



MEMORANDUM

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

DATE: June 12, 2018

FROM: Erika McConnell, Director

RE: 2808 Anchorage Wine House at
Minnesota Drive

Requested Action: Transfer of location

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 04.11.040(b): “(b) A license or permit issued under this title may not be transferred to a new location 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...”

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.: Uphold the protest with a 90-day abeyance

2808 Anchorage Wine House at Minnesota Drive

ABC Board June 12, 2018

Page 2

Background: The Municipality of Anchorage submitted a timely protest of this transfer of a package store license, pending certification by the Anchorage Fire Department and the Building Safety Official, and issuance of a special land use permit.

The board is required to hold a hearing to consider the protest, and the hearing shall be conducted under AS 04.11.510(b)(2). Notification of the protest was provided on May 18, 2018, via the board meeting's public notice. Supplemental notice was provided to the Spenard Community Council on June 3, 2018.

The Municipality of Anchorage provided the licensee with an opportunity to be heard before the local governing body in accordance with 3 AAC 304.145(d), which states, "A local governing body that protests an application shall allow the applicant a reasonable opportunity to defend the application before a meeting of the local governing body."

Attachment: Municipality of Anchorage protest
Application



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

March 21, 2018

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 **March 20, 2018** took the following final actions:

WAIVE OF PROTEST **New Liquor License**

- **Restaurant/Eating Place**
Corea Blue LL#5623 – AM 174-2018

Transfer Liquor License

- **Restaurant/Eating Place**
Little Dipper Diner LL#5296 – AM 173-2018

Renewal Liquor License – AM 172-2018

- **Beverage Dispensary**
Firetap Alehouse Restaurant, Tikahtnu Commons LL#1625
- **Restaurant/Eating Place**
Burger Fi LL#5324
Burger Fi, Creekside Mall LL#5453
Phonatik Vietnamese Cuisine & Lounge LL#5185.

Renewal Liquor License – AM 171-2018

- **Beverage Dispensary**
McGinleys Alaskan Pub LL#4545

PROTEST **Transfer Liquor License**

- **Restaurant/Eating Place**
Noodle World Restaurant LL#5191 – AR 2018-90
Pending a public hearing and subsequent final action upon the license by the Assembly. Per 3 AAC 304.145(d) and AMC 2.30.120F., the public hearing regarding the protest of the transfer of the license is currently scheduled for April 10, 2018.

- **Package Store**
Anchorage Wine House at Minnesota LL#2808 – AR 2018-86

Pending certifications from the Anchorage Fire Department and the Building Safety Official and a 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 March 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,



Mandy Honest 
Business License Official

CC: Susan Ro, Corea Blue – Via Email
Samantha & Dewey Wells, Little Dipper Diner – Via Email
John Bahn Group, LLC, Noodle World Restaurant – Via Email
TCCH Incorporated, Anchorage Wine House at Minnesota – Via Email



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:	TCCH Incorporated	License #:	2808		
License Type:	Package Store	Statutory Reference:	AS 04.11.150		
Doing Business As:	Anchorage Wine House at Dimond				
Premises Address:	1901 W. Dimond Blvd.				
City:	Anchorage	State:	AK	ZIP:	99515
Local Governing Body:	Sand Lake				

Transfer Type:

- Regular transfer
- Transfer with security interest
- Involuntary retransfer



OFFICE USE ONLY			
Complete Date:	2/9/18	Transaction #:	17830-8194
Board Meeting Date:	April 2018	License Years:	2019
Issue Date:		BRE:	CDL



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:	TCCH Incorporated				
Doing Business As:	Anchorage Wine House at Minnesota Drive				
Premises Address:	3020 Minnesota Dr. Unit-24				
City:	Anchorage	State:	AK	ZIP:	99503
Community Council:	Spenard Community				

Mailing Address:	3318 Checkmate Dr.				
City:	Anchorage	State:	AK	ZIP:	99508

Designated Licensee:	Talbot Chang				
Contact Phone:	(907) 677-9050	Business Phone:	(907) 243-8885		
Contact Email:	checkmate@gci.net				

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.

700 Ft

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.

