



## MEMORANDUM

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

DATE: April 6, 2017

FROM: Erika McConnell  
Director, ABC Board

RE: Bojangles #2847

The City of Fairbanks is protesting the renewal of this license in accordance with AS 04.11.480(a)—see details below and in attached documentation. The license renewal was issued on January 20, 2017.

Date Notification sent to Fairbanks: January 19, 2017

Date Protest received: March 7, 2017

Basis for Protest: Owner's history of operating dangerous facilities; 2016 homicide on the premises; high rate of police calls for service at the location; Fairbanks City Council's responsibility to uphold the public interest.

3 AAC 304.145(d) met? The matter was on the agenda of the Fairbanks City Council at their meeting held February 27, 2017.

Recommendation: Determine whether the protest is arbitrary, capricious, and unreasonable in accordance with AS 04.11.480(a). If the protest is not found to be arbitrary, capricious, and unreasonable, deny the license renewal.



# City of Fairbanks

Office of the City Clerk

800 Cushman Street

Fairbanks, AK 99701

(907)459-6702

Fax (907)459-6710

March 7, 2017

Jane Sawyer, Business Registration Examiner  
Alcohol and Marijuana Control Office  
550 W. 7th Avenue, Suite 1600  
Anchorage, Alaska 99501-3567

Re: Liquor License Renewal

Ms. Sawyer:

Please be advised that at the Regular Meeting of February 27, 2017, the Fairbanks City Council voted to PROTEST the following Liquor License RENEWAL application:

Lic. #	DBA	License Type	Licensee	Premises Address
2847	Bojangles	Beverage Dispensary	Scruff-N-Pork's, Inc.	1351 Cushman Street

The Council cited the following reasons for the protest: 1) owner's history of operating dangerous facilities, 2) 2016 homicide at the premises, 3) high rate of FPD calls for service at the location, and 4) Council's responsibility to uphold the public interest. Please see the enclosed email and attachment from the Fairbanks Chief of Police supporting the protest.

If you have any questions or would like further information please contact me at 907-459-6774.

Sincerely,

D. Danyielle Snider, CMC  
Fairbanks City Clerk

Cc: Files

Encl: Email from Police Chief Eric Jewkes regarding Bojangles protest

## Dani Snider

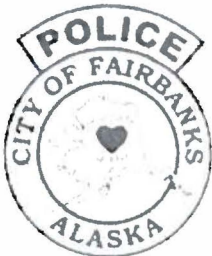
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**From:** Eric Jewkes  
**Sent:** Wednesday, March 01, 2017 9:57 AM  
**To:** Dani Snider  
**Subject:** Bojangles  
**Attachments:** Nuisance Abatement Inspection--Bojangles (3-31-16).pdf

This email is to express the Fairbanks Police Department's (FPD) support of the Bojangles' liquor license protest. Throughout the year of 2016 FPD provided assistance and guidance to Curtis Hatcher as the owner/operator of the Bojangles bar. To completely understand the difficulties surrounding the bar one must first realize the problem first began in another location, the Rock N Rodeo bar, which was also owned/operated by Curtis Hatcher. Rock N Rodeo created a significant workload for the police department until it closed in the spring/summer of 2015. The bar closed shortly after one of the patrons was murdered in an adjacent parking lot. The closure of Rock n Rodeo was followed by Bojangles opening for business and being owned/operated by Curtis Hatcher. The established was the subject of numerous complaints by my night shift supervisors and required a high number of calls for service. On at least one occasion the patrol watch commander spontaneously closed the business down for the evening because the crowd could not be controlled.

Former FPD Chief Aragon, Sgt. Barnett, and myself met with Mr. Hatcher at least 2 times during 2016 to discuss the problems at Bojangles and Aragon produced a "Nuisance Prevention/Abatement Warning & Agreement". That document is attached. As a result of these meetings, additional lighting, a camera system, and a rudimentary parking area was defined. There remained a greater need for outside lighting and greater control over the parking lot. There are also considerable amount of discussion centered around Mr. Hatcher's inability to control the crowd and environment which was created at Bojangles. Several additional suggestions were made which included; changing the music genre and environment, limiting alcoholic drinks containing energy drinks (which Hatcher identified as a problem), using metal detector wands for patrons. To my knowledge none of those recommendations were made either. The Fairbanks Police Department recognizes that bars can inherently bring some problematic behavior. When looking at the combined incidents of Rock n Rodeo and Bojangles, we believe it establishes a clear pattern of poor business practices which jeopardize public safety and creates an unjustified burden on the resources of the police department. For these reasons it is in the best interest of public safety to not renew the liquor license for Bojangles bar.

### Chief Eric Jewkes



#### Fairbanks Police Department

911 Cushman Street  
Fairbanks, Alaska 99701  
(907) 450-6467 Phone  
(907) 452-1588 Fax  
[ejewkes@fairbanks.us](mailto:ejewkes@fairbanks.us)  
[Fairbanks Police Website](#)



# FAIRBANKS POLICE

911 Cushman Street  
Fairbanks, Alaska 99701-4616  
Phone (907) 450-6500  
Fax (907) 452-1588  
Email: fpd@ci.fairbanks.ak.us



## Nuisance Prevention/Abatement Warning & Agreement (Establishments Serving Alcohol)

**Name of Business/Location:** Bojangles

**Name of Owner(s):** Curtis Hatcher

**Documented Issues/Concerns:** Assaults, Disturbances, and Incapacitated Persons — See Attachments.

### Agreed Upon Actions by Property Owner:

I have met with Police Chief Aragon and been advised of the issues and concerns set out above. I agree to take the following preventive actions:

1. Insure that during business hours Security Staff members remain in the parking lot area and any other parking areas utilized by your customers. Also advise customers that when they arrive in your parking lot that they may not linger and must enter the business or when leaving the business they may not linger in the parking lot and must depart immediately. (Signs will be posted in the parking lot.)
2. Post a "designated waiting area" specifically for patrons to await taxi service. This area will be patrolled by Security Staff members to insure that patrons are indeed awaiting taxi service.
3. Those violating above requirements (or creating disturbances) will be "trespassed" from the business by Security Staff and placed on a "trespass list" to be periodically reviewed by designated FPD representatives.
4. Install surveillance cameras to adequately monitor and record the entire parking lot area of operations.
5. Install and maintain adequate illumination within the entire parking area.
6. Continually update the police department as to security concerns that cannot be remedied.

(\*Note: these requirements will be subject to a periodic inspection by the FPD to insure compliance.)

I understand that should I not follow through on the above actions by May 15, 2016, FPD may recommend that the Fairbanks City Council protest the renewal of my liquor license by the Alcoholic Beverage Control Board.

**Date:** 3/31/2016

**Agreed by Property Owner:**

Curtis Hatcher  
(Printed Name)

[Signature]  
(Signature)

**Witnesses:**

Kanda H. Aragon  
(Printed Name/Title)

[Signature]  
(Signature)

(FPD Form 351)

cell 907-978-9068

hatcherxyz@gmail.com

ILM 907-452-1588

Serving Fairbanks Since 1904

**Addendum:** 1. Floodlight is necessary

over parking area outside front door & on 14th St. along side of building.

2. Lights needed for the four (4) lot