

ANCHORAGE, ALASKA
AR NO. 98-381

1 A RESOLUTION DETERMINING WHETHER TO PROTEST THE CONTINUED OPERATION OF THE
2 LICENSE FOR THE SALE OF ALCOHOLIC BEVERAGES HELD BY C & L ENTERPRISES, INC.
3 D/B/A ALASKA LIQUOR STORE #1, LOCATED AT 2607 "A" STREET, ANCHORAGE, ALASKA.
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6 WHEREAS, it has been alleged that:

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8 1. The premises of C & L Enterprises, Inc. d/b/a Alaska Liquor Store #1, (herein
9 "Licensee") located at 2607 "A" Street, Anchorage, Alaska (herein the "Licensed Premises")
10 has been used as a resort for illegal possessors or users of narcotics;
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12 2. On November 18, 1997, the Anchorage Police Department made a controlled
13 purchase of cocaine from an employee of the Licensee on the Licensed Premises during
14 regular business hours of the Licensed Premises;
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16 3. On November 19, 1997, illegal drugs and drug paraphernalia were found on the
17 Licensed Premises;
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19 4. The Licensed Premises is or was known as a location where illegal narcotics could
20 be purchased; and
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22 WHEREAS it has been further alleged that:

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24 5. The operation of the Licensed Premises and the Licensee attracts, caters to and/or fails
25 to adequately control or prevent patronization of publicly inebriated customers which in turn
26 creates and contributes to situations, events and conditions inimical to the public health,
27 safety and welfare of other citizens and adjacent property owners and their properties,
28 including but not limited to indecent exposure, public urination, defecation and vomiting on
29 public and private property, trespass, vandalism, assaults, threats and damage to private
30 property; and
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32 WHEREAS, the Licensed Premises and Licensee operate under a Conditional Waiver of Protest
33 enacted March 26, 1995 as Assembly Resolution 96-64 and there is reason to believe there have been
34 violations of the conditions contained in said Conditional Waiver of Protest; and
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36 WHEREAS, there is reason to believe the operation of the Licensed Premises by the Licensee has
37 not complied with the requirements of Anchorage Municipal Code generally and specifically subsections
38 10.50.015B., E., O., and R., as well as applicable State statutes; and
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WHEREAS, after notice to the Licensee a hearing was held before the Anchorage Assembly on Tuesday, January 12, 1999 on the above allegations and after hearing and upon the testimony and evidence submitted, the Assembly finds that:

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now, therefore

THE ANCHORAGE ASSEMBLY RESOLVES:

Section 1. [1st alternate] That based on the findings above set forth, the Anchorage Municipal Assembly hereby protests the renewal of the license issued to C & L Enterprises, Inc. D/B/A Alaska Liquor Store #1, Licensee, located at 2607 "A" Street, Anchorage, Alaska, the Licensed Premises.

Section1. [2d alternate] That based on the findings above set forth, the Anchorage Municipal Assembly hereby protests the renewal of the license issued to C & L Enterprises, Inc. D/B/A Alaska Liquor Store #1, Licensee, located at 2607 "A" Street, Anchorage, Alaska, the Licensed Premises, unless the following conditions are made permanent conditions of the licenses:

CONDITIONS:

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If the Alcohol Beverage Control Board fails or refuses to attach the above conditions to the Licenses, then the Municipal Assembly protests the renewal thereof.

Section1. [3rd alternate] The Anchorage Assembly waives protest of the renewal of the license issued to C & L Enterprises, Inc. D/B/A Alaska Liquor Store #1, Licensee, located at 2607 "A" Street, Anchorage,

1 Alaska, the Licensed Premises

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4 **Section 2.** The Municipal Attorney is directed to take appropriate steps to implement and/or present this
5 resolution to the Alcohol Beverage Control Board.

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7 **Section 3.** This resolution shall become effective immediately upon passage and approval by the
8 Assembly.

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10 PASSED AND APPROVED by the Anchorage Assembly this _____ day of _____, 1999.

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15 ATTEST:

Chair of the Assembly

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Municipal Clerk