1300 Ft



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:					
Address:					
City:		State:		ZIP:	

This individual is an: applicant affiliate

Name:					
Address:					
City:		State:		ZIP:	

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:	Talbot Chang				
Title(s):	President	Phone:	677-9050	% Owned:	50
Address:	3318 Checkmate Dr.				
City:	Anchorage	State:	AK	ZIP:	99508





Alaska Alcoholic Beverage Control Board

Form AB-01: Transfer License Application

Entity Official:	Talbot Chang <i>THC</i>			
Title(s):	President	Phone:	677-9050	% Owned: 50
Address:	Checkmate Dr.			
City:	Anchorage	State:	AK	ZIP: 99508

Entity Official:	Yoon J. Chang			
Title(s):	Secretary	Phone:	243-8885	% Owned: 50
Address:	Checkmate Dr.			
City:	Anchorage	State:	AK	ZIP: 99508

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

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 #:	78104-D	AK Formed Date:	2002	Home State:	AK
Registered Agent:	Talbot Chang		Agent's Phone:	677-9050	
Agent's Mailing Address:	3318 Checkmate Dr.				
City:	Anchorage	State:	AK	ZIP:	99508

Residency of Agent:

RECEIVED JAN 25 2018 ALCOHOL MARIJUANA CONTROL OFFICE STATE OF ALASKA	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
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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):

Anchorage Wine House at Jewel Lake # 4883 Package Store
Anchorage Wine House at Huffman # 5002 Package Store

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:

[Empty box for authorization details]






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

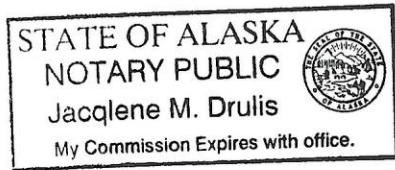
Section 8 – Transferor Certifications

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 of transferor
Talbot Chang
Printed name of transferor


Subscribed and sworn to before me this 17 day of January, 2018.



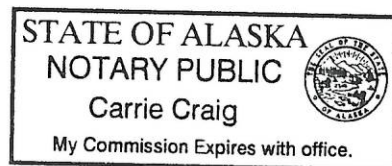

Signature of Notary Public


Notary Public in and for the State of Alaska.

My commission expires: w/office


Signature of transferor
Yoon J Chang
Printed name of transferor

Subscribed and sworn to before me this 9th day of Feb, 2018.




Signature of Notary Public

Notary Public in and for the State of Alaska.

My commission expires: w/office





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.

THC

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

THC

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.

THC

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.

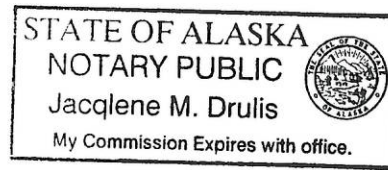
THC

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

THC

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.

Talkbot Chang
Signature of transferee
Talkbot Chang
Printed name



Subscribed and sworn to before me this 17 day of January, 20 18.

Jacquene M. Drulis
Signature of Notary Public

Notary Public in and for the State of Alaska.

My commission expires: w/ office





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.

