



MEMORANDUM

TO: Alcoholic Beverage Control Board DATE: November 12, 2019
FROM: Erika McConnell, Director RE: 5856 Eucharistic Heart of Jesus
Ministries

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."

Staff Rec.: Deny the application per AS 04.11.320(a)(4)

Background: The Eucharistic Heart of Jesus Ministries is applying for a package store license in Anchorage.

The ministry, a Catholic order, uses a special altar wine that is not available in Alaska. They told us that they are pursuing "the ability to get the wine and sell to our other Churches for Religious purposes" but "are not interested in retailing, opening a liquor store or 'doing business' in the real sense of the word." We discussed with them the possibility of each church mail ordering the altar wine for its own use, or of arranging for a local licensed business to carry the altar wine they wish to use, but the applicant was set on submitting an application to become a licensee, and the staff has no authority to deny an application.

Clearly the ministry wishes to sell wine. AS 04.11.010(a) states, "Except as provided in AS 04.11.020, a person may not knowingly manufacture, sell, offer for sale, possess for sale or barter, traffic in, or barter an alcoholic beverage unless under license or permit issued under this title." There is no religious exemption in AS 04.11.020.

There is what appears to be a religious exemption in AS 04.16.170(b) which states, "A person transporting alcoholic beverages into the state may not sell those alcoholic beverages to a person not licensed under this title, unless the alcoholic beverages are used for religious, industrial, pharmaceutical, or medical purposes." However, the ministry does not appear to be "a person transporting alcoholic beverages into the state" so this exemption does not appear to apply.

A wholesale license is not an option for them, because a wholesaler may only sell to other licensees (AS 04.11.160(a)) or to an unlicensed person "who has a fixed place of business on land in the state maintained by the United States government as a military or naval reservation, a national park, or other federal reservation." (AS 04.21.040(a))

The ministry has also been clear that they do not wish to retail or sell to the public. They are proposing to locate their package store in a storage unit of a self-storage facility.

Staff raised concerns with the applicant regarding the location of the proposed premises in a storage facility, and the ability to meet minimum operating requirements and “operate in a similar fashion to other licensed premises of the same type.” (3 AAC 304.170(j)) In addition, a package store is expected to have a “business premises,” which is defined as “that part of the licensed premises to which the public has access,” but it appears that the public will have no access to the proposed licensed premises.

Attachment: License application



Alaska Alcoholic Beverage Control Board
Form AB-00: New License Application

What is this form?

This new license application form is required for all individuals or entities seeking to apply for a new 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 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 – Establishment and Contact Information

Enter information for the business seeking to be licensed.

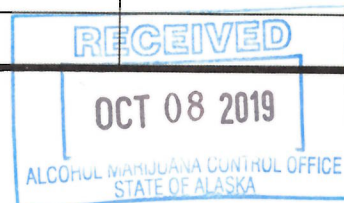
Licensee:	SISTERS OF THE EUCHARISTIC HEART OF JESUS		
License Type:	PACKAGE STORE	Statutory Reference:	AS 04.11.150
Doing Business As:	EUCHARISTIC HEART OF JESUS MINISTRIES		
Premises Address:	11711 OLD SEWARD HIGHWAY		
City:	ANCHORAGE	State:	ALASKA
		ZIP:	99515
Local Governing Body:	MUNICIPALITY OF ANCHORAGE		
Community Council:	OLD SEWARD/OCEANVIEW		

Mailing Address:	13900 SPECKING AVE		
City:	ANCHORAGE	State:	ALASKA
		ZIP:	99515

Designated Licensee:	GENEVIEVE OSAYAME		
Contact Phone:	360-540-2580	Business Phone:	360-540-2580
Contact Email:	rosayame@aol.com		

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

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





Alaska Alcoholic Beverage Control Board
Form AB-00: New License Application

Section 2 – 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.

1,000 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.

6.3 miles

Section 3 – Sole Proprietor Ownership Information

This section must be completed by any sole proprietor who is applying for a license. Entities should skip to Section 4.
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:	

This individual is an: applicant affiliate

Name:					
Address:					
City:		State:		ZIP:	



Alaska Alcoholic Beverage Control Board

Form AB-00: New License Application

Section 4 – 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 5.

