



Alcoholic Beverage Control Board

Meeting Agenda

October 15, 2018

Third Judicial District

145 Main Street Loop

Kenai, Alaska

Call-in Number: 1-800-315-6338, code 69173#

**All times are approximate.
Lunch from 1:00pm to 2:00pm**

- **ADMINISTRATION** 10:00am
 - A. Call to Order
 - B. Roll Call
 - C. Approval of Agenda
 - D. Approval of the August 14, 2018 Meeting Minutes **TAB 1**

- **BOARD GOVERNANCE** 10:05am

- **PUBLIC TESTIMONY** 10:10am
 - A. Public testimony is limited to issues not on this agenda and that are not proposed regulations. The call-in number is 1-800-315-6338, code 69173#.

- **DIRECTOR'S REPORT** 10:20am **TAB 2**

- **ENFORCEMENT BRIEFING** 10:25am
 - A. Enforcement Report **TAB 3**
 - B. Enforcement Priorities **TAB 4**

C. Notices of Violation Issued and Licensee Responses

TAB 5

● **ACCUSATIONS**

10:45am

- A. 1206 V.F.W. Post #4352:** Ragnar Myking Post #4352
3113 Tongas Avenue; Ketchikan
License: Club

Public Solicitation

● **EXECUTIVE SESSION UNDER AS 44.62.310(c)(2): Criminal History Reports** **11:00am**

- A. 3021 Alaska Seafood Grill:** Seward Lodging III, LLC
1321 4th Avenue; Seward
License: Restaurant or Eating Place
From: Charles Jackson (100%) to ZPA, LLC (100%)

Transfer of controlling interest.

Local governing body action: City of Seward does not protest
Approvals: Department of Labor, Department of Revenue
Background investigations: complete

● **INFORMAL CONFERENCES**

11:15am

- A. 5358 The Perfect Cup – Family Bistro:** The Perfect Cup Plus, LLC
800 E Dimond Boulevard, Suite 204; Anchorage
License: Restaurant or Eating Place

TAB 6

Denial of 2017/2018 license renewal application.

● **LICENSING & EDUCATION REPORT**

11:20am

TAB 7

● **BOARD CONSIDERATION**

11:45am

- A. 5019, 5387, and 5511 Denali Brewing Company:** Twister Creek, LLC
37083 South Talkeetna Spur Road (Talkeetna); Matanuska-Susitna Borough
Licenses: Brewery, Distillery, and Winery

TAB 8

AB-14: Licensed premises diagram changes requesting shared spaces for multiple licenses.

- B. 5725 King Street Brewing Company:** King Street Brewing, LLC TAB 9
9050 King Street; Anchorage
License: Winery

New license application; request for shared licensed premises areas with brewery license 5595 (same licensee and DBA).

Local governing body action: pending Municipality of Anchorage

Background investigations: pending

- C. New license applications; request for shared licensed premises areas for different applicants/licenses.** TAB 10

- 1. 5714 The Odom Corporation:** The Odom Corporation
6300 Changeport Drive; Anchorage
License: Wholesale – General

New license application.

Local governing body action: pending Municipality of Anchorage

Background investigations: complete

- 2. 5717 Southern Glazer’s of AK:** Southern Glazer’s Wine and Spirits of Alaska, LLC
6300 Changeport Drive; Anchorage
License: Wholesale – General

New license application.

Local governing body action: pending Municipality of Anchorage

Background investigations: pending

- D. 790 Nugget Restaurant:** DPJT, Inc. TAB 11
600 Airport Road, Suite A; Sitka
License: Beverage Dispensary
From: JD & PR Colton and JP & TE Colton

Request for reinstatement and renewal; transfer of ownership.

Local governing body action: City & Borough of Sitka does not protest

Approvals: Department of Labor, Department of Revenue

Background investigations: complete

Temporary has been issued.

- E. 2935 ReHaru:** HK, Inc. TAB 12
1231 E Dimond Boulevard; Anchorage
License: Restaurant or Eating Place
From: Hi Chun Kang DBA Haru

Request for reinstatement and renewal; transfer of ownership and location.

