



MEMORANDUM

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

DATE: January 23, 2018

FROM: Erika McConnell, Director

RE: 2147 The Duck Inn

Requested Action: License renewal for beverage dispensary – tourism license

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 Recommendation: Renew license for six months

Background: The Duck Inn is a dining and lodging facility in the Kenai Peninsula Borough (KPB) that holds a beverage-dispensary tourism license. The facility has 20 rental rooms and dining facilities. The current population of the KPB is 37,986; beverage dispensary – tourism licensees in the KPB are required to provide 40 rental rooms in accordance with AS 04.11.400(d).

Research on beverage-dispensary tourism licenses found that The Duck Inn was first licensed in 1985, which was the same year that the rental room requirement was changed from a flat 10 room requirement to a sliding scale based on population. The changes to AS 04.11.400(d) became effective on June 6, 1985. Our files indicate that The Duck Inn was first issued a license on November 21, 1985, but it is not clear whether or not that is the date that the board approved the license or the date that the license was issued to the licensee. The Duck Inn had 20 rooms in 1985, and a rough estimate of the population of the Kenai Peninsula Borough in 1985 (not including municipalities within the borough) is 23,500, which means 35 rental rooms would have been required at the time. Five license transfers have been approved for The Duck Inn since 1985; the latest one was approved in 2011.

ABC Board meeting documentation (agendas, minutes, etc) from 1985 is not kept in our office. We are seeking this information in our archives, but the archived material is not well-labeled so these efforts are taking some time.

I recommend that the board renew this license for six months (authority for a shorter licensing period is in AS 04.11.680(a)) to give the staff time to find board meeting documentation from 1985.

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ABC Board January 23, 2018
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Should the board accept this recommendation, we would bring this license back to the board at the June meeting.

Attachments: Renewal application



Alaska Alcoholic Beverage Control Board

Beverage Dispensary – Tourism License

Form AB-17d: 2018/2019 Renewal License Application

What is this form?

This renewal license application form is required for all individuals or entities seeking to apply for renewal of an existing beverage dispensary – tourism liquor license that will expire on December 31, 2017. 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 should 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. If any populated information is incorrect, please contact AMCO.

Licensee:	Rosin Investments, Inc.	License #:	2147
License Type:	Beverage Dispensary - Tourism	Statute:	AS 04.11.400(d)
Doing Business As:	The Duck Inn		
Premises Address:	43187 K-Beach Road		
Local Governing Body:	Kenai Peninsula Borough		
Community Council:	None		

Mailing Address:	43187 K-Beach Rd				
City:	Soldotna	State:	AK	ZIP:	99669

Enter information for the individual who will be designated as the primary point of contact regarding this application. This individual must be a licensee who is required to be listed in and authorized to sign this application.

Point of Contact:	Scott Rosin		
Contact Phone:	907-398-8715	Business Phone:	907-262-1849
Contact Email:	duckinn@alaska.net		

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





Alaska Alcoholic Beverage Control Board

Beverage Dispensary – Tourism License

Form AB-17d: 2018/2019 Renewal License Application

Section 2 – 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:

Lela Rosin, wife

Section 3 – Sole Proprietor Ownership Information

This section must be completed by any sole proprietorship who is applying for license renewal. 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:					
Mailing Address:					
City:		State:		ZIP:	
Email:					
Contact Phone:					

This individual is an: applicant affiliate

Name:					
Mailing Address:					
City:		State:		ZIP:	
Email:					
Contact Phone:					





Alaska Alcoholic Beverage Control Board

Beverage Dispensary – Tourism License

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Section 4 – 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, Business & Professional Licensing (CBPL). You may view your entity's status or find your CBPL entity number by visiting the following site: <https://www.commerce.alaska.gov/cbp/main/search/entities>
 Partnerships may skip to the second half of this page. Sole proprietorships should skip to Section 5.

Alaska CBPL Entity #:	103140
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You must ensure that you are able to certify the following statement before signing your initials in the box to the right: Initials

I certify that this entity is in good standing with CBPL and that all current entity officials and stakeholders (listed below) are also currently and accurately listed with CBPL.

