



MEMORANDUM

TO: Alcoholic Beverage Control Board

DATE: November 17, 2025

FROM: Kyle Helie, Licensing Examiner II

RE: 4377 Growlers, Whiskey and
Wine, 3rd Waiver of Operations

Applicable statute: AS 04.11.330(a)(3). An application requesting renewal of a license or endorsement shall be denied if the applicant has not operated the licensed premises for at least 240 hours during each of the two preceding calendar years, unless the board determines that the licensed premises are under construction or cannot be operated through no fault of the applicant: ...

Applicable regulation: [3 AAC 305.120 Waiver of annual operating requirement and minimum operating requirements.](#) (a) Except as provided in this section, the board will deny an application for renewal of a license or a license with one or more endorsements if the licensed premises were not operated for the time required under [AS 04.11.330\(a\)\(3\)](#) or (d).

(b) A licensee may submit a waiver application to the board to request a waiver of the operating requirement in [AS 04.11.330](#) (a)(3) or (d). Under [AS 04.11.330\(a\)\(3\)](#), the board will determine whether, through no fault of the licensee or because the premises are under construction, the licensed premises could not be operated for the required time during the preceding calendar year.

(c) A waiver application for a calendar year must be made in writing to the board and must be accompanied by the non-refundable application fee of (1) an amount equal to one-half the applicable biennial license fee if a waiver application was not made for the previous year; or (2) double the amount of the fee paid for the previous waiver application.

(d) A waiver application must include a statement from the licensee explaining why the licensed premises was not in compliance with [AS 04.11.330\(a\)\(3\)](#) or (d). The licensee must provide a copy of the waiver application to any local governing body with jurisdiction over the license and licensed premises.

(e) The board may deny a third or subsequent, consecutive application for waiver (1) unless the licensee clearly shows that the licensed premises were not operated, because the premises were condemned or substantially destroyed by any cause; or (2) the licensee holds a common carrier dispensary license and is a boat weighing over 1,000 tons;

(f) Absent circumstances to the contrary, the board will deny a third or subsequent, consecutive application for waiver in the event of condemnation or destruction of the premises if the premises

identified on an applicant's license are not leased or owned by the licensee. Additionally, a third or subsequent consecutive application for waiver that does not identify a licensed premises location will be denied.

(g) The board may impose conditions along with the approval of a waiver application.

(h) If a waiver application is denied, an application for license renewal for the succeeding license period will be denied by the board under [AS 04.11.330\(a\)\(3\)](#).

(i) In addition to the application fee under (c) of this section, the applicant shall pay \$1,000 for an application that is received too late for board consideration at its last meeting of the calendar year for which the waiver is requested.

(j) In the event of the death of a licensee, destruction of the premises, or comparable circumstances showing extraordinary hardship, the board may waive the fees required under (c) and (i) of this section.

Background: This is the third waiver requested for this license. Licensee states they intend to have a transfer of ownership filed in 2025.

Attachment: Memo, 3rd Waiver Application for 2024, 2nd Waiver Application for 2023 (approved administratively), 1st Waiver Application for 2022 (approved administratively), Waiver Applications for 2021 and 2020 (Covid waivers approved upon application.)

RECEIVED

OCT 24 2025

Alcohol and Marijuana Control Office
550 W 7th Avenue, Suite 1600
Anchorage, AK 99501
alcohol.licensing@alaska.gov
https://www.commerce.alaska.gov/web/amco
Phone: 907.269.0350



Dept. of Commerce
Alaska Alcoholic Beverage Control Board

Form AB-29: Waiver of Operation Application

Why is this form needed?

This form is the means by which a licensee may request that the Alcoholic Beverage Control (ABC) Board waive the operating requirement of AS 04.11.330(a)(3) or (d). If a recreational site license has not been operated at least once in a calendar year, or if a license of any other type has not been operated for at least 240 hours in each calendar year, then a complete copy of this form and the corresponding fees must be submitted for that calendar year, per 3 AAC 304.170.

This application must be accompanied by a non-refundable waiver application fee of:

- for a 1st request, an amount equal to ½ the applicable biennial license fee; or
- for a 2nd or subsequent request, double the amount of the fee paid for the previous waiver application.

