



MEMORANDUM

TO: Bob Klein, Chair, and Members of the
Alcoholic Beverage Control Board

DATE: August 14, 2018

FROM: Erika McConnell, Director

RE: 2847 Goldie's AK

Requested Action: License transfer of location; DBA change; alternating premises approval

Statutory and Regulatory Authority: AS 04.11.040(a): "A license issued under this title may not be transferred to another person except with the written consent of the board."

AS 04.11.480(a): "A local governing body may protest the issuance, renewal, relocation, or transfer to another person of a license by sending the board and the applicant a protest and the reasons for the protest within 60 days of receipt from the board of notice of filing of the application ... If an application or continued operation is protested, the board shall deny the application or continued operation unless the board finds that the protest is arbitrary, capricious, and unreasonable."

AS 04.11.480(a): "The board shall consider a protest and testimony received at a hearing conducted under AS 04.11.510(b)(2) or (4) when it considers the application..."

3 AAC 304.225: "Upon a licensee's written request accompanied by a detailed premises diagram, the board may approve a portion of a premises licensed under AS 4.11.100 (restaurant eating place license), AS 4.11.115 (golf course license), AS 04.11.180 (common carrier dispensary license), AS 04.11.210 (recreational site license), AS 04.11.225 (outdoor recreational lodge license), AS 04.11.255 (destination resort license), or AS 04.11.400(d) to alternate as a licensed or unlicensed premises under the following conditions:

(1) approval will be granted only if the board finds that use of the identified area as alternating premises will stimulate tourism or promote activities open to the general public;

(2) a debt that is incurred during times when the identified area is unlicensed will be considered a debt incurred in the operation of the licensed business for purposes of transfer of the license under AS 04.11.360;

(3) at any time with written notice to the licensee, the board may withdraw its approval of use of the identified area as alternating premises.

(4) caterer's permits issued under AS 04.11.090 may be exercised in the alternating area during the times the identified area is unlicensed premises;

(5) during times the identified area is designated as an unlicensed premises, all alcoholic beverages must either be removed from the identified area or be stored in a location approved by the board to be secure from the public;

(6) A licensee may apply hours that it is operating as an alternating unlicensed premises to meet the operating requirement set out in AS 04.11.330(a)(3).”

Staff Rec.: Uphold the protest with 90-day abeyance; if protest is lifted within 90 days, approve DBA change and alternating premises

Background: The board reviewed this transfer application at the June 2018 meeting and heard concerns from the staff regarding the proposal to have an airstream trailer as the bar in the licensed premises, which would be removed regularly to function as a mobile caterer. At that meeting the idea of an alternating licensed premises approval was raised and the matter was postponed to the next meeting.

Subsequently, the City of Fairbanks protested the transfer of this license pending issuance of a certificate of occupancy.

The licensee proposes to provide AMCO with a schedule of when the premises will be licensed and when it will be unlicensed on a monthly basis. When Goldie's is a licensed premises, it will be adhere to its regular schedule of hours—it does not plan to be licensed for part of a day and unlicensed for another part of a day—which reduces confusion.

Attachment: City of Fairbanks protest
Alternating premises request
Transfer application



City of Fairbanks

Office of the City Clerk

800 Cushman Street

Fairbanks, AK 99701

(907)459-6702

Fax (907)459-6710

July 10, 2018

Mikal Milton, Occupational Licensing Examiner
Alcohol and Marijuana Control Office
550 W. 7th Avenue, Ste. 1600
Anchorage, Alaska 99501

Mikal,

At the regularly-scheduled meeting of July 9, 2018, the Fairbanks City Council voted to **PROTEST** the application for transfer of location and name change for the following Beverage Dispensary License **until a Certificate of Occupancy is issued by the City of Fairbanks:**

Type: Beverage Dispensary, License #2847
To: Goldie's AK / Nash Holland, LLC
659 5th Avenue, Fairbanks, Alaska

From: No DBA / Nash Holland, LLC
No Premises

I will notify AMCO when a Certificate of Occupancy is issued for the premises. Should you need further information do not hesitate to contact me.

Sincerely,

D. Danyielle Snider, CMC
Fairbanks City Clerk

cc: File(s)
Nash Holland, LLC (Kara Nash, Agent)
Fire Department
Building Department

