

Submitted by: Chair of the Assembly at
the Request of the Mayor
Prepared by: Planning Department
For reading: June 14, 2005

CLERK'S OFFICE

APPROVED

Date: 6-14-05
AM 381-2005 WAS AMENDED
AND APPROVED 6-14-05

Anchorage, Alaska
AR 2005-131

A RESOLUTION OF THE ANCHORAGE MUNICIPAL ASSEMBLY APPROVING AN ALCOHOLIC BEVERAGES CONDITIONAL USE IN THE B-2A DISTRICT FOR A NEW THEATRE BEVERAGE DISPENSARY USE PER AMC 21.40.150 D.13 FOR THE ALASKA CENTER FOR THE PERFORMING ARTS, LOCATED ON LOT 1, BLOCK 52A, ORIGINAL TOWNSITE SUBDIVISION; SITE ADDRESS BEING 621 W. SIXTH AVENUE, GENERALLY LOCATED BETWEEN WEST FIFTH AVENUE AND WEST SIXTH AVENUE BETWEEN "G" STREET AND "F" STREET.

(Downtown Community Council) (Case 2005-069)

THE ANCHORAGE ASSEMBLY RESOLVES:

Section 1. The conditional use permit for an Alcoholic Beverages Conditional Use in the B-2A District for a new Theatre Beverage Dispensary use per AMC 21.40.150 D.13 for the Alaska Center for the Performing Arts, located on Lot 1, Block 52A, Original Townsite Subdivision; site address being 621 W. Sixth Avenue, meets the applicable provisions of AMC 21.50.020 and AMC 21.50.160.

Section 2. The subject conditional use permit for an Alcoholic Beverages Conditional Use in the B-2A District for a new Theatre Beverage Dispensary Use per AMC 21.40.150 D.13 is subject to the following conditions:

1. A notice of Zoning Action shall be filed with the District Records Office within 120 days of the Alcoholic Beverage Control Board's approval of the license.
2. All uses shall conform to the plans and narrative submitted.
3. This conditional use approval is for an Alcoholic Beverages Conditional Use for a Theatre Beverage Dispensary License in the B-2A District for Alaska Center for the Performing Arts. Refreshments, including alcohol, will be offered before and during scheduled performances and activities only in designated lobby areas. There are four different floor levels (street, orchestra, mezzanine and balcony) and numerous lobbies where concessions/bar service can be accommodated including the front Portico and Sky Bridge. All together there is an estimated 19,615 square-feet of lobby service area. Typical hours of operation vary by performance but are normally one hour prior to the event and occasionally 15 to 20 minutes during an intermission. They offer a variety of sweet/salty snacks, bottled soft drinks/water and, for some performances a full bar service. For the most recent quarter (September 16, 2004 through December 31, 2004), the ratio of food to alcohol was 36 percent and 64 percent respectively. All servers having direct contact with alcohol will be trained in the Techniques in Alcohol Management (TAM) or similar program.

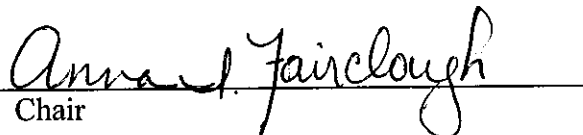
4. Upon demand the applicant shall demonstrate compliance with a liquor "Server Awareness Training Program approved by the State of Alaska alcoholic Beverage Control Board, such as or similar to the program for techniques in alcohol management (T.A.M.).
5. The use of the property by any person for the permitted purposes 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 sale, dispensing, service and consumption of alcoholic beverages and the storage, preparation, sale, service and consumption of food. The owner of the property, the licensee under the Alcoholic Beverage Control license and their officers, agents and employees shall not knowingly permit or negligently fail to prevent the occurrence of illegal activity on the property.
6. The 19, 615 square-feet of lobby area is depicted on floor plans submitted with the application identified as the Lorene Harrison Lobby Street level, Orchestra Level, Mezzanine Level and Balcony Level Floor Plan Layout, and the Carr-Gottstein Street, Orchestra and Mezzanine Levels. A sky bridge connects the PAC with the William A. Egan Civic & Convention Center. These drawings have no scale or title block and are not dated.
7. A copy of the conditions imposed by the Assembly in connection with this conditional use approval shall be maintained on the premise at a location visible to the public.