The ABC Board will determine whether, through no fault of the licensee or because the premises are under construction, the licensed premises count not be operated for the required time during the calendar year. The ABC Board may impose conditions along with the approval of an application for waiver, and it may deny a third or subsequent application for waiver. If an application for waiver is denied, an application for license renewal for the succeeding license period will be denied by the Board. In addition to the waiver application fee, the applicant must pay a late fee of \$1,000 for an application that is received too late for Board consideration at its meeting before November 30 of the year for which the waiver is requested. Please check AMCO's website for meeting agenda deadlines.

Please note that a licensee must submit a separate completed copy of this form and pay a separate corresponding fee for each license and for each calendar year during which a license was not operated in compliance with AS 04.11.330.

Section 1 – Establishment Information

Enter information for the license that has not been operated for the time required under AS 04.11.330.

Licensee:	New Party Time Liquors, Inc	License Number:	4377
License Type:	Package Store		
DBA:	Growlers, Whiskey and Wine		
Premises Address:	610 6 th Ave #B		
City:	Anchorage, Alaska	State:	Alaska
		ZIP:	99501
Local Governing Body:	M.O.A.		

Section 2 – Request Number and Calendar Year

1st Request
 2nd Request
 3rd Request 2024
 Other _____

Request for Calendar Year 2024



RECEIVED

OCT 24 2025

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Dept. of Commerce
Alaska Alcoholic Beverage Control Board

Form AB-29: Waiver of Operation Application

Section 3 – Reason for Non-operation

Provide an explanation as to why the licensed premises were not operated:

This license is in the Transfer process to Humpy's Ownership and should be complete in the first Quarter of 2026. This process has been started in Fourth Quarter 2025.

Section 4 – Certifications

The following must be completed for establishments located within the boundaries of a local governing body:

Read the line below, and then sign your initials in the box to the right of the statement:

Initials

I certify that I will provide a true copy of this application to the local governing body listed on Page 1 of this form prior to ABC Board consideration of this application.

RC

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.

RC

Roy Cappadona
Printed name of licensee

Roy Cappadona
Signature of licensee

Office Use Only			
Waiver Application Fee:	3,000. ⁰⁰ / ₁₀₀	Late Fee:	1,000. ⁰⁰
Transaction #:			



Alaska Alcoholic Beverage Control Board

Form AB-29: Waiver of Operation Application

Why is this form needed?

This form is the means by which a licensee may request that the Alcoholic Beverage Control (ABC) Board waive the operating requirement of AS 04.11.330(a)(3) or (d). If a recreational site license has not been operated at least once in a calendar year, or if a license of any other type has not been operated for at least 240 hours in each calendar year, then a complete copy of this form and the corresponding fees must be submitted for that calendar year, per 3 AAC 304.170.

This application must be accompanied by a non-refundable waiver application fee of:

- for a 1st request, an amount equal to ½ the applicable biennial license fee; or
- • for a 2nd or subsequent request, double the amount of the fee paid for the previous waiver application.

The ABC Board will determine whether, through no fault of the licensee or because the premises are under construction, the licensed premises count not be operated for the required time during the calendar year. The ABC Board may impose conditions along with the approval of an application for waiver, and it may deny a third or subsequent application for waiver. If an application for waiver is denied, an application for license renewal for the succeeding license period will be denied by the Board. In addition to the waiver application fee, the applicant must pay a late fee of \$1,000 for an application that is received too late for Board consideration at its meeting before November 30 of the year for which the waiver is requested. Please check AMCO's website for meeting agenda deadlines.

Please note that a licensee must submit a separate completed copy of this form and pay a separate corresponding fee for each license and for each calendar year during which a license was not operated in compliance with AS 04.11.330.

Section 1 – Establishment Information

Enter information for the license that has not been operated for the time required under AS 04.11.330.

Licensee:	New Partytime Liquors, Inc.	License Number:	4377
License Type:	Package Store		
DBA:	Growlers, Whiskey and Wine		
Premises Address:	610 W 6 th Ave		
City:	Anchorage	State:	Alaska
		ZIP:	99501
Local Governing Body:	Downtown Community Council		

Section 2 – Request Number and Calendar Year

1st Request
 2nd Request
 3rd Request
 Other _____

Request for Calendar Year 2023

#100744088



Alaska Alcoholic Beverage Control Board

Form AB-29: Waiver of Operation Application

Section 3 – Reason for Non-operation

Provide an explanation as to why the licensed premises were not operated:

Transfer is pending with Humpy's Ownership

Section 4 – Certifications

The following must be completed for establishments located within the boundaries of a local governing body:

Read the line below, and then sign your initials in the box to the right of the statement:

Initials

I certify that I will provide a true copy of this application to the local governing body listed on Page 1 of this form prior to ABC Board consideration of this application.