Beverage dispensary license 2847
Nash Holland, LLC
DBA Goldie's AK

Alternating Premises

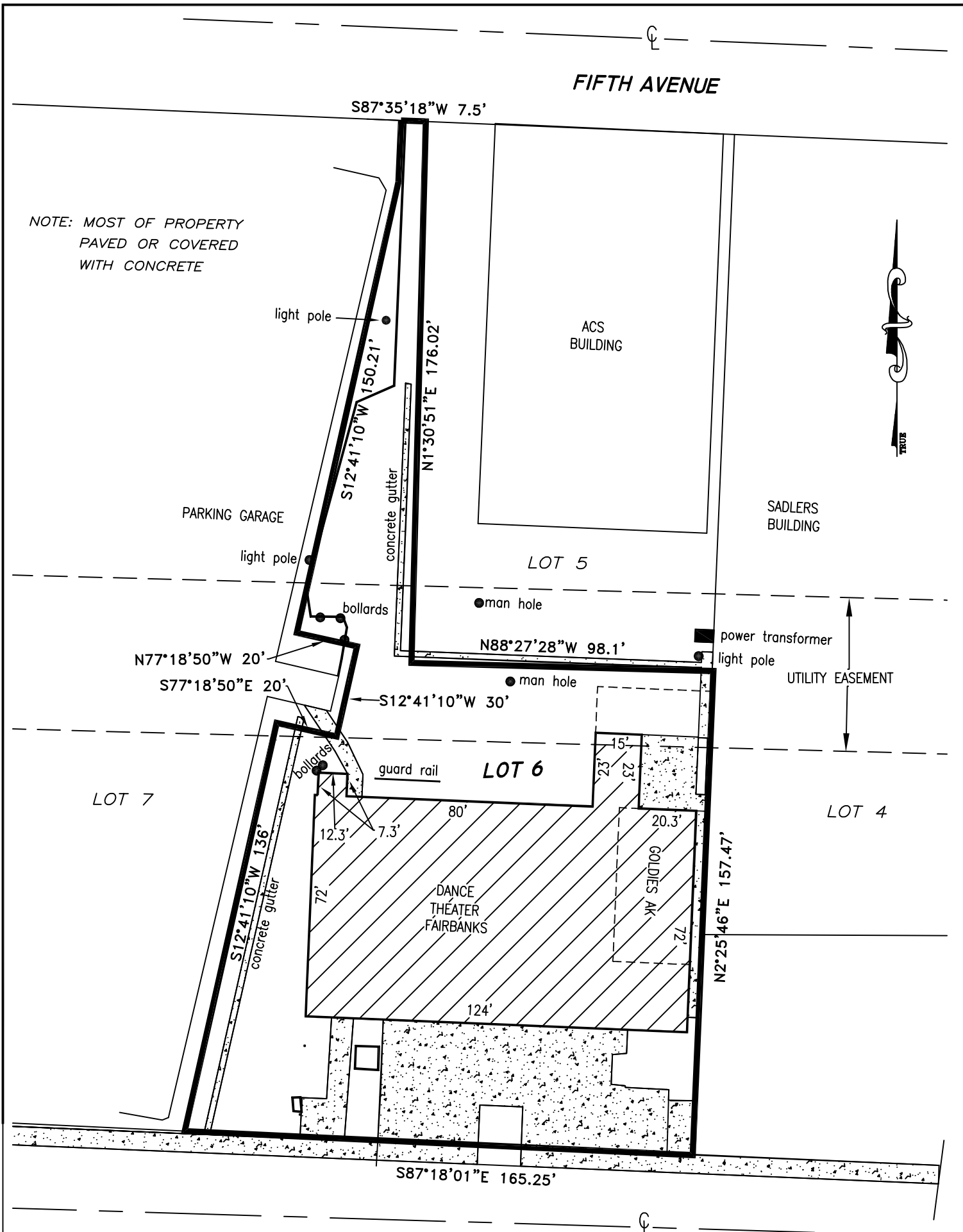
Nash Holland, LLC DBA Goldie's AK would like to request that the in-progress transfer of beverage dispensary license #2847 be amended to show that the premises located at 659 5th Ave will operate as an alternating premises.

Being an alternating premises will stimulate tourism and promote activities open to the general public. Our business plan is based on the creation of new events in interior Alaska that will generate new interest in our state and our community. We plan to host festivals, concert series, markets and events promoting local business with the use of our airstream facilities. We intend on being a vendor at events already boasted as some of the largest in the state including the Midnight Sun Festival. Our goal is to enhance and regulate alcohol catering at these events.

By utilizing the premises as an alternating premises, we will be able to utilize the Airstream for service inside during licensed hours, and be able to take all of our equipment outside by converting the location to an unlicensed premises. We will maintain the approved floor plan during all licensed hours on site.

We believe that use of the identified area as an alternating premises will promote activities open to the general public within the licensed area. While the premises was largely vacant prior to our occupancy, the space was occasionally used as a green-room for Dance Theater Fairbanks (DTF) during performances. By having the flexibility to use the space as an unlicensed premises at times, DTF will be able to continue to utilize the space, and allow persons under the age of 21 to be present backstage. The premises contains two closets which have been identified for use as alcohol storage. While a large portion of the alcohol will be removed during unlicensed hours, these closets will be secured in a way as to prevent access to any remaining alcohol by the public.

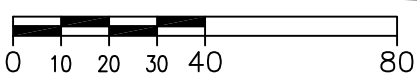
As an alternating premises, we foresee two options on any given day. On a typical day in which we do not have an event to cater, we will maintain our regular hours as a licensed premises. Our proposed regular hours are noon to midnight on weekdays, and 10 a.m. to midnight on weekends. On days in which we will be catering an event, we intend for the premises to be closed/unlicensed for that day. Because these are foreseeable but not regular events we intend to provide the necessary authorities with proposed licensed/unlicensed days on a monthly basis. The alternating premises model will be marketed to our customers through social media and through signage at the facility.



NOTE: MOST OF PROPERTY
PAVED OR COVERED
WITH CONCRETE



SCALE: 1"=40'