Local governing body action: pending Municipality of Anchorage

Approvals: Department of Labor, Department of Revenue

Background investigations: complete

- F. 3077 Panda Restaurant:** Panda Restaurant, Inc. **TAB 13**
605 E Northern Lights Boulevard; Anchorage
License: Restaurant or Eating Place
From: Kyong Stearns (25%), Meiying Zhao (25%), and Jinsong Zhao (50%)
To: Jinsong Zhao (75%), Yong Qi Cao (12.5%), and Zhimin Zhao (12.5%)

Request for reinstatement and renewal; transfer of controlling interest.
Local governing body action: Municipality of Anchorage does not protest
Approvals: Department of Labor, Department of Revenue
Background investigations: complete

- G. Transfers of ownership and DBA changes; public hearing to consider Municipality of Anchorage protests to 2017/2018 license renewal applications.** **TAB 14**

- 1. 4123 Ding How Mongolian BBQ:** Ding How, LLC
6300 Changepoint Drive; Anchorage
License: Restaurant or Eating Place

1241 Muldoon Road; Anchorage
License: Restaurant or Eating Place
From: Kenny H Lee & Jong R Lee DBA Ding How Restaurant

Transfer of ownership and DBA change.
Local governing body action: pending Municipality of Anchorage response for transfer
Approvals: Department of Labor, Department of Revenue
Background investigations: pending
Municipality of Anchorage protests the license renewal due to unpaid taxes.

- 2. 4529 Samurai Sushi:** Samurai Sushi, LLC
1265 Muldoon Road; Anchorage
License: Restaurant or Eating Place
From: Kenny H Lee & Jong R Lee DBA Samurai Sushi Garden

Transfer of ownership and DBA change.
Local governing body action: pending Municipality of Anchorage response for transfer
Approvals: Department of Labor, Department of Revenue
Background investigations: pending
Municipality of Anchorage protests the license renewal due to unpaid taxes.

- H. 4350 Coyote Santo:** Coyote Santo, LLC **TAB 15**
135 W Dimond Boulevard; Anchorage
License: Beverage Dispensary

Reconsideration of license renewal application.

- I. **4694 Bear Tooth Theatrepub:** Film-On Productions, LLC TAB 16
1230 W 27th Avenue; Anchorage
License: Beverage Dispensary
From: Moreland Properties, LLC No DBA; 2550 Spenard Road

Transfer of ownership and location, and DBA change; request for alternating premises under 3 AAC 304.225.

Local governing body action: pending Municipality of Anchorage
Approvals: Department of Labor, Department of Revenue
Background investigations: complete

- J. **New license applications; licensee request for restrictions on licenses.** TAB 17

- 1. **5723 Matanuska Brewing Company:** Anchorage Alehouse, LLC
2830 C Street; Anchorage
License: Package Store

New license application.

Local governing body action: pending Municipality of Anchorage
Background investigations: pending

- 2. **5724 Matanuska Brewing Company:** Eagle River Alehouse, LLC
11901 Old Glenn Highway (Eagle River); Anchorage
License: Package Store

New license application.

Local governing body action: pending Municipality of Anchorage
Background investigations: complete

● **RECREATIONAL SITE LICENSE RENEWAL APPLICATIONS**

- A. **4969 Fireweed Meadows:** Kyllonen Enterprises, Inc. TAB 18
72749 Milo Fritz Avenue; Kenai Peninsula Borough

● **NEW RECREATIONAL SITE LICENSE APPLICATIONS**

- A. **5711 The Old Tower Bar @ Eaglecrest:** South of the Bridge, LLC TAB 19
3000 Fish Creek Road; Juneau
License: Recreational Site

New license application.

Local governing body action: pending City & Borough of Juneau
Pending: Department of Environmental Conservation
Background investigations: pending

● **PUBLIC HEARINGS – PROTESTS**

- A. **5629 Midnite Mine:** Midnight Mine, LLC TAB 20
308 Wendell Avenue; Fairbanks
License: Beverage Dispensary – Duplicate

New license application.

Pending: Department of Environmental Conservation

Background investigations: complete

City of Fairbanks protests pending issuance of Certificate of Occupancy.