If more space is needed, please attach a separate sheet with the required information.

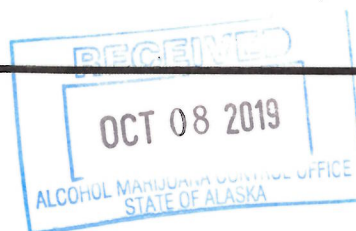
- If the applicant is a corporation, the following information must be completed for each *stockholder who owns 10% or more* of the stock in the corporation, and for each *president, vice-president, secretary, and managing officer*.
- If the applicant is a limited liability organization, the following 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:	GENEVIEVE OSAYAME				
Title(s):	DIRECTOR, PRESIDENT, TREASURER	Phone:	360-540-2580	% Owned:	N/A
Address:	13900 SPECKING AVE				
City:	ANCHORAGE	State:	ALASKA	ZIP:	99515

Entity Official:	ANGELA OMOAREGHAN				
Title(s):	DIRECTOR, VICE PRESIDENT	Phone:	970-690-5638	% Owned:	N/A
Address:	13900 SPECKING AVE				
City:	ANCHORAGE	State:	ALASKA	ZIP:	99515

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

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





Alaska Alcoholic Beverage Control Board
Form AB-00: New License Application

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 #:	10036720	AK Formed Date:	3/14/2016	Home State:	ALASKA
Registered Agent:	GENEVIEVE OSAYAME		Agent's Phone:	360-540-2580	
Agent's Mailing Address:	13900 SPECKING AVE				
City:	ANCHORAGE	State:	ALASKA	ZIP:	99515

Residency of Agent: Yes No

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

Section 5 – Other Licenses

Ownership and financial interest in other alcoholic beverage businesses: Yes No

Does any representative or owner named 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):

N/A

Section 6 – 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:

DIMITRI YIMGA with TRUVIM CPA; HE IS THE ORGANIZATION ACCOUNTING FIRM. HIS CONTACT 907-929-0309.



Alaska Alcoholic Beverage Control Board
Form AB-00: New License Application

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

GO

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

GO

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.

GO


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.

GO

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

GO

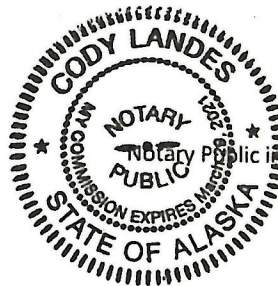
As an applicant for a liquor license, I declare under penalty of perjury that I have read and am familiar with AS 04 and 3 AAC 304, and that this application, including all accompanying schedules and statements, is true, correct, and complete.

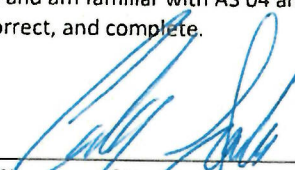


Signature of licensee

GENEVIEVE OSAYANE

Printed name of licensee





Signature of Notary Public

and for the State of Alaska

My commission expires: 03-29-2021

Subscribed and sworn to before me this 12th day of July, 2019.



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

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.

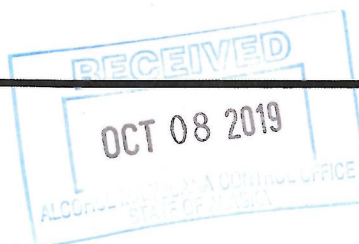
Yes No

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:	SISTERS OF THE EUCHARISTIC HEART OF JESUS	License Number:	
License Type:	PACKAGE STORE		
Doing Business As:	EUCHARISTIC HEART OF JESUS MINISTRIES		
Premises Address:	11711 OLD SEWARD HIGHWAY		
City:	ANCHORAGE	State:	AK
		ZIP:	99515



