THE STATE of ALASKA
GOVERNOR MIKE DUNLEAVY

Department of Commerce, Community, and Economic Development

Alcohol and Marijuana Control Office

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MEMORANDUM

TO: Alcoholic Beverage Control Board

DATE: April 7, 2025

FROM: Kristina Serezhenkov, Local Government Specialist

RE: For board consideration: City of Homer petition for additional Restaurant or Eating Place licenses under AS 04.11.405

The City of Homer submitted a petition to the board in accordance with AS 04.11.405 requesting 10 additional Restaurant or Eating Place licenses (REPL's). The City of Homer currently has 15 REPL's which is above the population limit allowing for 4.

AS 04.11.405(b) states that following a public hearing, the board may issue one or more additional REPLs under AS 04.09.210, within the boundaries of the municipality, ***if the board finds that***

(1) the municipality

(A) serves as a center for commercial activity within and outside the boundaries of the municipality by providing goods and services to a population that is greater than the permanent resident population within the boundaries of the municipality;

Paragraphs 9-12 of the resolution. Resolution lists 5,500 residents in Homer. AMCO shows the population of Homer is 5,648 (as of 2/25/2025 count)

(B) maintains a local law enforcement department;

Paragraph 6 of the resolution.

(C) exercises planning or land use authority; and

Paragraph 7 of the resolution.

(D) at the time of the petition, meets or exceeds the maximum limit under AS 04.11.400(a) for restaurant or eating place licenses issued under AS 04.09.210;

Paragraphs 2, 8 and 13 of the resolution. AMCO shows 4 available REPL's in Homer and 15 currently active REPL's.

(2) the number of additional licenses does not exceed the number of additional licenses requested by the municipality in the petition; and

Paragraphs 3, 12, 13 and 15 of the resolution.

(3) granting the additional licenses is in the public interest.

Paragraphs 2, 9, 10, 11, 13 and 15 of the resolution.

The City of Homer's resolution includes the following required information:

(1) information demonstrating that the petitioner meets the criteria in (b) of this section;

Paragraphs 7-12 of the resolution.

(2) the most recent estimate of the number of people who claim residency or work outside the boundaries of the municipality and who are served by the municipality, including the

(A) population located outside the boundaries of the municipality that relies on the municipality for goods and services;

Paragraphs 11-12 of the resolution.

(B) visitor population; and

Paragraphs 11-12 of the resolution.

(C) nonresident worker population that resides in the municipality, but that is not counted in the latest federal or state census for the municipality;

Paragraphs 11-12 of the resolution.

(3) the number of existing restaurant or eating place licenses

(A) within the boundaries of the municipality;

Paragraphs 8 and 13 of the resolution. The City of Homer lists 15 and AMCO concurs this is the current active count for REPL's in Homer.

(B) in a geographic area that the municipality serves under (2) of this subsection;

Paragraph 6 of the resolution. The City of Homer lists 35 within unincorporated areas of the Kenai Peninsula Borough (KPB). AMCO comments: The City of Homer counted all license types located only in the KPB. Nearby restaurant or eating place license types are to be counted here. AMCO assesses this count to be only three in number.

(4) information showing that the number of additional licenses requested does not exceed one license for each 1,500 population of the population identified under (2) of this subsection;

Paragraph 12 of the resolution. From the City of Homer….Cellphone data source: The Kenai Peninsula Economic Development District has a subscription to Datafy.com. This service is a data analytics platform to help destinations make data-driven decisions by analyzing robust big data sources that have been specially cleaned, analyzed, and modeled for the tourism industry. In the case of the Homer data query, cell phone users who traveled more than 50 miles to reach Homer (as the crow flies) were considered visitors.

If the board grants the City of Homer's petition for additional restaurant or eating place licenses under AS 04.11.405, the board may not authorize additional restaurant or eating place licenses to the same municipality under this statute for the following year (04.11.405(d)).

Kristina Serezhenkov
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Alcohol and Marijuana Control Office

Attachments:

1. City of Homer Resolution 25-016 and background memorandum
2. Homer Chamber of Commerce Tourism Trends and Season Recap
3. 2024 Homer Visitor Data (Jan. 2024- Dec. 2024)
4. 2024 Kenai Peninsula Borough Wide Data