



## MEMORANDUM

TO: Bob Klein, Chair, and Members of the Alcoholic Beverage Control Board      DATE: November 12, 2019

FROM: Erika McConnell, Director      RE: 5334 Nome Nugget Inn

**Requested Action:** Transfer of ownership

**Statutory and Regulatory 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 04.11.400(d): “The board may approve
- (1) the issuance of a new beverage dispensary or restaurant or eating place license without regard to (a) of this section if it appears that the issuance will encourage the tourist trade by encouraging the construction or improvement of
    - (A) a hotel, motel, resort, or similar business relating to the tourist trade with a dining facility or having kitchen facilities in a majority of its rental rooms and at least a minimum number of rental rooms required according to the population of the incorporated city, unified municipality, or population area established under (a) of this section in which the facility will be located, as follows:
      - (i) 10 rental rooms if the population is less than 1,501;
      - (ii) 20 rental rooms if the population is 1,501 — 2,500;
      - (iii) 25 rental rooms if the population is 2,501 — 5,000;
      - (iv) 30 rental rooms if the population is 5,001 — 15,000;
      - (v) 35 rental rooms if the population is 15,001 — 25,000;
      - (vi) 40 rental rooms if the population is 25,001 — 50,000; and
      - (vii) 50 rental rooms if the population is greater than 50,000; or
    - (B) an airport terminal; and”
  - (2) the renewal or transfer of ownership of a beverage dispensary or restaurant or eating place license issued under (1) of this subsection if the
    - (A) holder of the license operates a hotel, motel, resort, or similar business relating to the tourist trade that
      - (i) has a dining facility on the licensed premises or kitchen facilities in a majority of its rental rooms; and

- (ii) maintains at least the minimum number of rental rooms that the hotel, motel, resort, or similar business had at the time of initial licensure or that were required at the time of initial licensure; or
- (B) licensed premises are located inside an airport terminal.

**Staff Rec.:** Approve the transfer

**Background:**

This is an application to transfer the ownership of a Beverage Dispensary – Tourism license in the City of Nome. This license was first issued on October 27, 2014.

AS 04.11.400(d)(2)(A)(ii) requires that the facility must maintain at least the minimum number of rental rooms required at original licensure. Staff has determined that the license was compliant with the room number requirements when originally issued in 2014.

The applicant offers 47 rental rooms, none of which includes a kitchenette. Alcohol is not stocked in the rental rooms, and the establishment has a full-service restaurant.

Attachment: Tourism Statement  
AB-00  
AB-02

**Tourism Statement per AS 04.11.400 )d) for Transfer of Tourism Beverage  
Dispensary License # 5334 for Nome Nugget Inn**

The Nome Nugget Inn is a historic Nome hotel with 47 rooms. It is the oldest hotel in Nome. The hotel sits across from the finish line of the world famous annual Iditarod Sled dog race. The hotel is the official hotel of the Iditarod staff and volunteers when they are in town and provides accommodations for numerous tourists that come to Nome to experience the end of the Iditarod and the week long festivities that surround the finish of the race.

Nome has a very active birding season with tourists from around the world coming to Nome for "birding." Many of the "birding" tourists stay in the Nugget Inn when in town and while traveling the area outside of the City of Nome.

The small bar located on the first floor of the hotel is operated by the owners of the hotel and is a well-known and used meeting place for tourists and locals alike. The bar is next door to a restaurant owed by the same owners and has food from the restaurant available in the bar.

The hotel assists its guests with arranging tours with local tour groups, rental car facilities, birding trips, as well as putting them in contact with the local visitors center.

A handwritten signature in black ink, appearing to be 'R. S. 2'.



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:	SJY, Inc.	License #:	5334
License Type:	Beverage Dispensary - Tourism	Statutory Reference:	AS 04.11.400(d)
Doing Business As:	Nome Nugget Inn		
Premises Address:	315 W. Front St.		
City:	Nome	State:	Alasak
		ZIP:	99762
Local Governing Body:	City of Nome		

**Transfer Type:**

- Regular transfer
- Transfer with security interest
- Involuntary retransfer

OFFICE USE ONLY			
Complete Date:		Transaction #:	1098147
Board Meeting Date:		License Years:	
Issue Date:		BRE:	





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:	JPS Enterprises, Inc.				
Doing Business As:	Nome Nugget Inn				
Premises Address:	315 W. Front St.				
City:	Nome	State:	Alaska	ZIP:	99762
Community Council:	None				

Mailing Address:	PO Box 1305				
City:	Nome	State:	Alaska	ZIP:	99762

Designated Licensee:	Jason Song				
Contact Phone:	907 304 3351	Business Phone:	907 443 2323		
Contact Email:	mhsong@email.com				

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.

