.

The license was only operated to meet the minimum requirement of 30 days each year, 8 hours each day.
If this box is checked, an AMCO employee will contact you after reviewing your application.

The license was not operated at all or was not operated for at least the minimum requirement of 30 days each year, 8 hours each day, during one or both of the calendar years.
If this box is checked, an AMCO employee will contact you after reviewing your application.

Section 6 – Convictions

Applicant convictions in calendar years 2015 and 2016: Yes No

Has any person named in this application been convicted of a violation of Title 04, of 3 AAC 304, or a local ordinance adopted under AS 04.21.010 in the calendar years 2015 or 2016?

If "Yes", list all convictions:





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Section 7 – Certifications

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

Initials

I certify that all current licensees (as defined in AS 04.11.260) and affiliates have been listed on this application, and if the licensee is an organized entity, that all current entity officials and stakeholders are listed with the Alaska Division of Corporations.

BS

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

BS

I certify that in accordance with AS 04.11.450, no one other than the licensee(s) has a direct or indirect financial interest in the licensed business.

BS

I certify that I have not altered the functional floor plan or reduced or expanded the area of the licensed premises, and I have not changed the business name or the ownership (including officers or stakeholders) from what is currently on file with the Alcoholic Beverage Control Board.

BS

I certify that I have not violated any restrictions pertaining to this particular license type, and that this license has not been operated in violation of a condition or restriction imposed by the Alcoholic Beverage Control Board.

BS

I have submitted a written statement as part of this application that meets the attached Tourism Statement Guidelines.

BS

As an applicant for a liquor license renewal, I declare under penalty of perjury that I have read and am familiar with AS 04 and 3 AAC 304, and that this application, including all accompanying schedules and statements, is true, correct, and complete. I agree to provide all information required by the Alcoholic Beverage Control Board in support of this application and understand that failure to do so by any deadline given to me by AMCO staff will result in this application being returned to me as incomplete.

Valerie Scullion
Signature of licensee

Melissa Everts
Signature of Notary Public

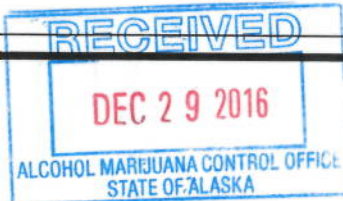
Valerie Scullion
Printed name of licensee

State of ~~Alaska~~ Public in and for the State of Alaska
NOTARY PUBLIC
Melissa Everts
My Commission Expires Nov 19, 2019

My commission expires: 11/19/19

Subscribed and sworn to before me this 27 day of December, 2016.

License Fee:	\$ 1250.00	Filing Fee:	\$ 200.00	TOTAL:	\$ 1450.00
Late Fee of \$500.00 – if received or postmarked after 01/03/2017:					
Miscellaneous Fees:					
GRAND TOTAL (if different than TOTAL):					1,450 ⁻



Renewal for Tourism License
13 AAC 104.325
[2][c] Questions

- Tourism Statement

The Chatanika Gold Camp (formerly Old F.E. Co. Gold Camp) is a restaurant/bar/hotel housed in the original dredge camp bunkhouses. The Fairbanks Exploration dredge #3 came through the Chatanika valley in the early 1920's, ending gold dredging operations in 1963. Since that time, the camp sat idle, then was refurbished into the current business. Original bunkhouse rooms were converted to historically-decorated room rentals, the "mess hall" was modified to accommodate full restaurant and bar.

The establishment is advertised annually in the Milepost Magazine for Alaska, frequently in the Fairbanks Daily News Miner, and brochures and information are made available to several local vendors and tourist information centers.

The current owners were raised in the area, while the gold dredge was in full operation, and have many stories and much history to share with tourists and other visitors when they come to visit. Many items of historic value, representing the early mining history of the area are displayed indoors and out. The original school house from the old town of Chatanika was restored and is available to the public as a museum depicting the early years of education and of mining in the Chatanika/Cleary valley.

The Camp has a total of 28 rooms available for nightly or monthly rental.