THIS IS NOT A PROPERTY SURVEY

PLOT PLAN GOLDIES AK

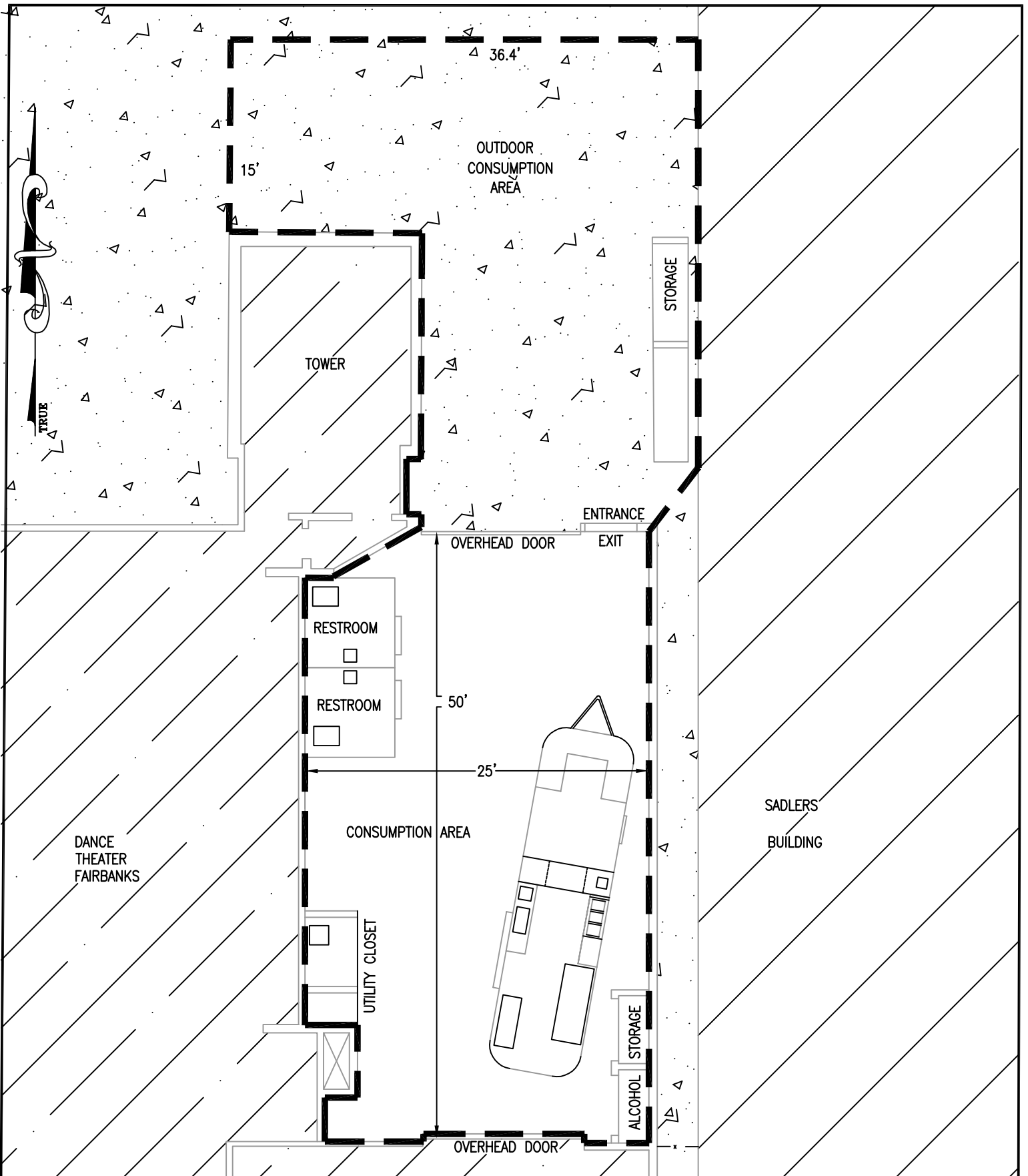
DATE OF INSPECTION: 6-6-2018 ADDRESS: 659 5TH AVENUE SCALE: 1"=40'

BEARINGS, DISTANCES AND EASEMENTS SHOWN HEREIN WERE TAKEN FROM PLAT OF RECORD,
NO OTHER SOURCE WAS RESEARCHED.

PREPARED FOR: CITY OF FAIRBANKS

PREPARED BY: NASH HOLLAND LLC

LEGAL DESCRIPTION: LOT 6, BLOCK 86-A FAIRBANKS TOWNSITE. SEE INSTRUMENT NO. 2013-017590-0, RECORDS OF THE FAIRBANKS NORTH STAR BOROUGH, FOURTH JUDICIAL DISTRICT, STATE OF ALASKA.



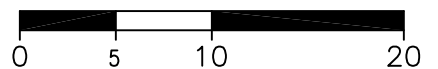
FLOOR PLAN GOLDIES AK

PREPARED FOR: CITY OF FAIRBANKS

PREPARED BY: NASH HOLLAND LLC

ADDRESS: 659 5TH AVENUE SCALE: 1" = 10'

SCALE: 1" = 10'





Alaska Alcoholic Beverage Control Board

Form AB-01: Transfer License Application

What is this form?

This transfer license application form is required for all individuals or entities seeking to apply for the transfer of ownership and/or location of an existing liquor license. Applicants should review **Title 04 of Alaska Statutes and Chapter 304 of the Alaska Administrative Code**. All fields of this form must be completed, per AS 04.11.260, AS 04.11.280, AS 04.11.290, and 3 AAC 304.105.

This form must be completed and submitted to AMCO's main office, along with all other required forms and documents, before any license application will be considered complete.

Section 1 – Transferor Information

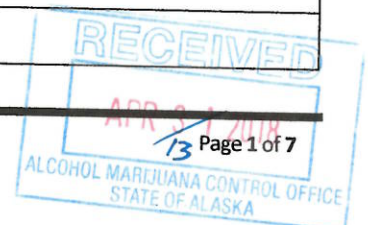
Enter information for the *current* licensee and licensed establishment.