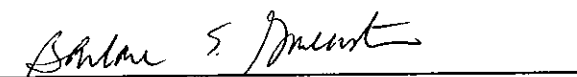
Section 3. Failure to comply with the conditions of this conditional use permit shall constitute grounds for its modification or revocation.

Section 4. This resolution shall become effective immediately upon passage and approval by the Anchorage Assembly.

PASSED AND APPROVED by the Anchorage Assembly this 14th day
of June 2005.

ATTEST:


Chair


Municipal Clerk



MUNICIPALITY OF ANCHORAGE

ASSEMBLY MEMORANDUM

CLERK'S OFFICE
AMENDED AND APPROVED
Date: 6-14-05

No. AM 381-2005

Meeting Date: June 14, 2005

From: Mayor

Subject: ALCOHOLIC BEVERAGES CONDITIONAL USE FOR A THEATRE
BEVERAGE DISPENSARY USE IN THE B-2A DISTRICT PER AMC
21.40.150 D.13 FOR THE ALASKA CENTER FOR THE PERFORMING
ARTS.

1 SMG of Alaska, Inc., represented by Michael D. White, Esq., dba Alaska Center for
2 the Performing Arts, has made application for a Theatre Beverage Dispensary alcoholic
3 beverages conditional use in the B-2A District for Lot 1, Block 52A, Original Townsite
4 Subdivision, per AMC 21.40.150 D.13 for a new Theatre Beverage Dispensary license.

5
6 This conditional use approval is for an Alcoholic Beverages Conditional Use for a
7 Theatre Beverage Dispensary License in the B-2A District for Alaska Center for the
8 Performing Arts. Refreshments, including alcohol, will be offered before and during
9 scheduled performances and activities only in designated lobby areas. There are four
10 different floor levels (street, orchestra, mezzanine and balcony) and numerous lobbies
11 where concessions/bar service can be accommodated including the front Portico and
12 Sky Bridge.

13
14 All together, there is an estimated 19,615 square-feet of lobby service area. Typical
15 hours of operation vary by performance but are normally one hour prior to the event
16 and occasionally 15 to 20 minutes during an intermission. They offer a variety of
17 sweet/salty snacks, bottled soft drinks/water and for some performances, a full bar
18 service. For the most recent quarter (September 16, 2004 through December 31, 2004),
19 the ratio of food to alcohol was 36 percent and 64 percent respectively. All servers
20 having direct contact with alcohol will be trained in Techniques for Alcohol
21 Management (TAM).

22
23 There are no churches or schools within 200 feet of the ~~restaurant~~ **facility**. Holy
24 Family Cathedral is located at 800 West Fifth Avenue.

25
26 The Anchorage Police Department reported one liquor related incident involving a high
27 school student attending a dance at the PAC occurring within the last two years.
28 Treasury found no outstanding taxes for this application. The Department of Health
29 and Human Services provided no comment at the time this analysis was prepared.

1 | THIS CONDITIONAL USE FOR A THEATRE BEVERAGE DISPENSARY
2 | LICENSE IN THE B-2A DISTRICT GENERALLY MEETS THE APPLICABLE
3 | PROVISIONS OF AMC TITLES 10 AND 21, AND ALASKA STATUTE 04.11.090.

4 |
5 | Prepared by: Jerry T. Weaver Jr., Zoning Administrator, Planning Department

