THE STATE of ALASKA
GOVERNOR MIKE DUNLEAVY

Department of Commerce, Community, and Economic Development

ALCOHOL AND MARIJUANA CONTROL OFFICE
550 West 7th Avenue, Suite 1600
Anchorage, AK 99501
Main: 907.269.0350

February 17, 2023

office@mccarthylodge.com
Transmitted via email

Neal Darish
McCarthy Ventures LLC
d/b/a New Golden Saloon
McCarthy, Alaska 99566

Re: Request to Board to Reduce Licensed Premises
Golden Saloon License No. 786

Dear Mr. Darish:

I am writing to alert you to a request I will bring to the Alcoholic Beverage Control Board at its meeting on March 6, 2023, to reduce the size of the approved license premises for the New Golden Salon to exclude the outdoor seating.

As you are aware, when applying for a license, an alcoholic beverage licensee must provide the board with "copies of deeds, lease agreements, or other documents that show right or title to, or interest in, land and buildings at the location of the business to be licensed." 3 AAC 304.105(b)(6). To enforce the many requirements of AS 04, a licensee must have clear and exclusive authority over the licensed space. As such, under AS 04.06.090(c), the Board has the authority to "reduce the area to be designated the licensed premises below the area applied for when, in the judgment of the board, a reduction in area is necessary to ensure control over the sale and consumption of alcoholic beverages on the premises or is otherwise in the best interests of the public."

Based on a complaint this office has received, our analysis shows that it is more likely than not the extended outdoor premises of the New Golden Saloon is on two public rights-of-way: Barrett Way and Kennecott Avenue. As such, I will be requesting the Board to reduce the size of the licensed premises as depicted in the attached drawing. You will have the opportunity to be heard to present your counter position.

The Alcoholic Beverage Control Board will meet in Fairbanks at the Hampton Inn, 433 Bentley Avenue. However, you may also attend by Zoom at this link. On the day of the meeting, please check AMCO's website for any potential changes to this Zoom link.

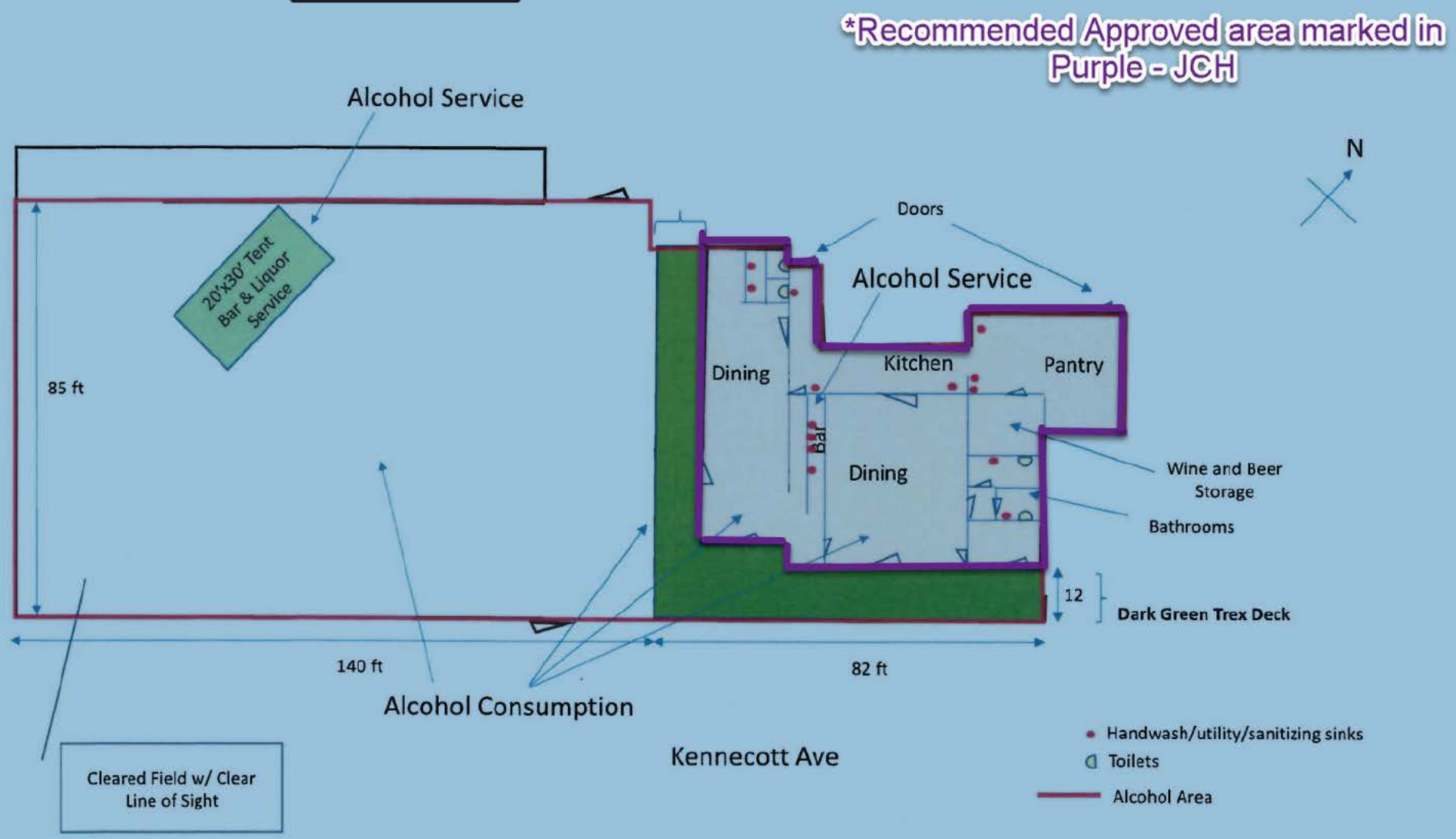
Thank you.

Sincerely,

Joan M. Wilson

Joan M. Wilson
AMCO Director

cc: Kevin A. Higgins, Senior Asst. Attorney General


*Recommended Approved area marked in Purple - JCH
Alcohol Service
N
Doors
Alcohol Service
20'x30' Tent Bar & Liquor Service
85 ft
Dining
Kitchen
Pantry
Bar
Dining
Wine and Beer Storage
Bathrooms
12
Dark Green Trex Deck
140 ft
82 ft
Alcohol Consumption
Kennecott Ave
Handwash/utility/sanitizing sinks
Toilets
Alcohol Area
Cleared Field w/ Clear Line of Sight