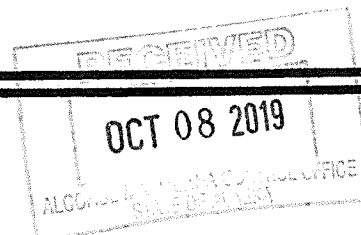
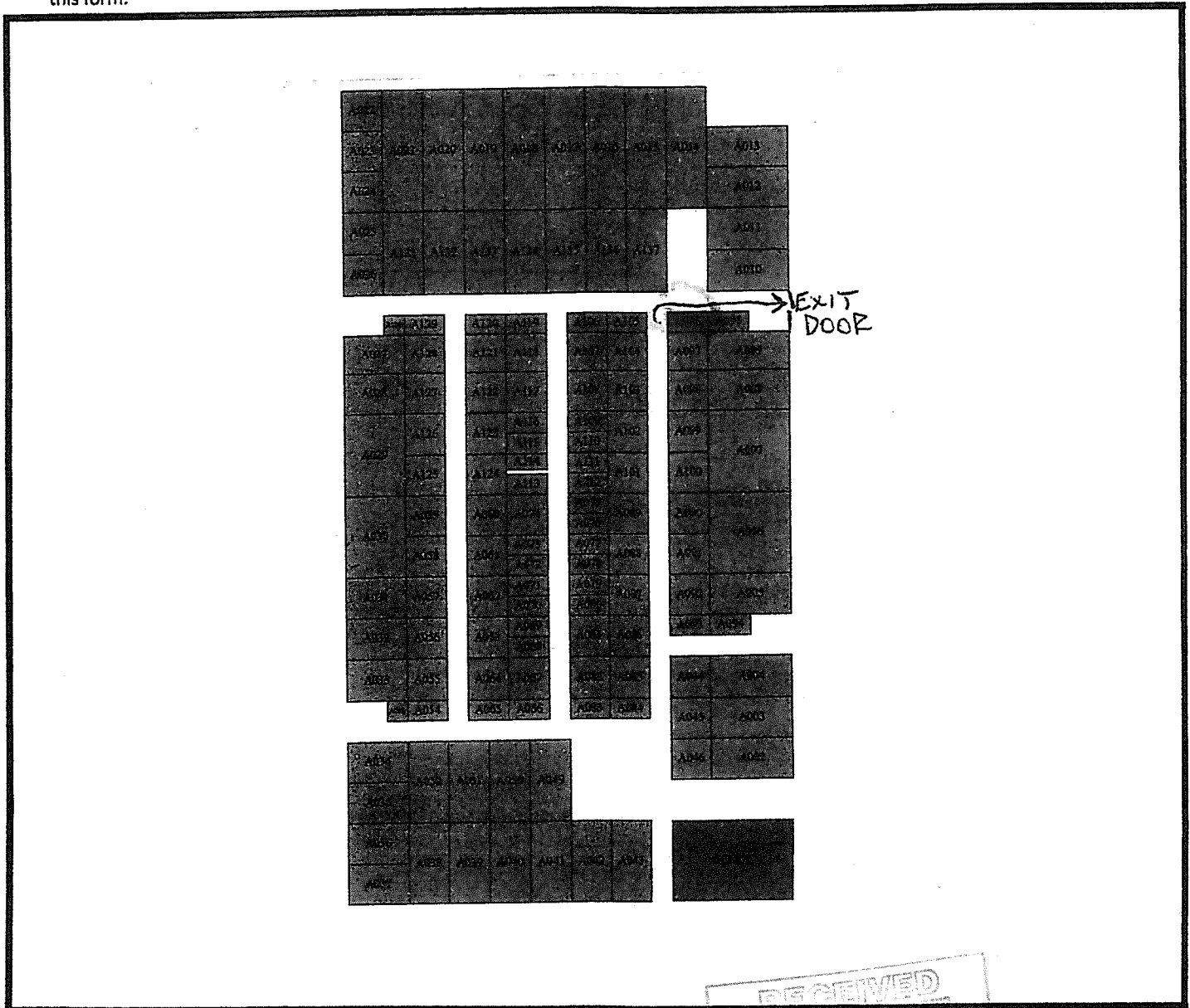


Alcohol and Marijuana Control Office
550 W 7th Avenue, Suite 1600
Anchorage, AK 99501
alcohol.licensing@alaska.gov
<https://www.commerce.alaska.gov/web/amco>
Phone: 907.269.0350