6 | Concur: Tom Nelson, Director, Planning Department

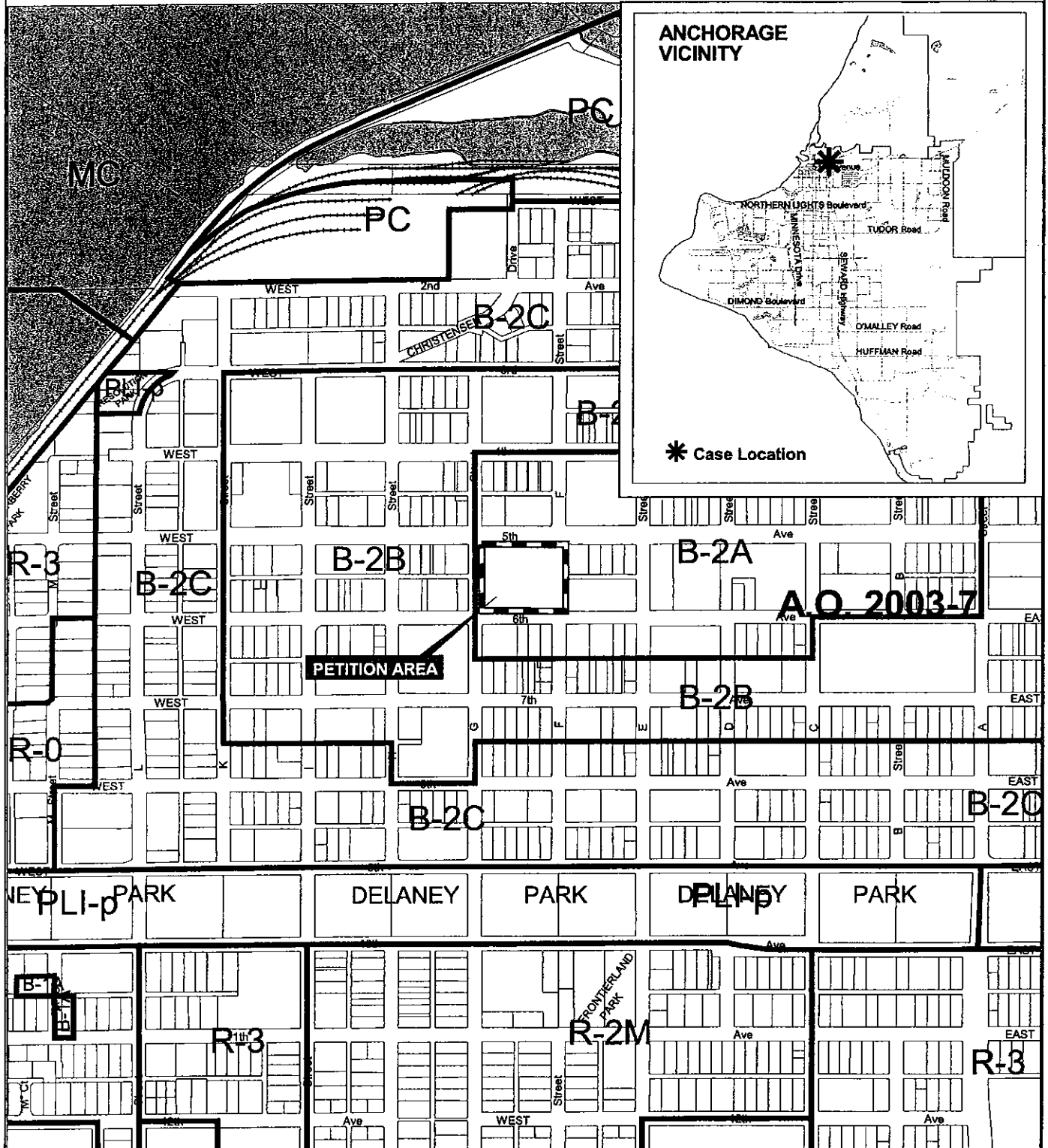
7 | Concur: Mary Jane Michael, Executive Director, Office of Economic &
8 | Community Development

9 | Concur: Denis C. LeBlanc, Municipal Manager

10 | Respectfully submitted: Mark Begich, Mayor
11 |

CONDITIONAL USE-ALCOHOL

2005-069

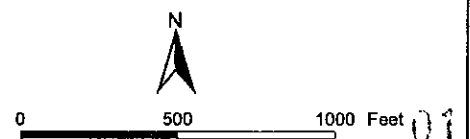


Municipality of Anchorage
Planning Department

Flood Limits

- 100 Year Floodplain
- 500 Year Floodplain
- Floodway

Date: April 18, 2005



**PLANNING DEPARTMENT
STAFF ANALYSIS
CONDITIONAL USE – ALCOHOLIC BEVERAGE SALES**

DATE: June 14, 2005

CASE NO.: 2005-069

APPLICANT: SMG of Alaska, Inc.
dba Alaska Center for the Performing Arts

REPRESENTATIVE: Michael D. White, Esq.
Patton Boggs, LLP

REQUEST: Alcoholic Beverages Conditional Use for a Theatre
Beverage Dispensary License in the B-2A District per
AMC 21.40.150 D.13

LOCATION: Lot 1, Block 52A, Original Townsite Subdivision;
generally located between West Fifth Avenue and West
Sixth Avenue between "G" Street and "F" Street.