Licensee:	Nash Holland, LLC		License #:	2847	
License Type:	Beverage Dispensary		Statutory Reference:	Sec 04.11.090	
Doing Business As:	No DBA				
Premises Address:	No Premises				
City:	Fairbanks	State:	AK	ZIP:	99701
Local Governing Body:	City of Fairbanks / Fairbanks North Star Borough				

Transfer Type:

- Regular transfer
- Transfer with security interest
- Involuntary retransfer

OFFICE USE ONLY			
Complete Date:		Transaction #:	76274, 79217
Board Meeting Date:		License Years:	
Issue Date:		BRE:	





Alaska Alcoholic Beverage Control Board

Form AB-01: Transfer License Application

Section 2 – Transferee Information

Enter information for the *new* applicant and/or location seeking to be licensed.

Licensee:	Nash Holland, LLC				
Doing Business As:	Goldie's AK				
Premises Address:	659 5th Ave				
City:	Fairbanks	State:	AK	ZIP:	99701
Community Council:	City of Fairbanks / Fairbanks North Star Borough				

Mailing Address:	PO Box 71285				
City:	Fairbanks	State:	AK	ZIP:	99707

Designated Licensee:	Kara Nash				
Contact Phone:	(907)687-8444	Business Phone:	(907)687-8444		
Contact Email:	kara@goldiesak.com				

Seasonal License? Yes No If "Yes", write your six-month operating period: _____

Section 3 – Premises Information

Premises to be licensed is:

an existing facility a new building a proposed building

The next two questions must be completed by beverage dispensary (including tourism) and package store applicants only:

What is the distance of the shortest pedestrian route from the public entrance of the building of your proposed premises to the outer boundaries of the nearest school grounds? Include the unit of measurement in your answer.

567 Feet

What is the distance of the shortest pedestrian route from the public entrance of the building of your proposed premises to the public entrance of the nearest church building? Include the unit of measurement in your answer.

> 600 Feet





Alaska Alcoholic Beverage Control Board

Form AB-01: Transfer License Application

Section 4 – Sole Proprietor Ownership Information

This section must be completed by any sole proprietor who is applying for a license. Entities should skip to Section 5. 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:	NA				
Address:	NA				
City:	NA	State:	NA	ZIP:	NA

This individual is an: applicant affiliate

Name:	NA				
Address:	NA				
City:	NA	State:	NA	ZIP:	NA

Section 5 – Entity Ownership Information

This section must be completed by any entity, including a corporation, limited liability company (LLC), partnership, or limited partnership, that is applying for a license. Sole proprietors should skip to Section 6. If more space is needed, please attach a separate sheet with the required information.

- 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:	Kara Nash				
Title(s):	Member	Phone:	(907)687-8444	% Owned:	33.33
Address:	306 Slater Street				
City:	Fairbanks	State:	AK	ZIP:	99701





Alaska Alcoholic Beverage Control Board

Form AB-01: Transfer License Application

Entity Official:	Adam Nash				
Title(s):	Member	Phone:	(315)725-6760	% Owned:	33.33
Address:	PO Box 71285				
City:	Fairbanks	State:	AK	ZIP:	99707

Entity Official:	Christopher Holland				
Title(s):	Member	Phone:	(907)987-2286	% Owned:	33.33
Address:	306 Slater Street				
City:	Fairbanks	State:	AK	ZIP:	99701

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

This subsection must be completed by any applicant that is a corporation or LLC. Corporations and LLCs are required to be in good standing with the Alaska Division of Corporations (DOC) and have a registered agent who is an individual resident of the state of Alaska.

DOC Entity #:	10050059	AK Formed Date:	1/26/17	Home State:	AK
Registered Agent:	Kara Nash		Agent's Phone:	(907)687-8444	
Agent's Mailing Address:	PO Box 71285				
City:	Fairbanks	State:	AK	ZIP:	99707

Residency of Agent:

Yes No

Is your corporation or LLC's registered agent an individual resident of the state of Alaska?





Alaska Alcoholic Beverage Control Board

Form AB-01: Transfer License Application

Section 6 – Other Licenses

Ownership and financial interest in other alcoholic beverage businesses:

Yes No

Does any representative or owner named as a transferee in this application have any direct or indirect financial interest in any other alcoholic beverage business that does business in or is licensed in Alaska?

If "Yes", disclose which individual(s) has the financial interest, what the type of business is, and if licensed in Alaska, which license number(s) and license type(s):

NA

Section 7 – Authorization

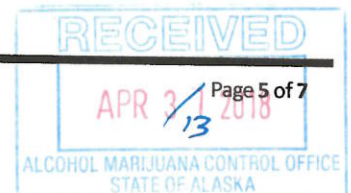
Communication with AMCO staff:

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:

NA





Alaska Alcoholic Beverage Control Board

Form AB-01: Transfer License Application

Section 8 – Transferor Certifications

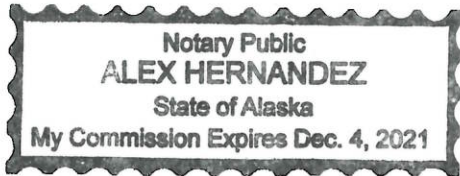
Additional copies of this page may be attached, as needed, for the controlling interest of the current licensee to be represented.

I declare under penalty of perjury that the undersigned represents a **controlling interest** of the current licensee. I additionally certify that I, as the current licensee (either the sole proprietor or the controlling interest of the currently licensed entity) have examined this application, approve of the transfer of this license, and find the information on this application to be true, correct, and complete.

[Signature]
Signature of transferor

KARA NASH
Printed name of transferor

Subscribed and sworn to before me this 15th day of February, 2018.