- B. **5678 Staybridge Suites – Anchorage:** JPK TR Anchorage, LLC TAB 21
200 Calais Drive; Anchorage
License: Beverage Dispensary – Tourism

New license application.

Background investigations: complete

Municipality of Anchorage protests pending certification from the Department of Health & Human Services and a special land use permit approved by the Assembly.

● **PUBLIC HEARINGS – OBJECTIONS**

- A. **1242 Willow Tree Inn:** Paul G Brannon Testamentary Trust U/W, LLC TAB 22
513 Wood River Road; Dillingham
License: Beverage Dispensary
From: Alaska '49, LLC

Transfer of ownership.

Local governing body action: pending City of Dillingham

Approvals: Department of Revenue

Background investigations: pending

Department of Labor, Workers' Compensation objects for failure to make timely payments.

- B. **4742 Thibodeaus Liquor:** Thibodeaus Market, Inc. TAB 23
No premises; Juneau
License: Package Store
From: Glacier Hwy, LLC DBA Glacier Hwy, LLC; 6525 Glacier Highway

Transfer of ownership and location, and DBA change.

Local governing body action: pending City & Borough of Juneau

Approvals: Department of Revenue

Pending: Department of Environmental Conservation

Background investigations: complete

Department of Labor, Employment Security objects due to non-compliance.

● **SECURITY INTEREST TRANSFERS & INVOLUNTARY RETRANSFERS**

- A. **447 N/A:** David McGivney **TAB 24**
No premises; Juneau
License: Beverage Dispensary
From: Alaska Promotions, LLC, No DBA

Transfer of ownership with security interest agreement and DBA change.

Local governing body action: pending City and Borough of Juneau
Approvals: Department of Labor
Pending: Department of Revenue
Background investigations: pending

- B. **3969 Tony's Sports Bar:** JNJ, Inc. **TAB 25**
537 Gaffney Road, Suite #1; Fairbanks
License: Beverage Dispensary
From: JSR, Inc.

Transfer of ownership with security interest agreement.

Local governing body action: pending City of Fairbanks
Approvals: Department of Labor, Department of Revenue
Background investigations: complete

- C. **4232 The Spur:** JNJ, Inc. **TAB 26**
537 Gaffney Road; Fairbanks
License: Beverage Dispensary
From: JSR, Inc.

Transfer of ownership with security interest agreement.

Local governing body action: pending City of Fairbanks
Approvals: Department of Labor, Department of Revenue
Background investigations: complete

● **NEW RESTAURANT OR EATING PLACE – PUBLIC CONVENIENCE LICENSE APPLICATIONS**

- A. **5712 Addie Camp:** Addie Camp, LLC **TAB 27**
43540 Kleeb Loop; Soldotna
License: Restaurant or Eating Place – Public Convenience

New license application.

Local governing body action: City of Soldotna does not protest
Pending: Department of Environmental Conservation
Background investigations: complete

● **NEW & TRANSFER BEVERAGE DISPENSARY – DUPLICATE LICENSE APPLICATIONS**

- A. 5638 Palmer City Alehouse:** Palmer Alehouse, LLC **TAB 28**
320 E Dahlia Avenue; Palmer
License: Beverage Dispensary – Duplicate
From: Matthew Tomter (50%) and Steven Dike (50%) to Steven Dike (100%)

Transfer of controlling interest.

Local governing body action: pending City of Palmer
Approvals: Department of Labor, Department of Revenue
Background investigations: complete

- B. 5716 Palmer City Alehouse:** Palmer Alehouse, LLC **TAB 29**
320 E Dahlia Avenue; Palmer
License: Beverage Dispensary – Duplicate

New license application.

Local governing body action: pending City of Palmer
Pending: Department of Environmental Conservation
Background investigations: complete

- C. 5721 Bear Tooth Grill:** Film-On Productions, LLC **TAB 30**
1230 W 27th Avenue; Anchorage
License: Beverage Dispensary – Duplicate

New license application.