* ~~The restaurant and bar have been open Tuesday through Saturday 11am to 9pm, and Sunday Brunch is offered 11am-3pm weekly. The restaurant caters events from retreats, weddings, banquets, etc. in our large banquet hall.~~

Improvements are made on an ongoing basis to keep the buildings from decay and the ravages of time and use.

* Establishment is currently listed for sale.
No longer offering food service, ~~and~~

V. Sullivan



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16-12 088
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08-44 089
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 09-04 098
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 12-34 099
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 12-34 100
 06.17.16
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 20.00 CA
 16.50 CG
 16-21 101
 06.17.16
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 1 6.00
 6.00 CA
 16-54 102
 06.17.16

FAIRBANKS NORTHSTAR BOROUGH
TREASURY AND BUDGET DIVISION
809 PIONEER ROAD
PO BOX 71320
FAIRBANKS, ALASKA 99707 1320
(907) 459-1443

→ **ALCOHOLIC BEVERAGE TAX REPORT** ←

FOR PERIOD ENDING 07 / 1 2016
Month Year

301107
ACCOUNT NO.

Chatanika Gold Camp LLC
BUSINESS NAME

If **CHANGE OF OWNER OR ADDRESS** fill in below:

Owner Name _____

Business Mailing Address _____

City/State _____ Zip Code _____

If this is a **FINAL REPORT**, return the Certificate of Registration & state where the books will be located.

Final for 2016 - Resume season 2017

1. GROSS ALCOHOLIC BEVERAGE SALES.....	\$	<u>194.75</u>
2. EXEMPT SALES PURSUANT TO BOROUGH CODE 3.59.040.B..... (Please provide backup for exemptions)	\$	<u>0</u>
3. SUBTRACT LINE 2 FROM LINE 1.....	\$	<u>194.75</u>
4. MULTIPLY LINE 3 BY 5% (LINE 3 X .05).....	\$	<u>9.74</u>
5. SALES TAX PAID ON THE SALES IN LINE 1 TO ANY MUNICIPALITY WITHIN THE BOROUGH (attach documentation)	\$	<u>0</u>
6. SUBTRACT LINE 5 FROM LINE 4.....	\$	<u>9.74</u>
7. PENALTIES - See reverse side for information		
A. Late Report/Late Remit Penalty (10% of the tax due or \$50 for zero balance reports)	\$	<u>0</u>
B. Additional Late Report/Late Remit Penalty (25% of tax due).....	\$	<u>0</u>
C. Additional Penalty or Fine (as per FNSBC 1.04 & 3.59.11).....	\$	<u>0</u>
8. INTEREST - 1.25% (.0125 x Line 6) per month.....	\$	<u>0</u>
9. LIABILITY FOR FILING PERIOD (Line 6 + Line 7A + Line 7B + Line 7C+Line 8).....	\$	<u>9.74</u>
10. MINUS CREDIT OR ADD OUTSTANDING LIABILITY.....	\$	<u>0</u>
11. TOTAL AMOUNT DUE WITH REPORT (Total of Line 9 and Line 10).....	\$	<u>9.74</u>

*** Any false statement on this form is punishable under AS 11.56.210 ***

I DECLARE THAT THIS REPORT, INCLUDING ANY ACCOMPANYING STATEMENTS, HAS BEEN EXAMINED BY ME AND TO THE BEST OF MY KNOWLEDGE AND BELIEF IS A TRUE, CORRECT AND COMPLETE REPORT.

8-1-2016

Valerie Deullion

#2154
 Recvd Jan 30, 2017
 ANCO 1-16

FAIRBANKS NORTH STAR BOROUGH

TREASURY AND BUDGET DIVISION
809 PIONEER ROAD
PO BOX 71320
FAIRBANKS, ALASKA 99707 1320
(907) 459-1443

ALCOHOLIC BEVERAGE TAX REPORT

FOR PERIOD ENDING 06 12016
Month Year

301107
ACCOUNT NO.

Chatanika Gold Camp LLC
BUSINESS NAME

If CHANGE OF OWNER OR ADDRESS fill in below:

Owner Name

Business Mailing Address

City/State Zip Code

If this is a FINAL REPORT, return the Certificate of Registration & state where the books will be located.