[Signature]
Signature of Notary Public

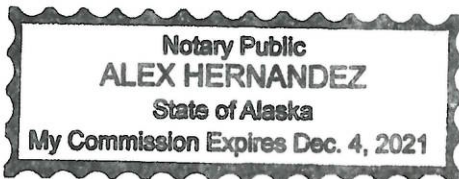
Notary Public in and for the State of Alaska

My commission expires: Dec 4, 2021

[Signature]
Signature of transferor

CHRISTOPHER RYAN HOLLANDS
Printed name of transferor

Subscribed and sworn to before me this 15th day of February, 2018.



[Signature]
Signature of Notary Public

Notary Public in and for the State of Alaska

My commission expires: Dec 4, 2021





Alaska Alcoholic Beverage Control Board

Form AB-01: Transfer License Application

Section 8 – Transferor Certifications

Additional copies of this page may be attached, as needed, for the controlling interest of the current licensee to be represented.

I declare under penalty of perjury that the undersigned represents a **controlling interest** of the current licensee. I additionally certify that I, as the current licensee (either the sole proprietor or the controlling interest of the currently licensed entity) have examined this application, approve of the transfer of this license, and find the information on this application to be true, correct, and complete.

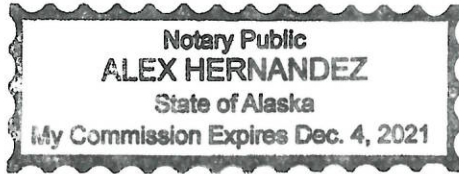
Adam Nash

Signature of transferor

Adam Nash

Printed name of transferor

Subscribed and sworn to before me this 15th day of February, 2018.



Alex Hernandez
Signature of Notary Public

Notary Public in and for the State of Alaska

My commission expires: Dec 4, 2021

Signature of transferor

Printed name of transferor

Subscribed and sworn to before me this _____ day of _____, 20____.

Signature of Notary Public

Notary Public in and for the State of _____.

My commission expires: _____.





Alaska Alcoholic Beverage Control Board

Form AB-01: Transfer License Application

Section 9 – Transferee Certifications

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

Initials

I certify that all proposed licensees (as defined in AS 04.11.260) and affiliates have been listed on this application.

KN

I certify that all proposed licensees have been listed with the Division of Corporations.

KN

I certify 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.

KN

I certify that all licensees, agents, and employees who sell or serve alcoholic beverages or check the identification of a patron will complete an approved alcohol server education course, if required by AS 04.21.025, and, while selling or serving alcoholic beverages, will carry or have available to show a current course card or a photocopy of the card certifying completion of approved alcohol server education course, if required by 3 AAC 304.465.

KN

I agree to provide all information required by the Alcoholic Beverage Control Board in support of this application.

KN

As an applicant for a liquor license, 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.

[Handwritten signature]

Signature of transferee

KARA NASH

Printed name

Subscribed and sworn to before me this 15th day of February, 20 18.

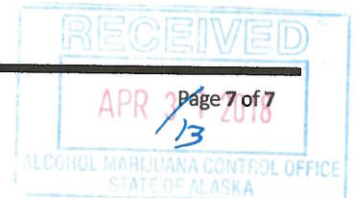


[Handwritten signature]

Signature of Notary Public

Notary Public in and for the State of Alaska

My commission expires: Dec 4, 2021





Alaska Alcoholic Beverage Control Board Form AB-01: Transfer License Application

Section 9 – Transferee Certifications

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

Initials

I certify that all proposed licensees (as defined in AS 04.11.260) and affiliates have been listed on this application.

JAH

I certify that all proposed licensees have been listed with the Division of Corporations.

JAH

I certify 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.

JAH

I certify that all licensees, agents, and employees who sell or serve alcoholic beverages or check the identification of a patron will complete an approved alcohol server education course, if required by AS 04.21.025, and, while selling or serving alcoholic beverages, will carry or have available to show a current course card or a photocopy of the card certifying completion of approved alcohol server education course, if required by 3 AAC 304.465.

JAH

I agree to provide all information required by the Alcoholic Beverage Control Board in support of this application.

JAH

As an applicant for a liquor license, 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.

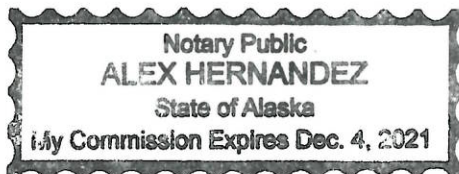
Christopher Ryan Holland

Signature of transferee

CHRISTOPHER RYAN HOLLAND

Printed name

Subscribed and sworn to before me this 15th day of February, 2018.



Alex Hernandez

Signature of Notary Public

Notary Public in and for the State of Alaska

My commission expires: Dec 4, 2021





Alaska Alcoholic Beverage Control Board

Form AB-01: Transfer License Application

Section 9 – Transferee Certifications

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

Initials

I certify that all proposed licensees (as defined in AS 04.11.260) and affiliates have been listed on this application.

ASW

I certify that all proposed licensees have been listed with the Division of Corporations.

ASW

I certify 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.

ASW

I certify that all licensees, agents, and employees who sell or serve alcoholic beverages or check the identification of a patron will complete an approved alcohol server education course, if required by AS 04.21.025, and, while selling or serving alcoholic beverages, will carry or have available to show a current course card or a photocopy of the card certifying completion of approved alcohol server education course, if required by 3 AAC 304.465.

ASW

I agree to provide all information required by the Alcoholic Beverage Control Board in support of this application.

ASW

As an applicant for a liquor license, 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.