RC

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.

RC

Ray Cappadona
Printed name of licensee

Ray Cappadona
Signature of licensee

Office Use Only				
Waiver Application Fee:		Late Fee:	Transaction #:	



AMCC SEP 28 2023 AMCC SEP 27 2023

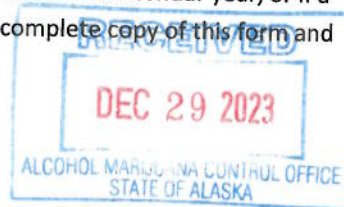
Alcohol and Marijuana Control Office
550 W 7th Avenue, Suite 1600
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Phone: 907.269.0350

Alaska Alcoholic Beverage Control Board

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This application must be accompanied by a non-refundable waiver application fee of:

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Section 1 - Establishment Information

Enter information for the license that has not been operated for the time required under AS 04.11.330.

Licensee:	New Party Time Liquors, Inc	License Number:	4311
License Type:	PACKAGED STORE		
DBA:	Growlers, Whiskey and Wine		
Premises Address:	610 W. 6th Ave #B		
City:	Anchorage, Ak	State:	Alaska
		ZIP:	99501
Local Governing Body:	M.O.A.		

Section 2 - Request Number and Calendar Year

1st Request 2nd Request 3rd Request Other _____

Request for Calendar Year 2022

#100664194
~~#100744088~~



Alaska Alcoholic Beverage Control Board

Form AB-29: Waiver of Operation Application

Section 3 – Reason for Non-operation

Provide an explanation as to why the licensed premises were not operated:

Transfer is pending with Hungry's Ownership

Section 4 – Certifications

The following must be completed for establishments located within the boundaries of a local governing body:

Read the line below, and then sign your initials in the box to the right of the statement:

Initials

I certify that I will provide a true copy of this application to the local governing body listed on Page 1 of this form prior to ABC Board consideration of this application.

RC

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.

RC

Roy Cappadona
Printed name of licensee

Roy Cappadona
Signature of licensee

Office Use Only

Table with 5 columns: Waiver Application Fee, Late Fee, Transaction #, and two empty columns.



Alaska Alcoholic Beverage Control Board

Form AB-29: Waiver of Operation Application

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Licensee:	New Party Time Liquors Inc.	License Number:	4377		
License Type:	Package Store				
DBA:	Growlers, Whiskey, and Wine				
Premises Address:	610 W 6 th #B				
City:	Anchorage	State:	Alaska	ZIP:	99501
Local Governing Body:	M.B.A. City of Anchorage				

Section 2 – Request Number and Calendar Year

1st Request
 2nd Request
 3rd Request
 Other Covid 19

Request for Calendar Year 2022/2024



Alaska Alcoholic Beverage Control Board

Form AB-29: Waiver of Operation Application

Section 3 – Reason for Non-operation

Provide an explanation as to why the licensed premises were not operated:

Due to Covid-19, the establishment was able to sell alcohol to go. There was no use for this license at this time.

Section 4 – Certifications

The following must be completed for establishments located within the boundaries of a local governing body:

Read the line below, and then sign your initials in the box to the right of the statement:

Initials

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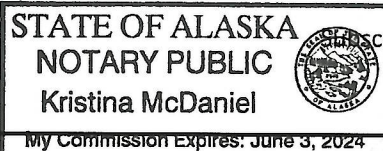
As a liquor licensee, I declare under penalty of perjury that this form, including all attachments, is true, correct, and complete.

Roy Cappadona
 Signature of licensee

Roy Cappadona
 Printed name of licensee

Kristina McDaniel
 Notary Public in and for the State of Alaska.

My commission expires: 6/3/24



Subscribed and sworn to before me this 20th day of December, 2021.

Office Use Only			
Waiver Application Fee:	Late Fee:	Transaction #:	

AMCO