1 Mile

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.

150 Feet



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:	Sunny Kim Song				
Title(s):	President	Phone:	907 304 3353	% Owned:	40
Address:	PO Box 1305				
City:	Nome	State:	Alaska	ZIP:	99762



Alaska Alcoholic Beverage Control Board

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Entity Official:	Peter Sangbeom Lee				
Title(s):	Vice President	Phone:	213 300 5900	% Owned:	30
Address:	PO Box 1812				
City:	Nome	State:	Alaska	ZIP:	99762

Entity Official:	Jason Moohyuk Song				
Title(s):	Secretary	Phone:	907 304 3351	% Owned:	30
Address:	PO Box 1305				
City:	Nome	State:	Alaska	ZIP:	99762

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 #:	10104019	AK Formed Date:	04/13/2019	Home State:	Alaska
Registered Agent:	Jason Song		Agent's Phone:	907 304 3351	
Agent's Mailing Address:	PO Box 1305				
City:	Nome	State:	Alaska	ZIP:	99762

Residency of Agent: Yes No

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):

Sunny Kim Song, Restaurant, Lic # 5189, Restaurant/Eating Place-Public Convenience

### 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:

H. Conner Thomas, Attorney  
LT Nome Law, P.C.

Legal Advices





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]  
Signature of transferor

Sang Yi  
Printed name of transferor

Subscribed and sworn to before me this 29 day of August, 2019.

[Signature]  
Signature of Notary Public

Notary Public in and for the State of Alaska

My commission expires: 5/29/2020

[Signature]  
Signature of transferor

Jon Yi  
Printed name of transferor

Subscribed and sworn to before me this 29 day of August, 2019.

[Signature]  
Signature of Notary Public

Notary Public in and for the State of Alaska

My commission expires: 5/29/2020



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.

PL

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

PL

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.

PL

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.

PL

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

PL

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 transferee

Peter Lee

Printed name

Subscribed and sworn to before me this 29 day of August, 2019.

Signature of Notary Public

Notary Public in and for the State of Alaska

My commission expires: 5/29/2020



## 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

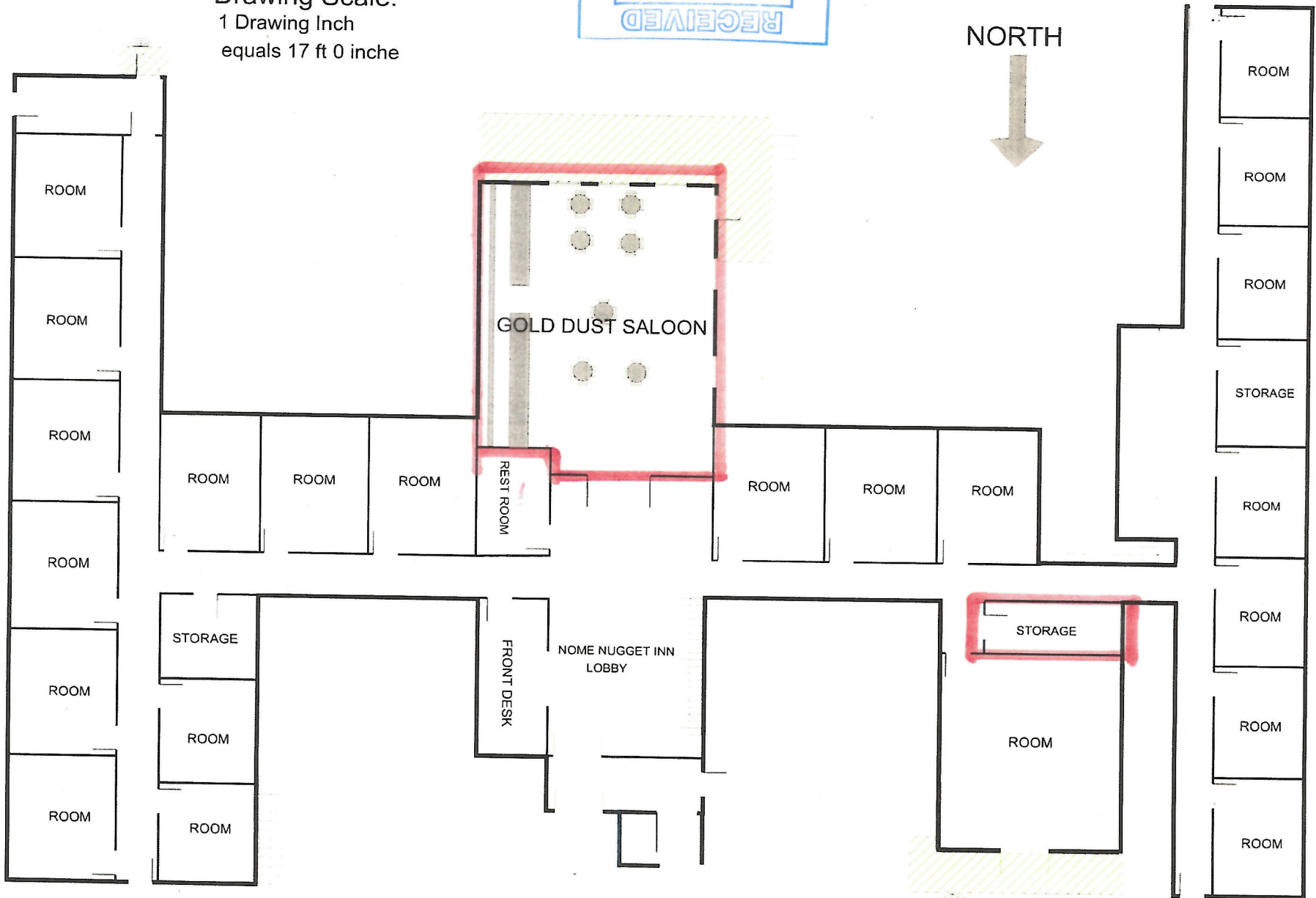
Enter information for the business seeking to be licensed, as identified on the license application.

