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: 8/12/24

License #/Type: 5788 Golf Course - Seasonal

Licensee: Griffin Golf, LLC

Address: 1500 Lawton Dr., Kenai, AK 99611

DBA: Kenai Golf Course

AMCO Case #: AM 24-1725

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.

On 07/25/2024 AMCO Investigators Linger and Hamilton entered your establishment to conduct a routine investigation. Upon entry Investigators noticed tables set up outside the building that were serving alcoholic beverages. Investigators spoke to employee Craig Jung who stated the vendors were part of a golf tournament that was taking place and not associated with the Kenai Golf Course. Investigators went outside and contacted the vendors and were told the event was being put on by a Non-Profit called the Alliance. One of the tables was serving Mikes Hard alcoholic beverages, and had two bottles of Whiskey they were raffling off. The second table was serving Bloody Mary's using Kirkland Vodka. Investigators explained to the volunteers that they could no longer serve the alcohol on the licensed premises. Investigators then contacted owner Mark Griffin and explained the issue of introducing alcohol to a licensed premises. Griffin stated they had been doing this for 20 years. Griffin was asked for his alcohol education server card, which he didn't have. The event was not being put on by the licensee and no special event permit had been approved. All this is in violation of the below referenced statutes.

AS 04.21.025
(a) Except as provided under (e) and (f) of this section, as a condition of issuance or renewal of a license or conditional contractor's permit and selling alcoholic beverages under a license or conditional contractor's permit, the board shall require a licensee or permittee who sells or serves alcoholic beverages and a licensee's or permittee's agents and employees who sell or serve alcoholic beverages or check the identification of a patron to complete an alcohol server education course approved by the board.

Sec. 04.16.120. Removal or introduction of alcoholic beverages.
(b) Except as provided in this subsection, a person may not bring an alcoholic beverage into licensed premises for use or consumption by oneself or another person on the premises unless that person is a licensee, an agent, employee, or common carrier in the regular course of employment. With the permission of the licensee, a person may bring wine into premises licensed as a beverage dispensary or a restaurant or eating place for consumption by the person while eating food served at a table on the licensed premises. The beverage dispensary or restaurant or eating place may charge a corkage fee for serving wine supplied by a customer.
(d) A person who removes an alcoholic beverage from licensed premises in violation of (a) of this section and a person who brings an alcoholic beverage onto licensed premises in violation of (b) of this section commits the offense of removal or introduction of alcoholic beverages.

Sent Certified Return Receipt: 7021 0950 0001 6766 6260

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. 7th Ave, Suite 1600
Anchorage, Alaska 99501
amco.enforcement@alaska.gov

Issuing Investigator: J. Linger

Received by:

SIGNATURE:

SIGNATURE:

Delivered VIA: Mail

Date:

updated 4/23/19