



## MEMORANDUM

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

DATE: December 17, 2018

FROM: Erika McConnell, Director

RE: 5724 Matanuska Brewing Company

**Requested Action:** New license application

**Statutory Authority:** AS 04.06.090(b): "The board shall review all applications for licenses made under this title and may order the director to issue, renew, revoke, transfer, or suspend licenses and permits authorized under this title."

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 ... 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...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 04.11.510(b)(2): "the board may, on its own initiative or in response to an objection or protest, hold a hearing to ascertain the reaction of the public or a local governing body to an application if a hearing is not required under this subsection; the board shall send notice of a hearing conducted under this paragraph 20 days in advance of the hearing to each community council established within the municipality and to each nonprofit community organization entitled to notification under AS 04.11.310(b);"

**Staff Rec.:** Reconsider the approval of the application; uphold the protest and deny the application with a 90-day abeyance

**Background:** The board approved this application with delegation at the October 2018 meeting. The Municipality of Anchorage protests the application pending approval of a special land use permit.

Attachment: Municipality of Anchorage protest



# Municipality of Anchorage

P.O. Box 196650 • Anchorage, Alaska 99519-6650 • Telephone: (907) 343-4316 • Fax: (907) 249-7533 <http://www.muni.org/assembly/license>

## Office of the Municipal Clerk Licensing

November 21, 2018

Ms. Sarah Oates  
Alaska Alcohol and Marijuana Control Office  
550 W 7<sup>th</sup> Ave. Ste. 1600  
Anchorage, Alaska 99501

RE: Anchorage Assembly Action on Liquor Licenses

Dear Ms. Oates:

The Anchorage Municipal Assembly at its regular meeting on **November 20, 2018** took the following final actions:

### **WAIVE OF PROTEST**

#### **Renewals Liquor License – AM 719-2018**

- **Beverage Dispensary**  
The Bradley House, LL#814  
T.G.I. Fridays, LL#4279  
The Blue Fox, LL#140  
Texas Roadhouse, LL#4200
- **Brewery**  
Resolution Brewing Company, LL#5321  
Odd Man Rush Brewing, LL#5382
- **Package Store**  
Fred Meyer #11, LL#4179

#### **Renewals Downtown Liquor License – AM 718-2018**

- **Beverage Dispensary**  
Club Paris, LL#258

### **PROTEST**

#### **New Liquor License**

- **Package Store**  
Matanuska Brewing Company LL#5723 – AR 2018-346  
Pending Special land use permit approved by the Assembly and certification from the Anchorage Fire Department.  
-Per 3 AAC 304.145(d) the applicant was given the opportunity to defend their application by public hearing at the November 20, 2018 Assembly Meeting.

#### **Matanuska Brewing Company LL#5724 – AR 2018-338**

Pending Special land use permit approved by the Assembly.

-Per 3 AAC 304.145(d) the applicant was given the opportunity to defend their application by public hearing at the November 20, 2018 Assembly Meeting.

- **Winery**

King Street Brewing Company LL#5725 – AR 2018-345

Pending certification from the Anchorage Fire Department.

-Per 3 AAC 304.145(d) the applicant was given the opportunity to defend their application by public hearing at the November 20, 2018 Assembly Meeting.

Any prior conditions placed on any license are to continue until specifically removed or amended. If you require additional information or if I can be of any assistance please call me.

Cordially,



Debbie Roehl \   
Business License Official

CC: Anchorage Alehouse, LLC – Via Email  
Eagle River Alehouse, LLC – Via Email  
King Street Brewing, LLC – Via Email