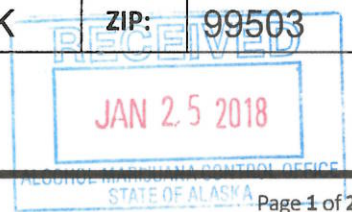
Yes No

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

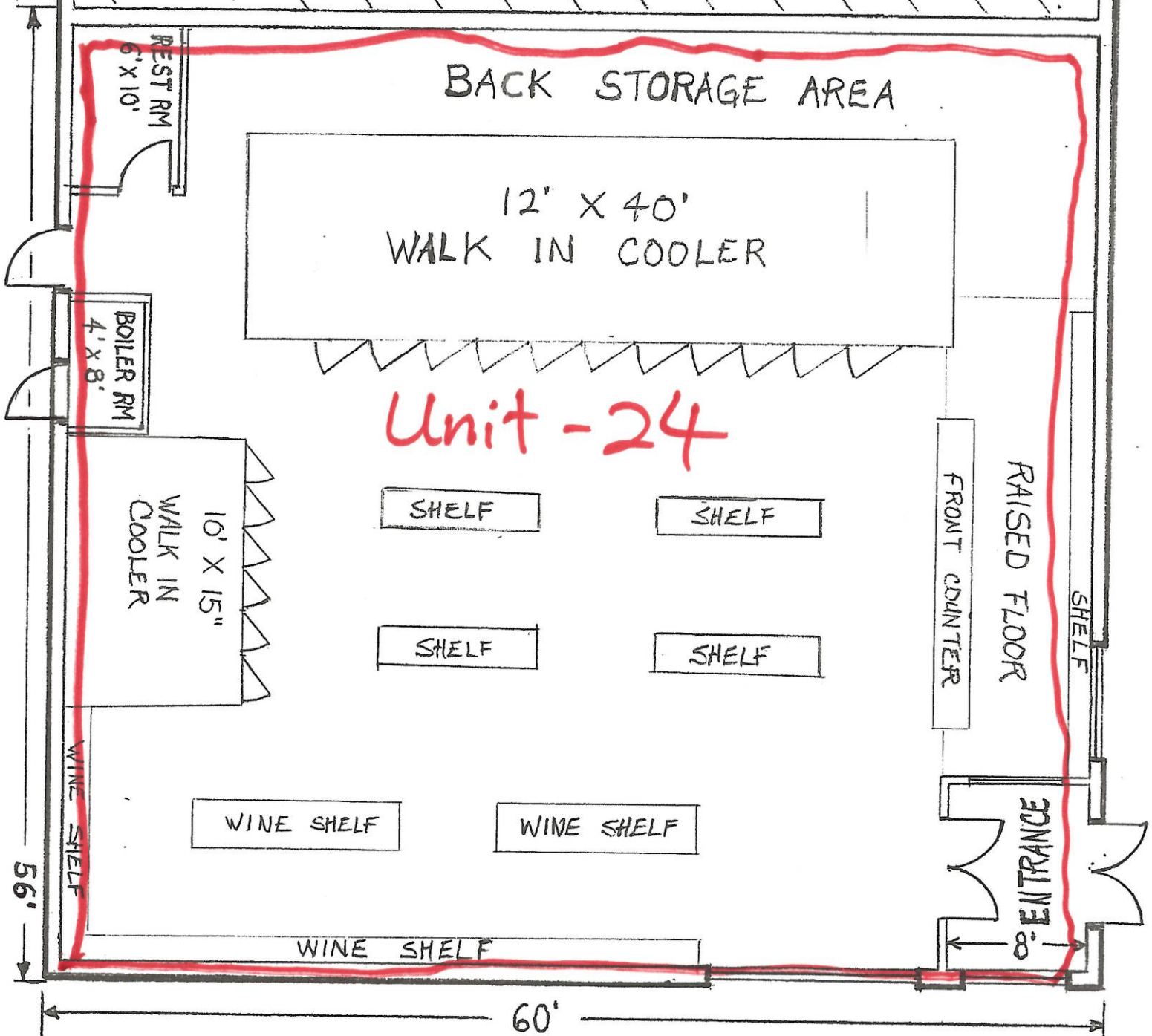
Section 1 – Establishment Information

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

Licensee:	TCCH Incorporated	License Number:	2808
License Type:	Package Store		
Doing Business As:	Anchorage Wine house at Minnesota Dr.		
Premises Address:	3020 Minnesota Dr. <i>Unit-24</i>		
City:	Anchorage	State:	AK ZIP: 99503