Local governing body action: pending Municipality of Anchorage
Background investigations: complete

● **THIRD WAIVERS OF MINIMUM OPERATING REQUIREMENTS**

- A. 795 Oaken Keg #1806:** Carr-Gottstein Foods Co. **TAB 31**
600 E Northern Lights Boulevard; Anchorage

- B. 2587 The Moose Caboose:** Copper River & Northwest Limited, Inc. **TAB 32**
Lot 1 Block 88 Cordova Airport; Cordova

● **CONSENT AGENDA – NEW & TRANSFER APPLICATIONS**

TAB 33

- A. 3538 Jalapenos Mexican Restaurant:** Jalapenos, Inc.
11401 Old Seward Highway; Anchorage
License: Beverage Dispensary
From: Carlos' Fine Mexican Restaurant, Inc. DBA Carlos' Fine Mexican Restaurant

Transfer of ownership and DBA change.

Local governing body action: Municipality of Anchorage does not protest
Approvals: Department of Labor, Department of Revenue
Background investigations: complete

- B. 5708 M/Y Golden Eagle:** Costal Alaska Adventures Corporation
Alaskan Waters
License: Common Carrier

New license application.

Background investigations: complete

● **DELEGATED CONSENT AGENDA – NEW & TRANSFER APPLICATIONS**

TAB 34

- A. 108 Wrangell Liquor Store:** Wrangell IGA, Inc.
223 Brueger Street; Wrangell
License: Package Store
From: Benjamin's Store, Inc. DBA Bob's IGA

Transfer of ownership and DBA change.

Local governing body action: pending City and Borough of Wrangell
Approvals: Department of Revenue
Pending: Department of Labor, multiple creditors
Background investigations: pending

- B. 119 Palmer City Alehouse:** Palmer Alehouse, LLC
320 E Dahlia Avenue; Palmer
License: Beverage Dispensary
From: Matthew Tomter (50%) and Steven Dike (50%) to Steven Dike (100%)

Transfer of controlling interest.

Local governing body action: pending City of Palmer
Approvals: Department of Labor, Department of Revenue
Background investigations: complete

- C. 704 Costco Wholesale #1342:** Costco Wholesale Corporation
48 College Road; Fairbanks
License: Package Store
From: Market Basket, Inc. DBA Gavora's Liquor #2; 1255 Airport Way

Transfer of ownership and location, and DBA change.

Local governing body action: pending City of Fairbanks
Approvals: Department of Labor, Department of Environmental Conservation
Pending: Department of Revenue
Background investigations: pending

- D. 851 Gold Creek Salmon Bake:** Alaska Travel Adventures, Inc.
1061 Salmon Creek Lane; Juneau
License: Restaurant or Eating Place
From: Rodfather's, LLC DBA Papa Rod's; 356 South Franklin Street

Transfer of ownership and location, and DBA change.

Local governing body action: pending City & Borough of Juneau
Approvals: Department of Labor, Department of Revenue
Pending: Department of Environmental Conservation
Background investigations: complete

- E. 1381 Creekbend Company:** Creekbend Company, LLC
64777 Second Street (Hope); Kenai Peninsula Borough
License: Restaurant or Eating Place
From: New Discovery, LLC DBA Tito's Discovery Café

Transfer of ownership and DBA change.

Local governing body action: pending Kenai Peninsula Borough
Approvals: Department of Labor, Department of Revenue
Background investigations: complete

- F. 1561 Brown Jug:** Liquor Stores USA North, Inc.
No premises; Anchorage
License: Package Store
From: 131 S Bragaw; DBA Brown Jug – West Mt. View

Transfer of location and DBA change.

Local governing body action: pending Municipality of Anchorage
Background investigations: complete

- G. 2385 Party Time Food Mart:** W & W Trading, Inc.
5520 Lake Otis Parkway, Suite 107; Anchorage
License: Package Store
From: Trader Jim's, Inc. DBA Party Time Plaza Liquor

Transfer of ownership and DBA change.

Local governing body action: pending Municipality of Anchorage
Approvals: Department of Labor, Department of Revenue
Background investigations: complete

- H. 4065 No DBA:** Moreland Properties, LLC
No premises; Anchorage
License: Beverage Dispensary
From: Film-On Productions, LLC DBA Bear Tooth Theatrepub; 1230 W 27th Avenue

Transfer of ownership and location, and DBA change.

