



MEMORANDUM

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

DATE: November 13, 2017

FROM: Erika McConnell
Director, ABC Board

RE: The Perfect Cup #5358
Protest of 2017/2018 Renewal

The Municipality is protesting the renewal of this restaurant or eating place license in accordance with AS 04.11.480(a), for non-payment of taxes owed. A temporary license was issued on March 30, 2017.

Date notification sent to Anchorage: March 28, 2017

Date protest received: May 24, 2017

Basis for protest: Taxes owed amounting to \$1,484.26

3 AAC 304.145(d) met? Matter was on the Anchorage Assembly agenda at the May 23, 2017 meeting

Recommendation: Uphold the protest with a 30 day abeyance



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

May 24, 2017

Ms. Sarah Oates
Alaska Alcohol and Marijuana Control Office
550 W 7th 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 **May 23, 2017** took the following final actions:

PROTEST

New Liquor License

- **Restaurant/Eating Place**
-Fried Rice Express Asian Cuisine LL#5551 – AR 2017-201
Pending certification from the State of Alaska Fire Marshal and a special land use permit approved by the Planning Department Director.

Transfer Liquor License

- **Restaurant/Eating Place**
-Yakitori Sushi House LL#5150 – AR 2017-203
Pending certification from the Department of Health & Human Services.
- **Beverage Dispensary**
-Tequila 61 LL#826 – AR 2017-212
Pending certification from the Department of Health & Human Services.

Renewal Liquor License

- **Restaurant/Eating Place**
-The Perfect Cup – Family Bistro LL#5358 – AR 2017-202
Pending payment of taxes owed to the Municipality in the amount of \$1,484.26.

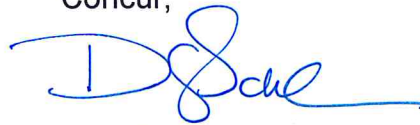
Any prior conditions placed on any license are to continue until specifically removed or amended. If you require additional information or if I can be of any assistance please call me.

Cordially,



Mandy Honest
Business License Official

Concur,



Lisa Schleusner
Deputy Municipal Clerk

CC: Fried Rice Express Asian Cuisine
Yakitori Sushi House
Tequila 61
The Perfect Cup – Family Bistro

Submitted by: ASSEMBLY CHAIR TRAINI,
VICE-CHAIR DUNBAR
AND ASSEMBLY PUBLIC SAFETY
COMMITTEE CHAIR CROFT
Prepared by: Municipal Clerk
For reading: May 9, 2017

**ANCHORAGE, ALASKA
AR NO. 2017-202**

A RESOLUTION OF THE ANCHORAGE MUNICIPAL ASSEMBLY STATING ITS PROTEST REGARDING THE RENEWAL OF RESTAURANT/EATING PLACE LIQUOR LICENSE #5358 FOR THE PERFECT CUP PLUS, LLC DBA THE PERFECT CUP - FAMILY BISTRO LOCATED AT 800 E DIMOND BLVD., STE. 204, ANCHORAGE AK, 99515 AND AUTHORIZING THE MUNICIPAL CLERK TO TAKE CERTAIN ACTION.

WHEREAS, The Perfect Cup Plus, LLC has made an application with the Alaska Alcohol and Marijuana Control Office (AMCO), for consideration by the Alcoholic Beverage Control (ABC) Board, and has paid the required fee for the renewal of restaurant/eating place liquor license #5358 to be used for The Perfect Cup – Family Bistro, located at 800 E Dimond Blvd., Ste. 204 Anchorage Alaska 99515; and

WHEREAS, the Assembly must enter any protest to the ABC Board within 60 days following receipt of the application; and

WHEREAS, the Anchorage Municipal Clerk received a copy of this application on March 28, 2017 and has determined that the last day for the Assembly to file a protest is May 27, 2017; and

WHEREAS, the Assembly Meeting on May 23, 2017 is the last scheduled regular meeting of the Anchorage Assembly prior to the expiration of the protest period; and

WHEREAS, the Municipal Clerk reports the following status concerning this location:

1. Any ABC Board violations and/or incidents on file that would lead to an ABC Board violation are attached; and
2. There are taxes owing to the Municipality of Anchorage in the amount of **\$1,484.26**; and

WHEREAS, protest by the Assembly is in order pending Assembly confirmation that outstanding items required for this location have been completed.

