

CLERK'S OFFICE
AMENDED AND APPROVED
Date: 10-9-98

ANCHORAGE, ALASKA

RESOLUTION NO. AR 98-324

1 A RESOLUTION OF THE ANCHORAGE MUNICIPAL ASSEMBLY PROTESTING
2 ISSUANCE OF A NEW RESTAURANT EATING PLACE LIQUOR LICENSE AND
3 RESTAURANT DESIGNATION FOR LATINO'S CAFÉ, 4119 MT. VIEW DRIVE,
4 ANCHORAGE, ALASKA (MT. VIEW COMMUNITY COUNCIL)

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6 WHEREAS, the Assembly approved AM 911-98 on October 6, 1998; and
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8 WHEREAS, there was considerable uncertainty regarding the status of the
9 conditional use permit for this location; and
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11 WHEREAS, upon investigation, it has been confirmed that a valid conditional use
12 is in place at this location which will allow the above license to be issued by the
13 Alcoholic Beverage Control Board; and
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15 WHEREAS, Mt. View Community Council has objected to the issuance of this
16 license at this time because of the past record of serious liquor law violations at this
17 location; and
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19 WHEREAS, the applicant indicated at the public hearing that she has not read all
20 applicable liquor laws.
21

22 NOW THEREFORE, BE IT RESOLVED, that
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24 A. AM 911-98 is ~~rescinded~~ repealed;
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26 B. The Anchorage Municipal Assembly finds the following grounds to
27 protest the issuance of a new restaurant eating place liquor license and
28 restaurant designation permit to Latino's Café.
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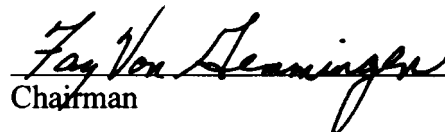
- 30 1. The applicant was unable to fully explain how her management of the
- 31 premises would prevent previous violations.
- 32 2. Testimony indicated the establishment may not be a bone fide
- 33 restaurant as required by AS 04.11.100.
- 34 3. Business personal property taxes of \$602.50 are outstanding.
- 35 4. The applicant appears to have an incomplete understanding of liquor
- 36 laws.
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Latino's R/E/Place Liquor License

C. The Assembly protests issuance of a new restaurant eating place liquor license and restaurant designation permit for Latino's Café unless the following conditions are met:

1. All taxes are paid;
2. The applicant provides copies of TAMS cards for all owners, servers and management to the Municipal Clerk;
3. The establishment shall have an owner or manager on duty at all times alcohol is sold who has read and understands State alcohol laws and is fluent in English; and
4. The applicant shall acknowledge in writing to the Municipal Clerk that any violations of Alcoholic Beverage Control Board regulations, State or Municipality of Anchorage laws ~~instances of serving minors or staying open after hours~~ would be grounds for future protest and revocation of the license, if proven to the satisfaction of the Assembly.
5. The applicant shall meet with the Mountain View Community Council to discuss their concerns.
6. The previous owner, Mr. Delos Santos, shall have no association with the establishment.
7. All pending Municipal utility bills due are paid.
8. The applicant shall submit to the Assembly and Alcoholic Beverage Control Board a management plan showing how the applicant will avoid violations of the liquor laws and shall show an understanding of the plan, and shall submit other evidence of a knowledge of liquor laws, as required by the Assembly or Board.

PASSED AND APPROVED by the Anchorage Municipal Assembly this 9th day of October, 1998.


Chairman

ATTEST:


Municipal Clerk *Deputy*