SMOKE 4 LESS
NEXT UNIT



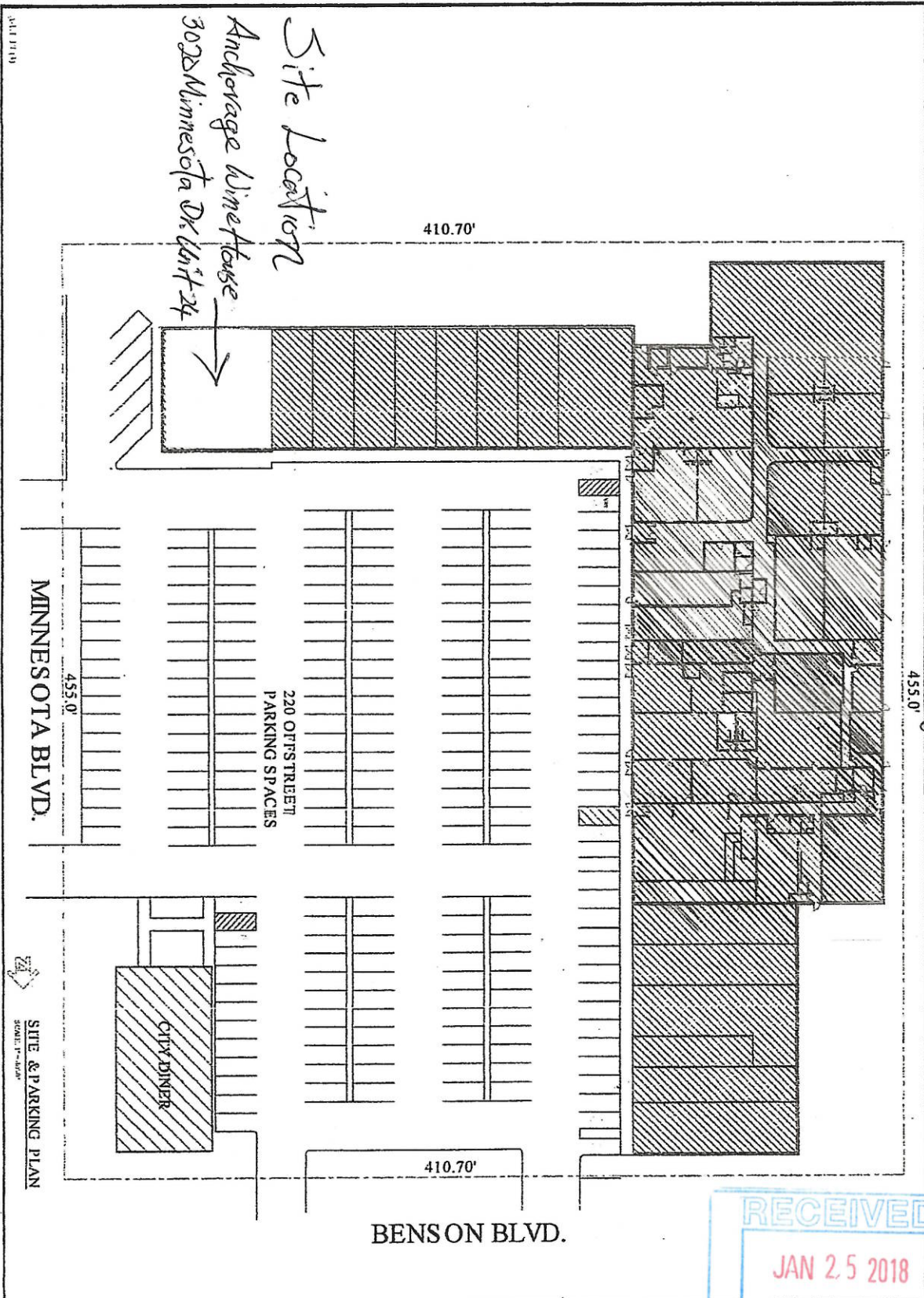
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JAN 25 2018
ALCOHOL MARIJUANA CONTROL OFFICE
STATE OF ALASKA

RECEIVED
FEB 09 2018
ALCOHOL MARIJUANA CONTROL OFFICE
STATE OF ALASKA

TCCH INC, d/b/a
ANCHORAGE WINE HOUSE
3020 MINNESOTA DR. UNIT-24
ANCHORAGE AK 99503
FLOOR PLAN
SCALE: 1/8" = 1'0"

Form AB-02

TECH Inc. d/b/a Anchorage Wine House



PETER'S SUSHI SPOT
MINNESOTA MALL

302D MINNESOTA DR. UNIT 24, ANCHORAGE, AK 99503

Drawn by:	CHH
Checked by:	CHH
Date:	06/20/10
Project No.:	300-1
Sheet Content:	SITE & PARKING PLAN

Drawn by: A-1.1

ALCOHOL MARIJUANA CONTROL OFFICE

Charles E. Hawkes, AIA
Architect

5124 Park Ave. L-78
Anchorage, Alaska 99504
Phone: 907-257-4000

RECEIVED
JAN 25 2018

RECEIVED
FEB 09 2018

ALCOHOL MARIJUANA CONTROL OFFICE
STATE OF ALASKA

Form AB-02