- 1. GROSS ALCOHOLIC BEVERAGE SALES \$ 575.50
2. EXEMPT SALES PURSUANT TO BOROUGH CODE 3.59.040.B \$
3. SUBTRACT LINE 2 FROM LINE 1 \$
4. MULTIPLY LINE 3 BY 5% (LINE 3 X .05) \$ 28.78
5. SALES TAX PAID ON THE SALES IN LINE 1 TO ANY MUNICIPALITY WITHIN THE BOROUGH \$
6. SUBTRACT LINE 5 FROM LINE 4 \$ 28.78
7. PENALTIES - See reverse side for information
A. Late Report/Late Remit Penalty \$
B. Additional Late Report/Late Remit Penalty \$
C. Additional Penalty or Fine \$
8. INTEREST - 1.25% (.0125 x Line 6) per month \$
9. LIABILITY FOR FILING PERIOD \$ 28.78
10. MINUS CREDIT OR ADD OUTSTANDING LIABILITY \$
11. TOTAL AMOUNT DUE WITH REPORT \$ 28.78

*** Any false statement on this form is punishable under AS 11.56.210 ***

I DECLARE THAT THIS REPORT, INCLUDING ANY ACCOMPANYING STATEMENTS, HAS BEEN EXAMINED BY ME AND TO THE BEST OF MY KNOWLEDGE AND BELIEF IS A TRUE, CORRECT AND COMPLETE REPORT.

7-4-2016
Date

Dalene Sullivan
Owner or Agent

#2150
\$28.78
7-4-2016

White Copy (Borough)

Yellow Copy (Business)

ALCOHOLIC BEVERAGE TAX REPORT

FOR PERIOD ENDING

05 / 2016
Month Year

301107
ACCOUNT NO.

Chatanika Gold Camp LLC
BUSINESS NAME

If CHANGE OF OWNER OR ADDRESS fill in below:

Owner Name

Business Mailing Address

City/State

Zip Code

If this is a FINAL REPORT, return the Certificate of Registration & state where the books will be located.

- 1. GROSS ALCOHOLIC BEVERAGE SALES..... \$ 2700
- 2. EXEMPT SALES PURSUANT TO BOROUGH CODE 3.59.040.B..... \$
(Please provide backup for exemptions)
- 3. SUBTRACT LINE 2 FROM LINE 1..... \$ 2700
- 4. MULTIPLY LINE 3 BY 5% (LINE 3 X .05)..... \$ 1.35
- 5. SALES TAX PAID ON THE SALES IN LINE 1 TO ANY MUNICIPALITY WITHIN THE BOROUGH (attach documentation) \$
- 6. SUBTRACT LINE 5 FROM LINE 4..... \$ 1.35
- 7. PENALTIES - See reverse side for information
 - A. Late Report/Late Remit Penalty (10% of the tax due or \$50 for zero balance reports) \$
 - B. Additional Late Report/Late Remit Penalty (25% of tax due)..... \$
 - C. Additional Penalty or Fine (as per FNSBC 1.04 & 3.59.11)..... \$
- 8. INTEREST - 1.25% (.0125 x Line 6) per month..... \$
- 9. LIABILITY FOR FILING PERIOD (Line 6 + Line 7A + Line 7B + Line 7C+Line 8)..... \$ 1.35
- 10. MINUS CREDIT OR ADD OUTSTANDING LIABILITY..... \$
- 11. TOTAL AMOUNT DUE WITH REPORT (Total of Line 9 and Line 10)..... \$ 1.35

*** Any false statement on this form is punishable under AS 11.56.210 ***

I DECLARE THAT THIS REPORT, INCLUDING ANY ACCOMPANYING STATEMENTS, HAS BEEN EXAMINED BY ME AND TO THE BEST OF MY KNOWLEDGE AND BELIEF IS A TRUE, CORRECT AND COMPLETE REPORT.

6-6-2016
Date

Valerie Pulliam
Owner or Agent

2147
6-16-16
Recvd Jan 30, 2017
AMCO 5/14