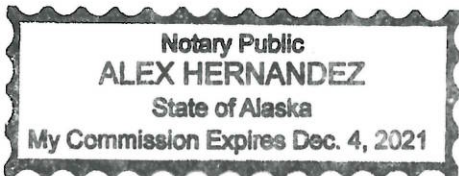
Adam Nash

Signature of transferee

Adam Nash

Printed name

Subscribed and sworn to before me this 15th day of February, 2018.



Alex Hernandez
Signature of Notary Public

Notary Public in and for the State of Alaska

My commission expires: Dec 4, 2021





Alaska Alcoholic Beverage Control Board Form AB-02: Premises Diagram

What is this form?

A detailed diagram of the proposed licensed premises is required for all liquor license applications, per AS 04.11.260 and 3 AAC 304.185. Your diagram must include dimensions and must show all entrances and boundaries of the premises, walls, bars, fixtures, and areas of storage, service, consumption, and manufacturing. If your proposed premises is located within a building or building complex that contains multiple businesses and/or tenants, please provide an additional page that clearly shows the location of your proposed premises within the building or building complex, along with the addresses and/or suite numbers of the other businesses and/or tenants within the building or building complex.

The **second page of this form is not required**. Blueprints, CAD drawings, or other clearly drawn and marked diagrams may be submitted in lieu of the second page of this form. The first page must still be completed, attached to, and submitted with any supplemental diagrams. An AMCO employee may require you to complete the second page of this form if additional documentation for your premises diagram is needed.

This form must be completed and submitted to AMCO's main office before any license application will be considered complete.

Yes No

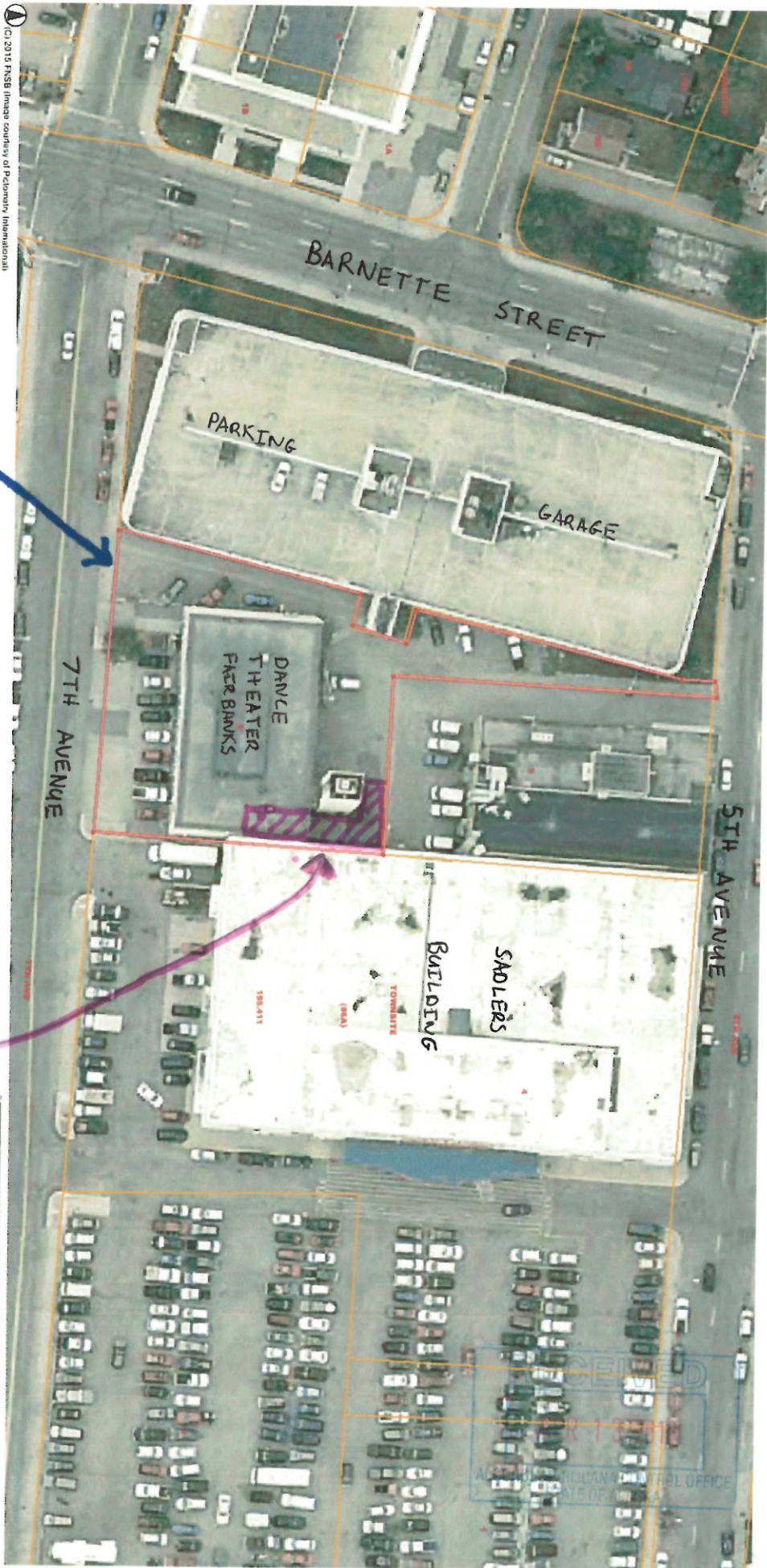
I have attached blueprints, CAD drawings, or other supporting documents in addition to, or in lieu of, the second page of this form.