STREET ADDRESS: 621 W Sixth Avenue

**COMMUNITY
COUNCIL:** Downtown

TAX PARCEL: 002-101-36-000/ Grid SW 1230

ATTACHMENTS

1. Location Map
2. Departmental Comments
3. Application
4. Posting Affidavit
5. Historical Information

RECOMMENDATION SUMMARY:

Generally meets the required Title 21 standards including AMC 21.50.160, and Title 10.50.

SITE:

Acres: 104,464 SF
Vegetation: none

Zoning: B-2A
Topography: Level
Existing Use: Performing Arts Theatre
Soils: Public Sewer & Water

COMPREHENSIVE PLAN

Classification: Redevelopment/Mixed Use; Major Employment Center
(Anchorage 2020)
Commercial (1982 Anchorage Bowl Comprehensive Plan)
Density: N/A

SURROUNDING AREA

	NORTH	EAST	SOUTH	WEST
Zoning:	B-2A	B-2A	B-2A	B-2B
Land Use:	Commercial	Commercial	Commercial	Commercial

SITE DESCRIPTION AND PROPOSAL:

The subject B-2A property consists of a 104,464 square foot (SF) lot containing the Alaska Center for the Performing Arts and Town Square. Surrounding property are zoned B-2A and B-2B.

The petitioner is asking approval of a new alcoholic beverages conditional use for a new Theatre liquor license in accordance with the Alaska Administrative Code Title 15 Chapter 104.695 for a Theatre - beverage dispensary license. A Theatre license authorizes a beverage dispensary license or a restaurant/eating place license.

The following licenses are located within 1,000 feet of this location: thirty-four (34) beverage dispensary licenses, seventeen (17) restaurant licenses, two (2) brewpub licenses, one (1) package store licenses, and one (1) theatre license.

The Performing Arts Center will offer refreshments before and during scheduled performances and activities. SMG has the management contract with the Municipality of Anchorage to operate the William A. Egan Civic & Convention Center and the PAC including its concession services. There are four different floor levels (street, orchestra, mezzanine and balcony) and numerous lobbies where concessions/bar service can be accommodated including the front Portico and Sky Bridge. All together there is an estimated 19,615 square feet of lobby service area. The points of sale and whether or not alcohol is serviced is determined in conjunction with the management of the ACPA, by the theme of the performance and anticipated demographic. Typical hours of operation vary by performance but are normally one hour prior to the event and occasionally 15-20 minutes during an intermission. They offer a variety of

sweet/salty snacks, bottled soft drinks/water and for some performances a full bar service is available. For the most recent quarter (September 16, 2004 through December 31, 2004) the ratio of food to alcohol was 36% and 64% respectively. All servers having direct contact with alcohol will be TAM trained.

There are no churches or schools within 200 feet of the restaurant. Holy Family Cathedral is located at 800 West Fifth Avenue.

PUBLIC COMMENTS:

Seventy-three (73) public hearing notices (PHNs) were mailed May 10, 2005. At the time this report was written one PHN was returned in support. No response was received from the Downtown Community Council.

FINDINGS

A. Furthers the goals and policies of the Comprehensive Development Plan and conforms to the Comprehensive Development Plan in the manner required by Chapter 21.05.

This subject location is depicted on the Land Use Policy Map of the Anchorage 2020 Comprehensive Plan as being within the Downtown Major Employment Center and Redevelopment/Mixed-Use Area

The Anchorage 2020 Comprehensive Plan does not specifically address the sale of alcoholic beverages in the community. A strategy of the adopted Anchorage 2020 Plan, however, calls for the development of locational standards and criteria for retail sales/service of alcoholic beverages. To date this has not been done.