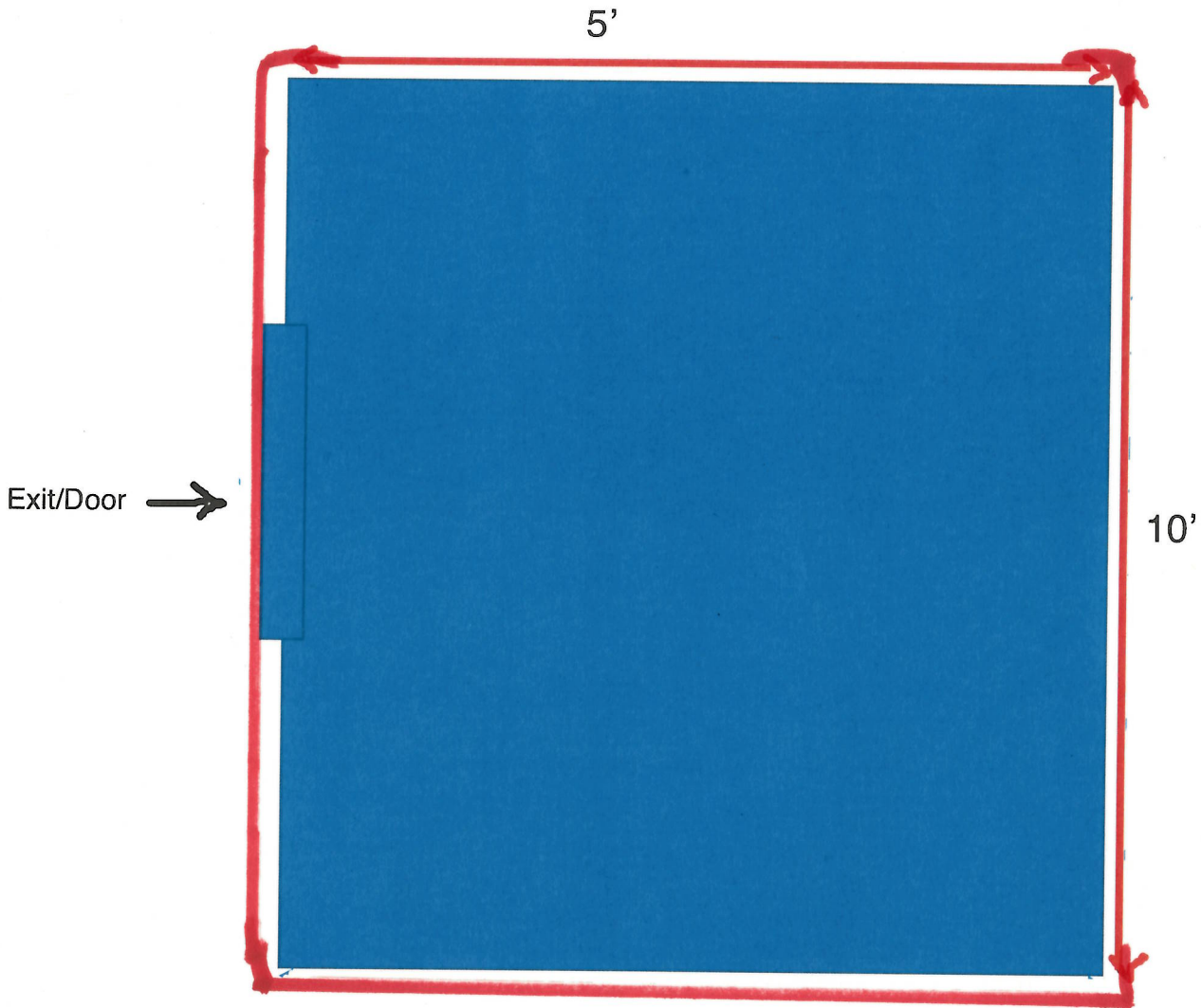
Alaska Alcoholic Beverage Control Board Form AB-02: Premises Diagram

Section 2 – Detailed Premises Diagram

Clearly indicate the boundaries of the premises and the proposed licensed area within that property. Clearly indicate the interior layout of any enclosed areas on the proposed premises. Clearly identify all entrances and exits, walls, bars, and fixtures, and outline in red the perimeter of the areas designated for alcohol storage, service, consumption, and manufacturing. Include dimensions, cross-streets, and points of reference in your drawing. You may attach blueprints or other detailed drawings that meet the requirements of this form.