Section 1 - Establishment Information

Enter information for the business seeking to be licensed, as identified on the license application.

Licensee:	Nash Holland, LLC	License Number:	2847
License Type:	Beverage Dispensary		
Doing Business As:	Goldie's AK		
Premises Address:	659 5th Ave		
City:	Fairbanks	State:	AK
		ZIP:	99701





BARNETTE STREET

PARKING

GARAGE

DANCE THEATER FAIRBANKS

7TH AVENUE

SADLERS BUILDING

5TH AVENUE

PROPERTY BOUNDARY

PROPOSED LICENSED AREA

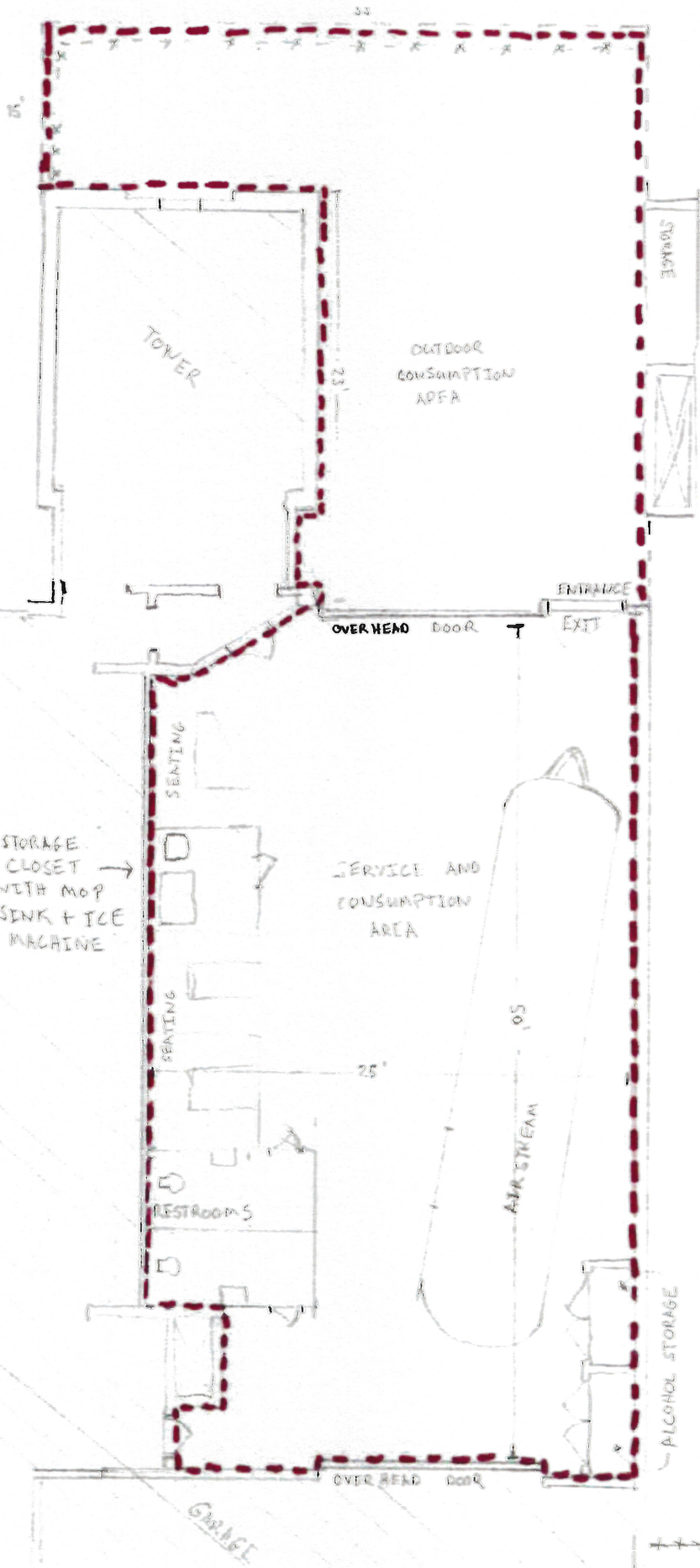


© 2015 FRSB Image courtesy of Pictometry International

0 154ft

AMERICAN CONTROL OFFICE
STATE OF ALABAMA

DIAGRAM OF
GOLDIE'S AK
659 5TH AVE
FAIRBANKS AK
99701



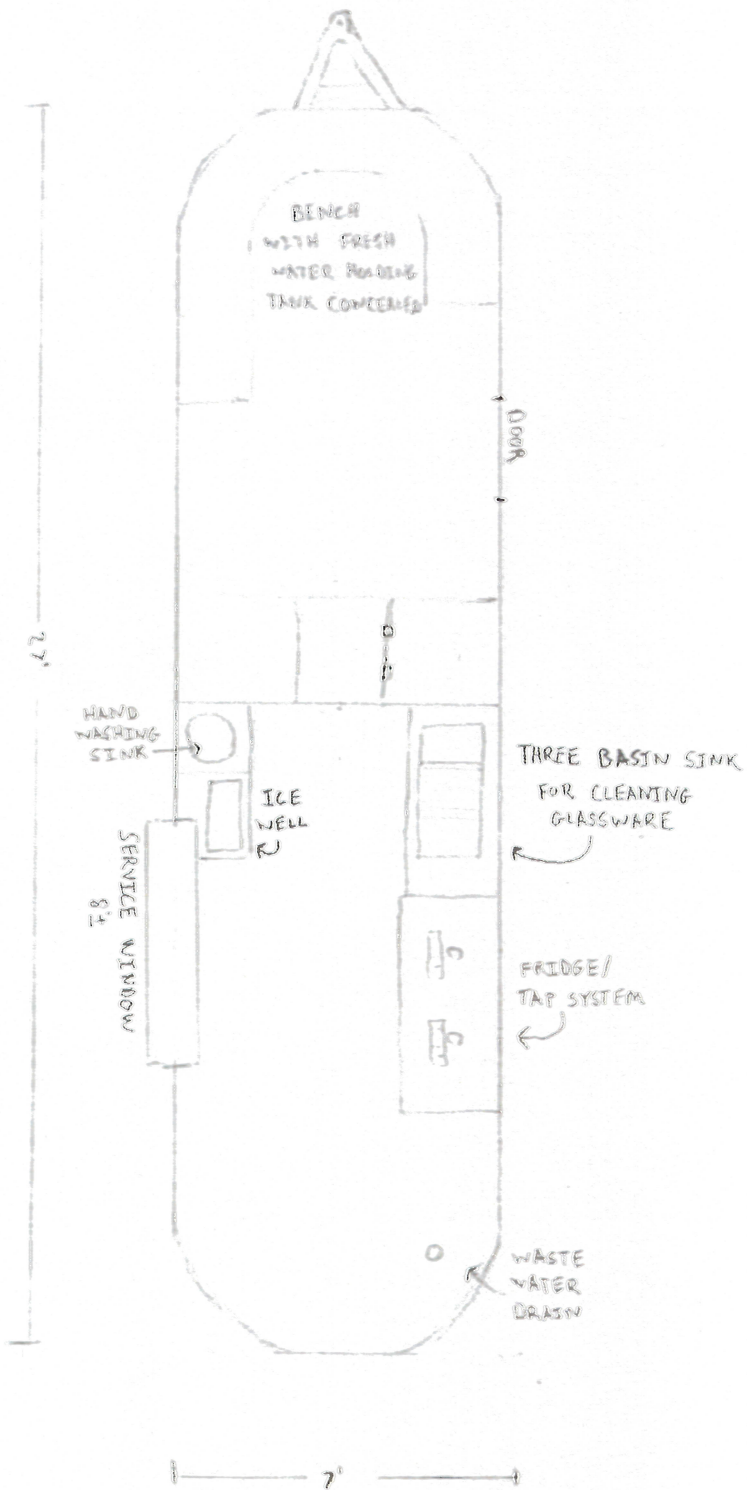
SALLERS BUILDING

DANCE TREATIC FAIR BUILDING

RECEIVED
MAY 02 2018
ALCOHOL CONTROL DIVISION OFFICE
STATE OF ALASKA

AIRSTREAM

GOLDFIES AK



RECEIVED
MAY 02 2018
ALCOHOL & TOBACCO REGULATION DIVISION OFFICE
STATE OF ALASKA

AB-02 Premises Clarification

Many of the fixtures typically associated with a beverage dispensary are not permanent installations in the premises, but rather are attached to a mobile unit which will be approved and licensed as such by ADEC. While the mobile unit will be located in the south-east corner of the premises during operating hours, it is not permanently affixed to the structure. The diagrams show both the location of the mobile unit during operation, as well as a diagram of the interior of the mobile unit. The mobile unit will be used for vending both within the premises and at catered events (with separate permitting requirements). The premises will be used for consumption (with service from the mobile unit only), storage of alcohol and supplies, storage of the mobile unit, cleaning, restrooms, etc. When the mobile unit is not present, the premises will be closed.



AB-02

Outdoor Space Security Plan

1. The outdoor consumption area will be secured by walls and branded stanchion barrier device, approximately 30" tall along the perimeter of the area where there are no walls. The only areas, not surrounded by walls are to the North and a small portion to the West.