The Anchorage 2020 Plan (ref. P.40) contains a generalized community vision that advocates "an active learning community with abundant cultural amenities." Several goals of the Anchorage 2020 Plan do address related issues such as recreational and economic opportunities. The sale of alcoholic beverages is part of the social, recreational and economic environment of the community. The Performing Arts Center facility personifies the cultural and entertainment focal point in the downtown area, as well as enhancing the hospitality and tourism industry in Anchorage. Another of the Plan's stated economic development goals are "Business Support and Development: a quality of life and a financial climate that encourages businesses to start up, expand or relocate in Anchorage (p. 41).

Downtown Anchorage, as an employment center, is well defined and compact, and has attained a medium- to high-density office employment of 50 to 75 employees per acre. Mixing supportive retail uses, such as restaurants, branch banks, and shopping, with office development is an important major employment center feature. Workers are within walking distance of these retail uses.

B. Conforms to the standards for that use in this title and regulations promulgated under this title.

This standard is met.

Except for the alcoholic beverages conditional use standards established in AMC 21.50.160, the Assembly has not adopted specific zoning regulations for alcoholic beverage sales. The B-2A Central Business District zoning regulations allows alcoholic beverage sales through the conditional use permit process: AMC 21.40.150 D.13. Liquor stores, restaurants, cafes, and other places serving food or beverages involving the retail sale, dispensing or service of alcoholic beverage. Uses involving the retail sale, dispensing or service of alcoholic beverages may be permitted by conditional use only in accordance with AMC 21.50.160.

C. Will be compatible with existing and planned land uses in the surrounding neighborhood and with the intent of its use district.

This standard is met.

The subject property is in the Downtown Major Employment Center and Redevelopment area: a commercial area that is expected to remain in that land use category for the foreseeable future. In and around this location are found numerous bars, restaurants, offices, retail stores, hotels, commercial businesses and other non-residential uses. Land to the north, south, east are zoned B-2B. To the west, land is zoned B-2A.

AMC 21.50.160.B asks that a list of all alcohol licenses located within a minimum of 1,000 feet of the proposed conditional use be provided. The following licenses are located within 1,000 feet of this location: thirty-four (34) beverage dispensary licenses, seventeen (17) restaurant licenses, two (2) brewpub licenses, one (1) package store licenses, and one (1) theatre license. Approving this theatre – beverage dispensary license will add an additional license for within a 1,000 foot radius.

Name	Address	License Number	Type of License
Yamaya Restaurant	825 W. 6 th Avenue	3728	Restaurant/Eating Place
Wing's n Things	529 I Street	2046	Restaurant/Eating Place
Jass Alley (Closed)	900 W. 5 th Avenue #102	3269	Restaurant/Eating Place
Kaze	930 W. 5 th Avenue	2296	Restaurant/Eating Place
Cyrano's Crepes & Books	413 D Street	2724	Restaurant/Eating Place
D Street Café	427 D Street	3976	Restaurant/Eating Place
Alaska Salmon Chowder House	443 W. 4 th Avenue	3434	Restaurant/Eating Place
Sweet Basil Café	335 E Street	3897	Restaurant/Eating Place
Phyllis Café	436 D Street	3266	Restaurant/Eating Place
China Express	425 W. 5 th Avenue	2925	Restaurant/Eating Place
Uncle Joe's Pizzeria	428 G Street #D	3847	Restaurant/Eating Place
Downtown Deli	525 W. 4 th Avenue	327	Restaurant/Eating Place
Kumagoro	533 W. 4 th Avenue	2276	Restaurant/Eating Place
Sacks Café & Restaurant	328 G Street	3977	Restaurant/Eating Place
Marx Bros Café	627 W. 3 rd Avenue	1422	Restaurant/Eating Place
Cilantros	611 West 9 th Avenue	4275	Restaurant/Eating Place
Cilantros	611 West 9 th Avenue	3908	Restaurant/Eating Place
The Alley	900 W. 5 th Avenue #102	4163	Beverage Dispensary
La Mex Too	901 W. 6 th Avenue	636	Beverage Dispensary
La Mex Too	901 W. 6 th Avenue	2009	Beverage Dispensary

