

CLERK'S OFFICE

APPROVED

Date: 1-27-98

Submitted by: Assemblymember CLEMENTSON

Prepared by: Assembly Office

For reading: January 13, 1998

ANCHORAGE, ALASKA

AR NO. 98- 19

A RESOLUTION OF THE ANCHORAGE MUNICIPAL ASSEMBLY PROTESTING THE
RENEWAL OF A BEVERAGE DISPENSARY LIQUOR LICENSE AT 515 W. 4TH
AVENUE, ANCHORAGE, ALASKA D/B/A THE 515 CLUB

The Anchorage Assembly finds that:

WHEREAS, the Anchorage Municipal Assembly has received documentary
evidence regarding liquor law violations pertaining to the proposed liquor license renewal;
and

WHEREAS, the evidence presented to the Municipal Assembly has raised material,
serious and substantial questions relating to the ability of the licensee to comply with local
and state laws in operation of the establishment; and

WHEREAS, due to ⁹⁵evidence of liquor law violations presented in 1996, the
Assembly approved AR NO. ~~96~~-374 Amended, which set in place conditions for continued
operation of the 515 Club in an effort to ensure the establishment would come into
compliance with state and local laws and cease to be a threat to the health and safety of
Anchorage residents; and

WHEREAS, ⁹⁵Section 1.K of AR NO. ~~96~~-374 Amended, states that, "All patrons of the
515 Club will be checked at the door for identification and will be assessed as to age,
manual dexterity and apparent sobriety."; and

WHEREAS, ⁹⁵Section 1.K of AR NO. ~~96~~-374 Amended, was enacted to ensure that
drunken persons would neither be served nor permitted on the licensed premise in violation
of state and local ~~laws~~; and
^{laws}

WHEREAS, evidence of liquor law violations for serving drunken persons on
7/13/97, 7/27/97, and 9/13/97 has been presented to the Assembly; and

WHEREAS, ⁹⁵if the conditions imposed in AR NO. ~~96~~-374 Amended had been
adhered to as required, these events would not have taken place; and

WHEREAS, these continued liquor law violations constitute a pattern of practice
which is injurious to the public health and safety; and

1 WHEREAS, the documents provided prompted the Assembly to schedule this
2 license renewal for public hearing on January 27, 1998; and
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4 WHEREAS, the Assembly has found this documentary evidence to reflect major
5 concerns and to be neither arbitrary nor capricious.
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7 NOW, THEREFORE, the Anchorage Municipal Assembly resolves:
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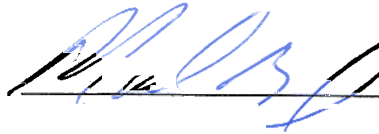
9 **Section 1:** That the licensed premise D/B/A the 515 Club violated conditions of
10 the license imposed by the Assembly in AR NO.-96-374 Amended.
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12 **Section 2:** That for the reasons set forth above, the Municipality of Anchorage
13 does hereby protest the renewal of the beverage dispensary liquor license application for
14 Clark and Eddy, Inc. (Frank W. Hout and Paulette T. Hout), 515 W. 4th Avenue,
15 Anchorage, Alaska.
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17 **Section 3:** The Municipal Attorney is requested to take appropriate steps to use
18 any document or evidence necessary to effectively advance the position of the Municipality
19 at any hearing before the State Alcoholic Beverage Control Board.
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21 PASSED AND APPROVED by the Anchorage Assembly this 27 day of
22 January, 1998.
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28 ATTEST:
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33 Municipal Clerk
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