2. The stanchion barrier devices are non permanent and shall stay in place during operating hours, unless as noted below. The ground will be painted under where the stanchions sit, so that a border is clearly defined in the case of stanchion movement. The painting will ensure that barrier devices are consistently set in the same location. These are the situations where the barrier devices could be shifted:
 - a. During special events the stanchion barrier device may be replaced with a food truck or mobile unit. Staff shall ensure there is no ingress or egress between the food truck or mobile unit and the outlined outdoor consumption area. All signage will still apply.
 - b. Barrier device could be moved for mobile unit access reasons. If barriers are removed temporarily, staff will be on hand to supervise the area, and immediately replace the barriers.
 - c. There are other circumstances where the barrier stanchions may need to be moved including, snow removal, deliveries to the space, and other unforeseen circumstances. In these circumstances barrier device will be replaced before operating hours resume.
3. The barrier will be labeled and signed to differentiate the designated premises with 'Rules' of the consumption area. 'Rules' will be posted for customers to read as they enter the area. 'Rules' shall include unless otherwise required by the state the following:
 - a. Persons under 21 years of age are not allowed in the establishment except with a parent or legal guardian.
 - b. Be prepared to present id upon entering the establishment.
 - c. No outside alcohol permitted upon entering.
 - d. No alcohol will leave the area created by the stanchion barriers.
4. The barrier will be labeled and signed to differentiate the designated premises by 'No Alcohol Beyond this point' signs posted on the interior of the barriers in several locations at a minimum of 15' apart.
5. The area will be patrolled by staff regularly, with frequent rounds outdoors.
6. During any time at which a high occupancy or traffic-flow is expected, there will be a permanently stationed staff member at the perimeter boundary to assist in regulating the area, checking id's and ensuring alcohol is not permitted into the boundary and discarded before exiting the boundary.

