

CLERK'S OFFICE

APPROVED

Date: 2-3-04

Submitted by: Chair Traini

Prepared by: Department of Assembly

For reading: February 3, 2004

ANCHORAGE, ALASKA

AR NO. 2004-36

A RESOLUTION OF THE ANCHORAGE MUNICIPAL ASSEMBLY FINDING THAT THE PROPOSED ISSUANCE OF A DUPLICATE BEVERAGE DISPENSARY LIQUOR LICENSE AND THE MODIFICATION OF AN EXISTING CONDITIONAL USE MEETS THE STANDARDS OF AMC 21.50.020 AND 21.50.160 AND THAT NO SIGNIFICANT EFFECT WILL RESULT FROM THE APPROVAL OF THE MODIFICATION OF THIS EXISTING CONDITIONAL USE IN THE B3 DISTRICT FOR A DUPLICATE BEVERAGE DISPENSARY LIQUOR LICENSE PER AMC 21.40.180 D.8, THE LEGAL DESCRIPTION OF WHICH IS LOT 2, BLOCK 1, TEEKELL SUBDIVISION, LOCATED AT 8801 JEWEL LAKE ROAD.

WHEREAS, the modification of the existing conditional use permit for a duplicate beverage dispensary liquor license per AMC 21.40.180 D. 8. located at 8801 Jewel Lake Road meets the applicable standards of AMC 21.50.020 and AMC 21.50.160; and

WHEREAS, the modification does not require a public hearing because this location has, after public hearing, previously been approved for a conditional use for a beverage dispensary liquor license and no significant effect will occur as a result of this modification (AMC 21.15.030 (G)(2); and

WHEREAS, the modification of the existing conditional use has been considered by the Sand Lake Community Council which has voiced no objection to the modification.

NOW, THEREFORE, the Anchorage Assembly resolves that:

**Section 1:** The modification of the existing conditional use permit for a duplicate beverage dispensary liquor license per AMC 21.40.180 D. 8. located at Lot 2, Block 1, Teekell Subdivision, located at 8801 Jewel Lake Road, is therefore approved subject to the following conditions:

1. A Notice of Zoning Action of this Modification of the existing conditional use shall be filed with the District Records Office within 120 days of the City Clerk's Office review and approval of the form of the Notice of Zoning Action.
2. Such Notice of Zoning Action shall be prepared by the Applicant and submitted to the City Clerk's Office within thirty (30) days of the date of the Assembly's approval of this modification.

3. All uses shall conform to the plans and the narrative submitted.
4. The use of the property by any person for the conditional use shall comply with all current and future federal, state and local laws and regulations including, but not limited to, laws and regulations pertaining to the storage and sale of beverage dispensary liquor. The owner of the licensed premise, the licensee under the Alcoholic Beverage Control Board license, and their officers, directors, agents and employees shall not knowingly permit or negligently fail to prevent the occurrence of illegal activity on the premise.
5. Upon request, the applicant shall demonstrate, by affidavit or other acceptable means, compliance with a Liquor Server Awareness Training Program approved by the Alcoholic Beverage Control Board.
6. A copy of any conditions imposed by the Assembly in connection with this approved modification shall be maintained on the licensed premises.

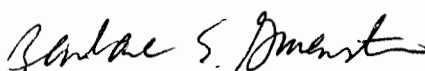
**Section 2:** Failure to comply with the conditions of the original conditional use or this modification shall constitute grounds for its modification or revocation.

**Section 3.** This resolution shall become effective immediately upon passage and approval.

PASSED AND APPROVED by the Anchorage Assembly this 3rd day of February, 2004.

  
Chair

ATTEST:

  
Municipal Clerk