SR

This subsection must be completed by any community or entity, including a corporation, limited liability company, 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 Name:	Rosin Investments, Inc.			
Title(s):	Scott Rosin, President	Phone:	907-398-8715	% Owned: 100
Mailing Address:	36693 Chinulna Dr.			
City:	Kenai	State:	AK	ZIP: 99611

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

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





Alaska Alcoholic Beverage Control Board
Beverage Dispensary – Tourism License
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Section 5 – License Operation

Check a single box for each calendar year that best describes how this liquor license was operated:	2016	2017
The license was regularly operated continuously throughout each year, for 8 or more hours each day.	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
The license was regularly operated during a specific season each year, for 8 or more hours each day.	<input type="checkbox"/>	<input type="checkbox"/>
The license was only operated to meet the minimum requirement of 30 days each year, 8 hours each day. <i>If this box is checked, a complete copy of Form AB-30: Proof of Minimum Operation Checklist, and all necessary documentation must be provided with this application.</i>	<input type="checkbox"/>	<input type="checkbox"/>
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. <i>If this box is checked, a complete copy of Form AB-29: Waiver of Operation Application and corresponding fees must be submitted with this application for each calendar year during which the license was not operated for at least the minimum requirement.</i>	<input type="checkbox"/>	<input type="checkbox"/>

Section 6 – Violations and Convictions

Applicant violations and convictions in calendar years 2016 and 2017:	Yes	No
Have any notices of violation (NOVs) been issued to this licensee in the calendar years 2016 or 2017?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Has any person or entity 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 2016 or 2017?	<input type="checkbox"/>	<input checked="" type="checkbox"/>

If "Yes" to either of the previous two questions, attach a separate page to this application listing all NOVs and/or convictions.

Section 7 – Alcohol Server Education

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

I certify that all licensees, agents, and employees who sell or serve alcoholic beverages or check identification of a patron have completed an alcohol server education course approved by the ABC Board and keep current, valid copies of their course completion cards on the licensed premises during all working hours, as required under AS 04.21.025 and 3 AAC 304.465.

SR





Alaska Alcoholic Beverage Control Board
Beverage Dispensary – Tourism License
Form AB-17d: 2018/2019 Renewal License Application

Section 8 – 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.

SR

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.

SR

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, managers, general partners, or stakeholders) from what is currently on file with the Alcoholic Beverage Control Board.

SR

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.

SR

I am submitting as part of this application a written statement that meets the attached Tourism Statement Guidelines, for review by the Alcoholic Beverage Control Board.

SR

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.

Scott Rosin
 Signature of licensee

Scott Rosin
 Printed name of licensee



Wendy Amend
 Signature of Notary Public

Notary Public in and for the State of Alaska

My commission expires: 07-15-21

Subscribed and sworn to before me this 18 day of November, 2017.

License Fee:	\$ 2500.00	Application Fee:	\$ 200.00	TOTAL:	\$ 2700.00
Late Fee of \$500.00 – if received or postmarked after 01/02/2018:					
Miscellaneous Fees:					
GRAND TOTAL (if different than TOTAL):					



The Duck Inn

November 18, 2017

The Duck Inn encourages Tourism by offering year round rooms, food, and drinks. We have 20 rooms available to both in state and out of state travelers, and offer many companies and traveling military discounted rates to promote lodging. We have also worked with traveling sports teams for discounted rooms and food as well as tourism buses stopping in!

Our rooms are very simple with no kitchenette, but do offer a private bathroom.

We can provide guests with small fridges and microwaves upon request for longer stays. We do not stock alcoholic beverages in any rooms, alcohol is provided in the bar and café only.

We make continuous improvements to keep our facility clean and updated. This month we are updating the Womens bar bathroom and the bar decor, and have just replaced several pieces of kitchen equipment as well as new chairs and tables in the Café this year. We are also upgrading the heating units in our motel rooms as well as new tub surrounds in the motel bathrooms one by one.

Sincerely,

Scott Rosin



Thanks,
Scott Rosin

AMENDED DEC 13, 2017

The Duck Inn

November 18, 2017

The Duck Inn and the liquor license (2147) is owned and operated primarily by Scott Rosin.

At The Duck Inn in addition to offering a Lounge with a full restaurant available for 90% of the Lounge hours we offer a separate and fully functioning restaurant, and 20 motel rooms in addition to the Lounge and cafe. All of these services are available year round for the community.

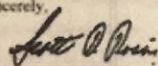
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Sincerely,



Scott Rosin

