



Document reference ID : 4974

Licensing Application Summary

Application ID: 4974

Applicant Name: Juan A Rodriguez

License Type applied for: Restaurant Eating Place License (REPL) (AS 04.09.210)

Application Status: In Review

Application Submitted On: 01/21/2025 02:38 PM AKST

Entity Information

Business Structure: Sole proprietorship

Entity Contact Information

Entity Address: 43543 Sterling Highway, Soldotna, AK, 99669, USA

Ownership / Principal Party Details

Principal Parent Entity	Principal Party	Role	%Ownership
Juan A Rodriguez	Martha Rodriguez	Affiliate	
Juan A Rodriguez	Juan A Rodriguez	Manager, Member	100

Premises Address

Address: 43543 Sterling Highway, Soldotna, AK, 99669, USA

Does the proposed site include a valid street address? Yes

Basic Business information

Business/Trade Name:

Acapulco Mexican Restaurant

Local Government and Community Council Details

City/Municipality

Soldotna

Borough

Kenai Peninsula Borough

Attestations

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

I certify I have provided a menu of a variety of types of food appropriate for meals that are prepared on the licensed premises.

I certify that non-employees under 21 years of age will not enter and remain on the licensed premises except for the purposes of dining only.

I certify that the sale and service of food and alcoholic beverages and any other business on the licensed premises is under the sole control of the licensee.

I certify the licensed premises is a bona fide restaurant as defined in AS 04.21.080(b).

I certify there is supervision on the licensed premises adequate to reasonably ensure that a person under 21 years of age will not gain access to alcoholic beverages.

Signature

This application was digitally signed by : Juan A Rodriguez on 01/21/2025 02:38 PM AKST

Payment Info

Payment Type : CC

Payment Id: a224e86a-100b-430c-92ea-7f13cbda3ef6

Receipt Number: 101020971

Payment Date: 01/21/2025 02:39 PM AKST



Document reference ID : 4974

Renewal Application Summary

Application ID:	4974
License No:	5383
License Type applied for Renewal:	Restaurant Eating Place License (REPL)
Licensee Name:	Juan A Rodriguez
Application Status:	In Review
Application Submitted On:	01/21/2025 02:38 PM AKST

Entity Information

Business Structure:	Sole proprietorship
FEIN/SSN Number:	
Alaska Entity number (CBPL):	
Alaska Entity Formed Date:	
Home State:	

Entity Contact Information

Entity Address:	43543 Sterling Highway, Soldotna, AK, 99669
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Renewal Information

Are there any changes to your ownership structure that have not been reported to AMCO prior to this application?:

No

As set forth in AS 04.11.330, how many hours did you operate during the first calendar year for this renewal period?:

The license was regularly operated continuously throughout the first calendar year for this renewal period.

As set forth in AS 04.11.330, how many hours did you operate during the second calendar year for this renewal period?:

The license was regularly operated continuously throughout the second calendar year for this renewal period.

Please select the seasonality:

Year-round

Has any person or entity in this application been convicted or disciplined for a violation of Title 04, 3 AAC 304 or 305, or a local ordinance adopted under AS 04.21.010 in the preceding two calendar years?:

No

Have any notices of violation or citations been issued for this license during the preceding two years?:

Yes

Restaurant Affidavit

Revenue in Food Sales during the first Calendar Year in the Renewal Period	\$xxx.xx
Revenue in Alcohol Sales during first Calendar Year in the Renewal Period	\$xxx.xx
% of Gross Revenue from Food Sales during the first Calendar Year in the Renewal Period	93.15

Revenue in Food Sales during the second Calendar Year in the Renewal Period	\$xxx.xx
Revenue in Alcohol Sales during second Calendar Year in the Renewal Period	\$xxx.xx
% of Gross Revenue from Food Sales during the second Calendar Year in the Renewal Period	92.81

Restaurant Detail

Dining after standard closing hours: AS 04.16.010(c)	No
Dining by persons 16 – 20 years of age: AS 04.16.049(a)(2)	Yes
Dining by persons under the age of 16 years, accompanied by a person over the age of 21: AS 04.16.049(a)(3)	Yes
Employment for any persons under 21 years of age: AS 04.16.049(c)	Yes

List where within the premises minors are anticipated to have access in the course of either dining or employment. (Example: Minors will only be allowed in the dining area. OR Minors will only be employed and present in the Kitchen.)

Minors allowed in dining area.

Describe the policies, practices and procedures that will be in place to ensure that minors do not gain access to alcohol while dining or employed at your premises.

Employees under age of 18 will require form filled out and permission from department of labor. Minor must be 16/17 to be employed.

Is an owner, manager, or assistant manager who is 21 years of age or older always present on the premises during business hours?	Yes
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Food Service Permit

Is your license located in Municipality of Anchorage?	No
Do you have Approved food service permit for this premises?	Yes

Entertainment & Service

Are any forms of entertainment offered or available within the licensed business or within the proposed licensed premises? No

Food and beverage service offered or anticipated is: Table Service

Hours Of Operation

Sunday	10:30 AM - 09:00 PM
Monday	10:30 AM - 09:00 PM
Tuesday	10:30 AM - 09:00 PM
Wednesday	10:30 AM - 09:00 PM
Thursday	10:30 AM - 09:00 PM
Friday	10:30 AM - 09:00 PM
Saturday	10:30 AM - 09:00 PM

Attestations

As an applicant for a liquor license renewal, I declare under penalty of perjury that I have read and am familiar with AS 04 and 3 AAC 305, and that this application, including all accompanying schedules and statements, are true, correct, and complete.