NOW, THEREFORE, THE ANCHORAGE ASSEMBLY RESOLVES:

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Section 1. The Anchorage Assembly hereby enters its **PROTEST** for the renewal of restaurant/eating place liquor license #5358 until this condition is met:

- Taxes owing to the Municipality of Anchorage in the amount of \$1,484.26 are paid in full.

Section 2. A copy of this Assembly Resolution may be presented to the AMCO as proof that the Anchorage Assembly, as the local governing body, has stated its protest in order to allow the Director of the AMCO to hold processing of the renewal of restaurant/eating place liquor license #5358 under local protest, until receipt by the Director of confirmation from the Municipal Clerk that the conditions in Section 1 have been met, and this protest is lifted as authorized by this Assembly Resolution.

Section 3. The Anchorage Assembly hereby authorizes the Municipal Clerk, upon Municipal Clerk’s confirmation that all Assembly conditions in Section 1 have been met, to provide written notification to the AMCO that this protest by the Anchorage Assembly is lifted, without further action by the Assembly.

PASSED AND APPROVED by the Anchorage Assembly this _____ day of _____, 2017.

Assembly Chair

ATTEST:

Municipal Clerk



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
Renewal License Application
Form AB-17a: Restaurant / Eating Place

What is this form?

This renewal license application form is required for all individuals or entities seeking to apply for renewal of an existing restaurant / eating place 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:	The Perfect Cup Plus, LLC	License #:	5358
License Type:	Restaurant/Eating Place	Statute:	AS 04.11.100
Doing Business As:	The Perfect Cup - Family Bistro		
Premises Address:	800 E Dimond Blvd. Ste. 204		
Local Governing Body:	Municipality of Anchorage		
Community Council:	Taku/Campbell		

Mailing Address:	800 E DIMOND BLVD #204		
City:	ANCHORAGE	State:	AK
		ZIP:	99515

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

Designated Licensee:	AREN MARTIN		
Contact Phone:	907-229-9539	Business Phone:	907-344-7823
Contact Email:	akperfectcup@gmail.com		

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



Alaska Alcoholic Beverage Control Board
Renewal License Application
Form AB-17a: Restaurant / Eating Place

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 #:	73358D
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Alaska Division of Corporations: Yes No

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



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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:	AREN MARTIN			
Title(s):	MANAGING MEMBER	Phone:	907-229-9539	% Owned: 100
Address:	2730 GERARDUS PLACE			
City:	Anchorage	State:	AK	ZIP: 99507

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

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

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

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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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Alaska Alcoholic Beverage Control Board
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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.

[Handwritten initials]

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.

[Handwritten initials]

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.

[Handwritten initials]

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.

[Handwritten initials]

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.

[Handwritten initials]

I certify that the gross receipts for the sale of food at the restaurant equal at least 50% of the total gross receipts for calendar years 2015 and 2016.

[Handwritten initials]

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.

[Handwritten signature of Aaron Martin]

Signature of licensee

[Handwritten signature of Notary Public]

Signature of Notary Public

AARON MARTIN

Printed name of licensee



Notary Public in and for the State of Alaska

My commission expires: 01-07-2018

Subscribed and sworn to before me this 28 day of February, 2017.

License Fee:	\$ 600.00	Filing Fee:	\$ 200.00	TOTAL:	\$ 800.00
Late Fee of \$500.00 – if received or postmarked after 01/03/2017:					<i>500.00</i>
Miscellaneous Fees:					
GRAND TOTAL (if different than TOTAL):					<i>1,300.00</i>