MEETING DATE: August 12, 2008

FROM: Municipal Clerk

SUBJECT: 2008 Cellar, LLC #4820-Application for Transfer of Ownership and Location Package Store Liquor License
Downtown Community Council

On July 7, 2008 the Municipal Clerk’s Office received from the Alcoholic Beverage Control Board notice of application for the transfer of ownership and location of a Package Store Liquor License for the following establishment:

Cellar LLC
dba Cellar LLC
343 W 6th Avenue #2
Anchorage, Ak99501

Any ABC violations and/or incidents that would lead to an ABC violation are attached for the Assembly’s evaluation.

There are taxes owing in the amount of $8887.56.

AMC 21.50.160 requires that any use, whether principal or accessory, involving the retail, sale or dispensing of alcoholic beverage is permitted only by conditional use. There is a not conditional use permit at this location, the permit application Assembly date is set for August 12, 2008.

Alaska Statute 04.11.480 provides that if the Assembly wishes to protest the issuance, renewal, relocation or transfer of a liquor license, it may protest within 60 days following receipt of the application and the protest will be honored unless the Board finds the protest to be arbitrary, capricious and unreasonable. The last day to protest is August 23, 2008. August 19, 2008 is the last scheduled regular Assembly meeting before the end of the protest period.

Approval of this memorandum will PROTEST the application for the transfer of ownership and location of a package store liquor license for the establishment named above until taxes have been paid in full and the planning department has established they have no objection. The Municipal Clerk is authorized to notify the ABC Board of the Assembly’s action and is authorized to sign on its behalf.

Respectfully submitted,

Barbara E Gruenstein
Municipal Clerk