I agree to provide all information required by the Alcoholic Beverage Control Board or requested by AMCO staff in support of this application and understand that failure to do so by any deadline given to me by AMCO staff will result in this application being returned and the license being potentially expired if I do not comply with statutory or regulatory requirements.

I certify that in accordance with AS 04.11.450, no one other than the licensee(s), as defined in AS 04.11.260, has a direct or indirect financial interest in the licensed business.

I certify that this entity is in good standing with Corporations, Business and Professional Licensing (CBPL) and that all entity officials and stakeholders are current and I have provided AMCO with all required changes of the ownership structure of the business license and have provided all required documents for any new or changes of officers.

I certify that all licensees, agents, and employees who sell or serve alcoholic beverages or check identification of patrons have completed an alcohol server education course approved by the ABC

Board and keep current, valid copies of their course completion cards on the licensed premises during all working hours, if applicable for this license type as set forth in AS 04.21.025 and 3 AAC 305.700.

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.

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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: 10/4/23

License #/Type: 5383 Restaurant/Eating Place

Licensee: Juan A. Rodriguez

Address: 43543 Sterling Hwy., Soldotna, AK

DBA: Acapulco Mexican Restaurant

AMCO Case #: 23-1908

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 9-28-23, an inspection was conducted at your establishment. Contact was made with "Agent" Rafael Gonzales-Herrera who was asked to provide proof of current server education. Mr. Gonzales-Herrera stated that recently they had a break in and their cash register was stolen which contained the server education card. Mr. Gonzales-Herrera was told to stop serving alcoholic beverages until he provided an Alcoholic Beverage Control Board representative proof of current server education. Other on-duty server's did provide proof of current server education. On 10-3-23, contact was made with CHARR who reported that Mr. Gonzales-Herrera had an expired TAP card #141529 which had expired on 3-13-22. Later that day, CHARR did advise Inv. Hamilton that Mr. Gonzales-Herrera just completed their on-line course and passed.

Your attention is referred to 3AAC 304.465: Alcohol server education, AS 04.21.025: Alcohol server education course, AS 04.21.030: Responsibility of licensees, agents, and employees and AS 04.15.150: Licensee responsible for violations

Certified Mail 7021 0950 0001 6766 8608

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:

Juan Angel Rodriguez Rincon
Owner
Acapulco Mexican Restaurant
43543 Sterling Hwy
Soldotna, Ak 99669
wpp887422@gmail.com

October 14, 2023

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

To whom it may concern,

As a licensee I understand it is my responsibility to ensure the title four regulations are enforced in my establishment. I have made sure to express that importance to all the employees under my supervision. With concern to the servers that didn't have their tap cards on premises, we had an occurrence about a week prior to investigator Hamilton's visit where we had a break in which resulted in the robbery of our register which kept all our tap cards under lock for safety on site. We all have proof of our tap card certificates, but we haven't heard back from the police in regards to the whereabouts of the register that was stolen. In regards to Rafael Herrera, he has taken the tap course and has passed his exam. He has proof of two instances beforehand in which he attempted to take the tap course webinar, but he wasn't able to access the course according to him. That is, however, not an excuse and he has now completed the course and expressed his sincere apologies to us that he hadn't renewed his license in the time since its expiration. I have now renewed my tap card permit as well and will ensure that my employees hold all title four regulations to the highest degree and can promise none of my employees will ever have an expired license after this event. Thank you all for keeping our community safe in regards to alcohol laws and again, my deepest apologies for this occurrence,

Sincerely,

A handwritten signature in black ink, appearing to read 'Juan Rodriguez', with a stylized flourish at the end.

Juan Rodriguez

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: 10/12/23

License #/Type: 5383

Restaurant/Eating Place

Licensee: Juan A. Rodriguez

Address: 43543 Sterling Hwy, Soldotna, AK

DBA: Acapulco Mexican Restaurant

AMCO Case #: 23-1908

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 9-28-23, an inspection was conducted at your establishment. Contact was made with Agent Rafael Gonzales-Herrera. He was asked if any 16 or 17 year olds were employed on the premises. He replied three and provided the names. He was instructed to send the permits to me when he was able to get access to them. As of 10-12-23, I have not received any information or been sent any permits from Acapulco Mexican Restaurant. On 10-12-23, I contacted DOL and learned that Acapulco Mexican Restaurant has no 16 or 17 year olds applying for work permits.

Your attention is referred to AS 04.16.049(c) which in part reads, "Notwithstanding any other provision in this section, a person 16 or 17 years of age may enter and remain within the licensed premises of a hotel, golf course, or restaurant or eating place in the course of employment if (1) the employment does not involve the serving, mixing, delivering, or dispensing of alcoholic beverages; (2) the person has the written consent of a parent or guardian; and (3) an exemption from the prohibition of AS 23.10.355 is granted by the Department of Labor and Workforce Development.", AS 04.21.030: Responsibility of licensees, agents, and employees and AS 04.16.150: Licensee responsible for violations

Certified Mail 7021 0950 0001 6766 6048

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.**

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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:

To whom it may concern,

In regards to the minors that work in our establishment, we've always made sure our workplace has safe work conditions for those young ones that work under us. We ran their paperwork through our payroll lady and we never knew they had to have DOL permits before this encounter, but we sent it out for them as soon as Rafael let us know. We have two kids that had to stop working due to their permits getting denied and one that was approved that we'll send out with this letter. We are very sorry for the miscommunication, but we want to assure that our workplace is very family oriented and a safe place to work for the minors that work here as they just handle the hosting and busser work.

Best,

Licensee #5383

(907)252-7270

Juan A. Rodriguez