Upstairs			Duplicate
Crow's Nest/ Captain Cook Hotel	939 W. 5 th Avenue	290	Beverage Dispensary
Fletcher's Captain Cook Hotel	939 W. 5 th Avenue Tower 3	2290	Beverage Dispensary
Quarterdeck Captain Cook Hotel	939 W. 5 th Avenue Tower 1	932	Beverage Dispensary
Whale's Tail Captain Cook Hotel	939 W. 5 th Avenue Tower 1	1224	Beverage Dispensary
Anchorage Marriott Hotel	820 W. 7 th Avenue	3945	Beverage Dispensary Tourism
Soltice Cafe	720 W. 5 th Avenue	847	Beverage Dispensary
Sullivan's @ 5 th Avenue Mall	320 W. 5 th Avenue Unit C100	3412	Beverage Dispensary
Avenue Bar, The	338 W. 4 th Avenue	1184	Beverage Dispensary
Panhandle Bar	312 W. 4 th Avenue	825	Beverage Dispensary
El Rancho Grande	333 Fourth Avenue	4182	Beverage Dispensary
Club Paris	417 W. 5 th Avenue	258	Beverage Dispensary
William A. Egan Civic & Convention Center	555 W. 5 th Avenue	3234	Beverage Dispensary
Ginza Restaurant	712 W. 4 th Avenue	3607	Beverage Dispensary
Rumrunner's Old Town Bar & Grill	415 E Street	4157	Beverage Dispensary
Rumrunners Old Towne Bar	415 E Street	3189	Beverage Dispensary
Darwin's Theory	426 G Street	987	Beverage Dispensary
4 th Avenue Theatre	630 W. 4 th Avenue	3518	Beverage Dispensary
Glacier Brew House	737 W. 5 th Avenue #110	3978	Beverage Dispensary
Restaurante'	737 W. 5 th Avenue	4012	Beverage Dispensary

Orso			Duplicate
515 Club	515 W. 4 th Avenue	398	Beverage Dispensary
F Street Station	325 F Street	762	Beverage Dispensary
Pioneer Club	739 W. 4 th Avenue	866	Beverage Dispensary
Bruins	500 W. 3 rd Avenue	1043	Beverage Dispensary
Chartroom, The	500 W. 3 rd Avenue	1414	Beverage Dispensary
Top of the World	500 W. 3 rd Avenue	1157	Beverage Dispensary
Gaslight Lounge	721 W. 4 th Avenue	437	Beverage Dispensary
Wood Shed, The	535 West 3 rd Avenue	4231	Beverage Dispensary
Wood Shed, The	535 West 3 rd Avenue	1244	Beverage Dispensary
Clarion Suites Hotel	325 W. 8 th Avenue	3851	Beverage Dispensary
Humpy's Great Alaskan Alehouse	610 W. 6 th Avenue	3427	Beverage Dispensary
Subzero	612 F Street	4261	Beverage Dispensary
Glacier Brew House	737 W. 5 th Avenue #110	3985	Brewpub
Orso Ristorante	737 W. 5 th Avenue #540	4258	Brewpub
Downtown Wine & Spirits	930 W. 5 th Avenue	3322	Package Store
Glacial Reflections Fine Cater	621 W. 6 th Avenue	3852	Theatre License (PAC)

D. Will not have a permanent negative impact on the items listed below substantially greater than that anticipated from permitted development:

1. Pedestrian and vehicular traffic circulation and safety.

This standard may be met.

The petition site is located in the Downtown and is zoned B-2A, which has no parking requirement. Parking garages and public surface parking lots are available in the surrounding area. There

is an established system of sidewalks on both sides of the streets in the Downtown area. Public Transit is available.

2. The demand for and availability of public services and facilities. This standard is met.

The site is served with public water and sewer.

3. Noise, air, water, or other forms of environmental pollution. This standard is met.

A Theatre license will not cause any environmental pollution.

4. The maintenance of compatible and efficient development patterns and land use intensities.

This standard is met.

The zoning, land use and the general area land use will not change as a result of this conditional use permit for a restaurant/eating place.

Standards Chapter 10.50 Alcoholic Beverages

In the exercise of its powers and under AS 04.11.480 and 15 AAC 104.145 to protest issue, renewal and transfer or alcoholic beverage licenses within the Municipality of Anchorage, the Assembly shall consider whether the proposed license meets each and every factor and standard set forth below

A. Concentration and land use. Whether transfer of location or issue of the requested license will negatively impact the community through an increase in the concentration of uses involving the sale or service of alcoholic beverages within the area affected and will conform to the separate standards of AMC 21.50.020.