PREMISE INTERIOR DIAGRAM



At the moment, the interior is empty, no permanent fixtures. The area will be used to store mass wine once the license is approved.

AMCO
OCT 23 2019

RECEIVED
OCT 17 2019
ALCOHOL MANAGEMENT CONTROL OFFICE
STATE OF ALASKA

A022										
A023	A021	A020	A019	A018	A017	A016	A015	A014	A013	
A024									A012	
A025									A011	
A026	A131	A132	A133	A134	A135	A136	A137		A010	

										B024
B015		B017	B018	B019	B020	B021	B022	B023		B025
B014										B026
B013										B027
B012	B147	B146	B145	B144	B143	B142	B141	B140		B028

	A129	A120	A119	A106	A105	A096	A095				
A027	A128	A121	A118	A107	A104	A097	A009				
A028	A127	A122	A117	A108	A103	A098	A008				
A029	A126	A123	A116	A109	A102	A099	A007				
			A115	A110							
	A125	A124	A114	A111	A101	A100					
A030	A059	A060	A074	A075	A089	A090	A006				
	A058	A061	A073	A076	A077	A088					
			A072	A078	A079	A087					
A031	A057	A062	A071	A080		A092	A005				
A032	A056	A063	A069	A070	A081	A086					
A033	A055	A064	A067	A082	A085						
	A054	A065	A066	A083	A084	A044	A004				
						A045	A003				
						A046	A002				

	B102	B103	B112	B113	B128	B129	B138	B139			
B011	B104	B111	B114	B127	B130		B137	B029			
B010	B105	B110	B115	B126	B125	B131	B136	B030			
B009	B106	B109	B117	B124	B123	B132	B135	B031			
			B118	B122	B121	B133	B134				
		B108	B119	B120							
B008	B054	B055	B070	B071	B086	B087	B032				
			B069	B072	B073	B085		B088			
		B056	B068	B074	B084	B089		B033			
B007	B052	B057	B066	B075	B076	B082	B090	B034			
			B065	B077	B078	B083	B091	B035			
B006	B051	B058	B064	B079	B080	B081	B092	B093			
B005	B050	B059	B062	B063	B067	B068					
B048	B049	B060	B061	B080	B081						

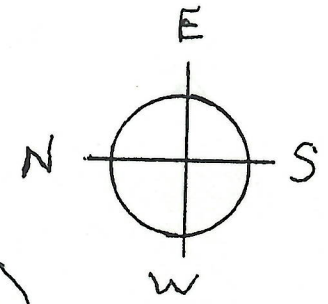
A034	A052	A051	A050	A049	A048					
A035										
A036	A038	A039	A040	A041	A042	A043				
A037										

OFFICE

B004										B036
B003	B101	B100	B099	B098	B097	B096	B095	B094		B037
B002										B038
B001	B047	B046	B045	B044	B043	B042	B041	B040		B039



UNIT A096 IS 5' x 10'



TOP SHELF STORAGE 11711 OLD SEWARD HWY (NEAR KLATT RD.)

S Gambell St

S Gambell St

S Gambell St

Judy's Cafe

Highland Animal Clinic

Uncle Joe's Pizzeria

Quality Equipment Sales & Services

Alaska's Best Water & Coffee

Boat Works of Alaska

Old Seward Hwy

Old Seward Hwy

Old Seward Hwy

Industry Way

Birch Trail Cir

11711 Old Seward Highway

Top Shelf Storage
7 min drive · home

Nine O Nine Food Truck

RECEIVED
OCT 08 2019
ALCOHOL BEVERAGE CONTROL OFFICE
STATE OF ALASKA

TOP SHELF
STORAGE
868-(STOR)
www.topshelfstoragellc.com

TOP SHELF
STORAGE
TOP SHELF
STORAGE

BLDG 8
ONE WAY
←

00100
ALCOHOL MARIJUANA... OFFICE
STATE OF ALASKA

A096

UNIT INSPECTION REPORT

Item	Description	Condition
1	Door	Good
2	Lock	Good
3	Interior	Good
4	Exterior	Good
5	Signage	Good

Inspector: [Signature]

ICF

RECEIVED
OCT 08 2019
ALCOHOL NATION