

# Notice of Violation

(3AAC 304.525)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date:

License #/Type:

Licensee:

Address:

DBA:

AMCO Case #:

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

**You are directed to respond in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a re-occurrence of this violation. FAILURE TO RESPOND TO THIS NOTICE OF VIOLATION WITHIN 10 DAYS WILL RESULT IN YOUR APPEARANCE, EITHER IN PERSON OR TELEPHONICALLY, BEFORE THE ABC BOARD AT THEIR NEXT REGULARLY SCHEDULED BOARD MEETING.**

**\*Please send your response to the address below and include your alcohol license number in your response.**

3 AAC 304.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

**Alcohol & Marijuana Control Office**

**ATTN: Enforcement**

**550 W. 7<sup>th</sup> Ave, Suite 1600**

**Anchorage, Alaska 99501**

**[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)**

Issuing Investigator:

Received by:

SIGNATURE:



SIGNATURE:

Delivered VIA:

Date:

**Subject:** 10 day response for HMBC - AMCO Case # AM221786  
**Date:** Tuesday, October 11, 2022 at 9:28:32 AM Western Indonesia Time  
**From:** Zachary Anderson  
**To:** amco.enforcement@alaska.gov

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**From:** [Zachary Anderson](#)  
**Sent:** Monday, October 10, 2022 6:27 PM  
**To:** [amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)  
**Subject:** 10 day response for HMBC - AMCO Case # AM221786

Dear AMCO or AMCO Representative,

Harbor Mountain Brewing is contacting you in regards to our violation to AS 04.11.130(e)(1).

First of all we acknowledge our mistake and apologize for any extra work for the AMCO organization. Our intent was not to break any rules but help a local non profit in our small community.

Per the conversation I (Zach Anderson) had with Officer Steven Johnson explaining where our mistake was made and how to stop this mistake from re occurring, Harbor Mountain Brewing now understands the steps needed to never let an occurrence like this happen again.

Harbor Mountain brewing now understands (per the conversation with officer Johnson) AMCOs understanding of our license premises. We will be filling new paperwork soon to communicate the updated premise of serving for HMBC.

Moving forward disregarding the change of license premises Officer Johnson kindly explained that we can and have the right to help local non profits but need to do the following steps to make sure we follow code/law.

1. Always call ahead of time to Mr. Johnson for any clarification of non profit fundraising events to make sure we are in the AMCO Guidelines
2. HMBC is allowed to hold fundraising events with live music if we follow guidelines that consist of proper use of a non profits event licenses/permits, correct donation of alcohol to that event license, have correct individuals serving under that AMCO approved permit, amongst some other details we will make sure to follow and understand under AMCO regulations. We will spend the time communicating with AMCO, research the information need to keep fundraising events within the law, and execute properly moving forward.
3. Re-connect with Mr. Johnson or an AMCO representative to double check our fundraising events is up to code a few days before to make sure we are doing things correctly.

HMBC appreciates AMCOs/Officer Johnsons communication and efforts to keep our brewery within regulations.

Please call if any other info is needed

Zach Anderson  
HMBC  
9712416026  
Lic #: 5913

Sent from [Mail](#) for Windows

License Renewal

Is this application being made by you for the benefit of someone else? If “YES,” indicate below or attach explanation.

No

Has the applicant, applicant’s spouse, partner, officer, director or stockholders, of the licensed entity become disqualified by law or by facts and conditions from holding a license or permit under the Alcohol and Cannabis Control Information System Alcoholic Beverage Code ? If “YES,” indicate below or attach explanation.

No

Have there been changes since your original application that have not been reported on this or previous applications ? If “YES,” indicate below or attach explanation.

No

How many hours did you operate in 2022 as set forth in AS 04.11.330?

Operated to meet the minimum 240 hrs.

How many hours did you operate in 2023 as set forth in AS 04.11.330?

Operated to meet the minimum 240 hrs.

Are you a seasonal license and has your operation times/dates/seasons changed?

No

Has any person or entity in this application been convicted of a violation of Title 04, 3AAC 304 or a local ordinance adopted under AS 04.21.010 in 2022 or 2023.?

Yes

Have any Notices of Violation been issued for this license in 2022 or 2023?

Yes

Notices of Violation Document

- 5913 Harbor Mountain Brewing Co. LLC[20].pdf

Supporting Additional Document

- Violation\_10dayResponse.pdf

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License Number:  
5913

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License Expiration Date:  
12/31/2023

#

License Trade Name:  
Harbor Mountain Brewing Company  
LLC

#

Mailing Address:  
1209 Sawmill Creek Rd UNIT A  
Sitka , AK  
99835 - 9809



Document reference ID : 585

# Licensing Application Summary

<b>Application ID:</b>	585
<b>Applicant Name:</b>	Harbor Mountain Brewing Company Llc
<b>License Type applied for:</b>	Brewery Manufacturer License (BML) (AS 04.09.020)
<b>Application Status:</b>	In Review
<b>Application Submitted On:</b>	11/20/2023

## Entity Information

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<b>Business Structure:</b>	Limited liability company
<b>Alaska Entity Number (CBPL):</b>	10128560

## Entity Contact Information

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<b>Entity Address:</b>	1209 A Sawmill Creek Road, Sitka, AK, 99835, USA
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## Ownership / Principal Party Details

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Principal Parent Entity	Principal Party	Role	%Ownership
Harbor Mountain Brewing Company Llc	Baranof Investments Llc	Member	25
Harbor Mountain Brewing Company Llc	Zachary L. Anderson	Member	25
Harbor Mountain Brewing Company Llc	Gordon K. Helem	Member	25
Harbor Mountain Brewing Company Llc	Sitkoh Investments	Member	25

## Premises Address

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**Nearest municipality, city, and/or borough:**

Sitka

**Country, State, Zip:**

AK, United States, 99835

## Basic Business information

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**Business/Trade Name:**

Harbor Mountain Brewing Company LLC

## Local Government and Community Council Details

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**City/Municipality**

Sitka (City and Borough of)

## Public Notice Posting Attestation and Publishers Affidavit

### Attestations

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I certify that all proposed licensees (as defined in AS 04.11.260) and affiliates have been listed on this application.

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.

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 305.700.

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

I hereby certify that I am the person herein named and subscribing to this application and that I have read the complete application, and I know the full content thereof. I declare that all of the information contained herein, and evidence or other documents submitted are true and correct. I understand that any falsification or misrepresentation of any item or response in this application, or any attachment, or documents to support this application, is sufficient grounds for denying or revoking a license/permit. I further understand that it is a Class A misdemeanor under Alaska Statute 11.56.210 to falsify an application and commit the crime of unsworn falsification.

I certify that all proposed licensees have been listed with Division of Corporation, Business, and Professional Licensing.

I certify that I and any individual identified in the business entity ownership section of this application, has or will read AS 04 and its implementing regulations.

## Signature

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Electronic Signature not collected; application submitted based on paper form.

## Payment Info

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Payment Type : Pay By Phone

Receipt Number: 100709970

Payment Date: 11/19/2023 3:00:00 PM