See table and narrative on page 5 for other alcohol licenses within 1,000 feet of this application.

The issuance of another conditional use for a Theatre Beverage Dispensary License will not adversely impact the immediate area or surrounding uses.

B. Training. If application is made for issue, renewal or transfer of a beverage dispensary license, restaurant or eating place license, or

package store license, whether the applicant can demonstrate prospective or continued compliance with a Liquor "Server Awareness Training Program approved by the State of Alaska alcoholic Beverage Control Board, such as or similar to the program for techniques in alcohol management (T.A.M.). Until such plan is approved, training by a licensee's employees in the T.A.M. shall constitute compliance with this ordinance.

This standard is met.

The applicant states that all employees involved in the dispensing of alcoholic beverages, all managers and assistant managers and the owners of the restaurant will be trained in accordance with the T.A.M. training and hold the appropriate certificates.

- C. Operations procedures. If application is made for issue, renewal or transfer of a license, whether the applicant can demonstrate prospective or continued compliance with operations procedures for licensed premises set forth in Section 10.50.035 of this code.**

This standard is met.

This conditional use application is for an alcoholic beverages conditional use in the B-2A District for a Theatre Beverage Dispensary License use.

AMC 10.50.035 sets forth that persons seeking the issue or transfer of a license shall comply with restrictions regarding happy hours, games or contests involving the consumption of alcohol, public transportation, notice of penalties, availability of nonalcoholic drinks, compliance determination with techniques in alcohol management (T.A.M.), solicitation of purchase of alcoholic beverages for consumption by employees, and warning signs. The petitioner has stipulated in his application that he will abide by requirements of AMC 10.50.035.

- D. Public safety. When application is made for the renewal or transfer of location or transfer of ownership of a beverage dispensary license restaurant or eating place license, or package store license, the Assembly shall consider whether the operator can demonstrate the ability to maintain order and prevent unlawful conduct in licensed premises. In determining the operator's demonstrated ability to maintain order and prevent unlawful conduct, the Assembly may consider police reports, testimony presented before the Assembly, written comments submitted prior to or during the public hearing, or other evidence deemed to be reliable and relevant to the purpose**

of this subsection. For purposes of this section and Section 10.50.035 "licensed premises" shall include any adjacent area under the control or management of the licensee.

This standard appears to be met.

The Anchorage Police Department reported one liquor related incident occurring at this site within the last two years involving a high school student attending a dance at the PAC. A principal detected alcohol on one of the students. There are other incidents the Police responded to but none involved liquor violations.

- E. Payment of taxes and debts. When application is made for renewal of a license the assembly shall consider, pursuant to AS 4.11.330, whether the applicant is delinquent in payment of taxes owed to the Municipality. When application is made for transfer of ownership of a license the Assembly shall consider, pursuant to AS 4.11.360, whether the municipality has received either payment or adequate security, for the payment of any debts or taxes, including any estimated taxes for the current year, arising from the conduct of the licensed business. Adequate security for the payment of debts and taxes may be in the form of: 1) escrowed funds sufficient to pay the debts and taxes claimed and any escrow fees; 2) actual payment of debts and taxes claimed; or, 3) a guarantee agreement in accordance AMC 10.50.030. Any guarantee agreement shall be in writing, signed by the transferor, transferee and Municipality**

Treasury reviewed the subject property for real property taxes or business personal taxes, and found no outstanding taxes on this application.

- F. Public health. If application is made for the renewal or transfer of location or transfer of ownership of a license, the Assembly shall consider whether the operator has engaged in a pattern of practices injurious to public health or safety such as providing alcohol to minors or intoxicated persons, committing serious violations of State law relevant to public health or safety, or other actions within the knowledge and control of the operator which place the public health or safety at risk. In determining if a pattern of practices injurious to public health or safety exists, the Assembly may consider criminal convictions, credible proof of illegal activity even if not prosecuted, police reports, testimony presented before the Assembly, written comments submitted prior to or during the public**

hearing, or other evidence deemed to be reliable and relevant to the purpose of this subsection.

The Department of Health and Human Services did not provide any comment on this case at the time this report is written.

