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: 5/21/24

License #/Type: 5224 Restaurant/Eating Place

Licensee: Ramon Gonzalez

Address: 12498 Kenai Spur Hwy, Kenai, AK

DBA: Playa Azul

AMCO Case #: 24-1011

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 5-16-24 an inspection was conducted at your establishment. Licensee Ramon Gonzalez was asked to provide proof of current server education. Mr. Gonzales provided TAP Card #160523 which had expired on 3-24-24. While waiting for him to retrieve his card, I learned there was a 15 year old working on the premises. Mr. Gonzalez was advised he could not employ a 15 year old and said he had an approved permit. I asked him for the 15 year olds work permit. He retrieved a permit which has been filled out and signed by the 15 year olds sponsor, but had failed to be sent to the Dept. of Labor for approval. The 15 year old was told to leave the premises. Mr. Gonzalez was instructed to not serve any alcoholic beverages until he could provide proof of current server education to an Alcoholic Beverage Control Board representative.

Your attention is directed to AS 04.16.049: Access of persons under the age of 21 to licensed premises, AS 23.10.355: Employment of persons under 21, AS 04.21.025: Alcohol server course and AS 04.16.150: Licensee responsible for violations

Certified Mail 7021 0950 0001 6767 0311

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. Hamilton

Received by:

SIGNATURE: F.R. Hamilton

SIGNATURE:

Delivered VIA: Mail

Date:

Notice of Violation

(3AAC 304.525)

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Date: 6/21/24

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DBA: Playa Azul

AMCO Case #: 24-1011

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

Investigation revealed between 4-20-21 to 5-16-24, licensee Mr. Gonzalez employed 14 persons aged between 16 & 17. Mr. Gonzalez had filled out the Dept. of Labor Work Form but had failed to get it approved by the Dept. of Labor. Due to Mr. Gonzalez's lack of records, it is unknown how many times these persons worked throughout their employment and what their end of employment was.

Your attention is directed to AS 04.16.049: Access of persons under the age of 21 to licensed premises, AS 23.10.355: Employment of persons under 21, 3 AAC 305.810. Record keeping requirements and AS 04.16.150: Licensee responsible for violations

Certified Mail7021 0950 0001 6766 6710

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Date:

updated 4/23/19

Playa Azul
Licensee: Ramon Gonzalez
License #/ Type: 5224 Restaurant/ Eating place
12498 Kenai spur Hwy
Keani, Ak 99611
(907) 283-2010

June 27th, 2024

Alcohol & Marijuana Control Office
ATTN: Enforcement
550 W. 7th Ave. Suite 1600
Anchorage, Ak 99501

I hope this letter finds you well, I am writing today in regards to the inspection on 5-16-24. During this inspection, it revealed that I did not have the proper documentation for the minor work permits. I truly want to apologize, and explain that it was a misunderstanding on my end. Moving forward, my first priority will be to always assure I get the permit to the department of labor to be approved. I am now in communication with Becky Weimer and with her assistance I will make sure every step is followed in order to get the proper approval.

I deeply am sorry for the inconvenience that my mistake has caused. It was never my intention to not take the proper steps to assure I had the permits in order.

Please accept this letter, I own this restaurant in hopes to provide for my family. Having the opportunity to have this license is truly a blessing and I do not take it for granted as this business is my only means of income. I truly appreciate the attention I have received which has allowed me to learn and moving forward this mistake will never happen again.

Sincerely,

Ramon Gonzalez