Local governing body action: pending Municipality of Anchorage
Approvals: Department of Labor, Department of Revenue
Background investigations: complete

- I. 4532 The Stampmill:** The Stampmill, LLC
328 Egan Drive; Valdez
License: Restaurant or Eating Place
From: Headhunters, Inc. DBA Ernesto's Taqueria

Transfer of ownership and DBA change.

Local governing body action: pending City of Valdez
Approvals: Department of Labor, Department of Revenue
Background investigations: pending

- J. 5231 Neptune:** Capitol Ventures, LLC
No premises; Juneau
License: Restaurant or Eating Place
From: Suwana Café, LLC DBA Suwana Café; 8800 Glacier Highway, Suite 100

Transfer of ownership and location.

Local governing body action: pending City & Borough of Juneau
Approvals: Department of Labor; Department of Revenue
Pending: IRS approval
Background investigations: complete

- K. 5524 Barnaby Brewing Company:** Barnaby Brewing Company, LLC
165 Shattuck Way; Juneau
License: Brewery
From: 206-1 N Franklin Street

Transfer of location.

Local governing body action: pending City & Borough of Juneau
Pending: Department of Environmental Conservation
Background investigations: complete

- L. 5706 Canton Asian Bistro:** Canton Asian Bistro, LLC
8585 Old Dairy Road #105; Juneau
License: Restaurant or Eating Place

New license application.

Local governing body action: City & Borough of Juneau does not protest
Pending: Department of Environmental Conservation
Background investigations: complete

- M. 5709 Thai Asian Cuisine:** Thai Asian Cuisine Restaurant, LLC
4621 E Palmer-Wasilla Highway, Suite 105 (Wasilla); Matanuska-Susitna Borough
License: Restaurant or Eating Place

New license application.

Local governing body action: pending Matanuska-Susitna Borough
Approvals: Department of Environmental Conservation
Pending: State Fire Marshal
Background investigations: complete

- N. 5710 Miso Sushi:** Miso Sushi Restaurant, LLC
1111 E Dimond Boulevard; Anchorage
License: Restaurant or Eating Place

New license application.

Local governing body action: pending Municipality of Anchorage
Background investigations: pending

- O. 5713 House of Fire Pizza:** TJMN, LLC
3677 College Road, Suite #4 (Fairbanks); Fairbanks North Star Borough
License: Restaurant or Eating Place

New license application.

Local governing body action: pending Fairbanks North Star Borough
Approvals: Department of Environmental Conservation, State Fire Marshal
Background investigations: complete

- P. 5718 La Potato:** Castor and Pollux, LLC
3300 Spenard Road; Anchorage
License: Restaurant or Eating Place

New license application.

Local governing body action: pending Municipality of Anchorage
Background investigations: complete

● **REGULATIONS**

A. Proposed Regulations Projects

1. Staff Recommendations **TAB 35**

2. Board Requests

B. Open Regulations Projects

1. Bona Fide Restaurant **TAB 36**

Status: Public comment period closed September 7, 2018

Potential Board Actions: Vote to adopt; OR
Substantially amend and put out for public comment

2. Security Interest Transfers / Involuntary Retransfers **TAB 37**

Status: Public comment period closed June 1, 2018

Potential Board Actions: Vote to adopt; OR
Substantially amend and put out for public comment

3. Deadline for Reinstatement and Renewal **TAB 38**

Status: Public comment on revised draft closed October 10, 2018

Potential Board Actions: Vote to adopt; OR
Substantially amend and put out for public comment

4. Wine Auction Permit; Seasonal Licenses; Operating Requirements; Local Governing Body Protests **TAB 39**

Status: Public comment closed October 10, 2018

Potential Board Actions: Vote to adopt; OR
Substantially amend and put out for public comment

● **NEXT ABC BOARD MEETING**

Agenda deadline for December 17-18, 2018, meeting: November 30, 2018

● **ADJOURN**