Licensee:	JPS Enterprises, Inc	License Number:	5334		
License Type:	Beverage Dispensary - Tourism				
Doing Business As:	Nome Nugget Inn				
Premises Address:	315 W. Front St.				
City:	Nome	State:	Alaska	ZIP:	99762

ALCOHOL MARIJUANA CONTROL OFFICE  
STATE OF ALASKA  
OCT 17 2019  
RECEIVED

Drawing Scale:  
1 Drawing Inch  
equals 17 ft 0 inche

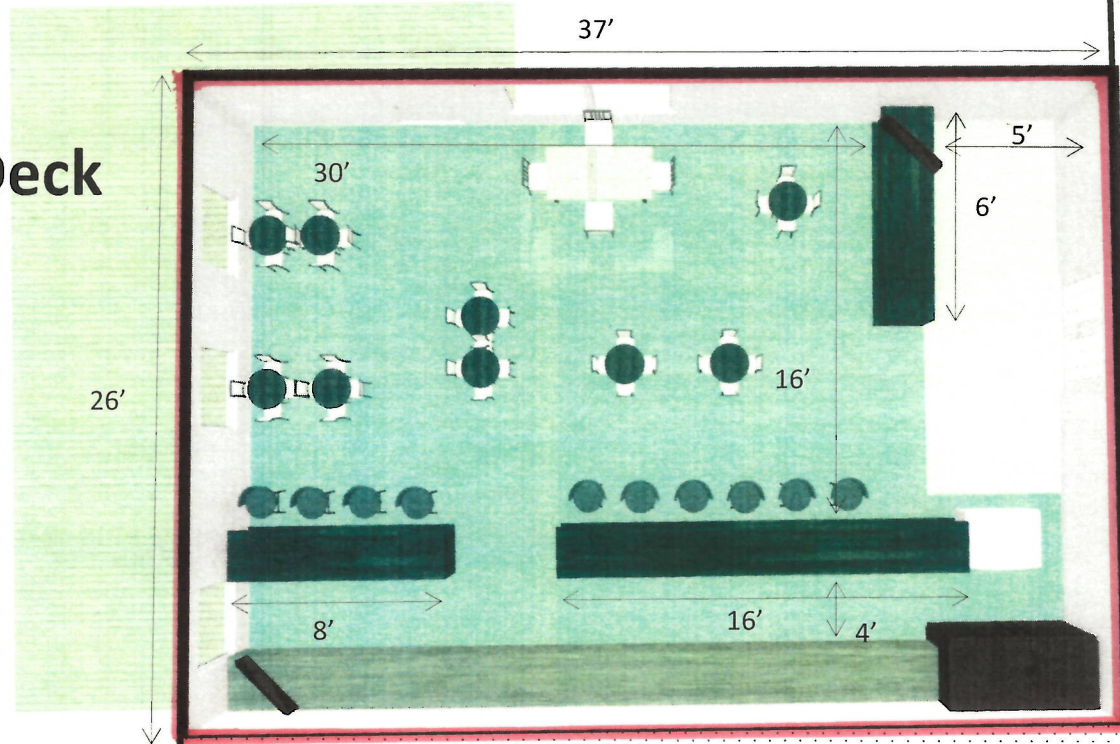
NORTH



315 W FRONT ST.



**Deck**



**Nome Nugget Inn**

AMCO  
SEP 11 2019



**Nome Nugget Inn  
Lobby**

**Nome Nugget Inn**