- G. Municipality of Anchorage Alcoholic Beverage Licensee Compliance Form.** In order to determine whether applicants seeking issue, renewal or transfer of alcoholic beverage licenses have complied with the provisions of this chapter, applicants shall, at the request of the Assembly, submit to the municipal clerk such information as is required on a municipal form prepared by the municipal clerk known as the Municipality of Anchorage Alcoholic Beverage Licensee Compliance Form. Upon request, operators shall also provide the municipal clerk with certificates from all current employees demonstrating that those employees have successfully completed a "Liquor Service Awareness Training Program" such as the program for techniques in alcohol management (T.A.M.) as approved by the State of Alaska Alcoholic Beverage Control Board.

This form was not requested of this applicant.

RECOMMENDATION:

This application for a final conditional use for alcoholic beverages in the B-2A District for a Theatre License use generally meets the required standards of Title 21 and Title 10, and AMC 21.50.160.

If after a public hearing on the matter, the Anchorage Assembly finds that the required standards have been met, staff the following conditions of approval:

1. A notice of Zoning Action shall be filed with the District Records Office within 120 days of the Alcoholic Beverage Control Board's approval of the license.
2. All uses shall conform to the plans and narrative submitted.
3. This conditional use approval is for an Alcoholic Beverages Conditional Use for a Theatre Beverage Dispensary License in the B-2A District for Alaska Center for the Performing Arts. Refreshments, including alcohol, will be offered before and during scheduled performances and activities only in designated lobby areas. There are four different floor levels (street, orchestra, mezzanine and balcony) and numerous lobbies where concessions/bar service can be accommodated including the front

Portico and Sky Bridge. All together there is an estimated 19,615 square feet of lobby service area. The points of sale and whether or not alcohol is serviced is determined in conjunction with the management of the ACPA, by the theme of the performance and anticipated demographic. Typical hours of operation vary by performance but are normally one hour prior to the event and occasionally 15-20 minutes during an intermission. They offer a variety of sweet/salty snacks, bottled soft drinks/water and for some performances a full bar service is available. For the most recent quarter (September 16, 2004 through December 31, 2004) the ratio of food to alcohol was 36% and 64% respectively. All servers having direct contact with alcohol will be TAM trained.

4. Upon demand the applicant shall demonstrate compliance with a liquor "Server Awareness Training Program approved by the State of Alaska alcoholic Beverage Control Board, such as or similar to the program for techniques in alcohol management (T.A.M.).
5. The use of the property by any person for the permitted purposes 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 sale, dispensing, service and consumption of alcoholic beverages and the storage, preparation, sale, service and consumption of food. The owner of the property, the licensee under the Alcoholic Beverage Control license and their officers, agents and employees shall not knowingly permit or negligently fail to prevent the occurrence of illegal activity on the property.
6. The 19, 615 square feet of lobby area is depicted on floor plans submitted with the application identified as the Lorene Harrison Lobby Street level, Orchestra Level, Mezzanine Level and Balcony Level Floor Plan Layout, and the Carr-Gottstein Street, Orchestra and Mezzanine Levels. A sky bridge connects the PAC with the William A. Egan Civic & Convention Center. These drawings have no scale or title block and are not dated.
7. A copy of the conditions imposed by the Assembly in connection with this conditional use approval shall be maintained on the premise at a location visible to the public

Alcohol Extract from List Report

Case Number: 2005-069

Description: 1000' alcohol list

Parcel Business Name	Parcel Owner Name Applicant Name	Parcel Owner Address Business Address	City Lic. Number	State Lic. Zone	Zip Lic. Type
00103404000 Yamaya Restaurant	YAMADA MASAHIKE & KAZUKO Yamada, Masahide & Kazuko	4100 NORTH STAR STREET 825 W. 6th Ave.	ANCHORAGE 3728	AK B2B	99504 Restaurant/Eating Place
00103407000 Wing's 'n Things	CONNELLY JOSEPH M & TERESA Wings	529 I STREET 529 I St.	ANCHORAGE 2046	AK B2B	99501 Restaurant/Eating Place
00103462000 Alley, The	FIFTH AVENUE BUILDING LLC Wallace, Dale	1007 W 3RD AVENUE SUITE 201 900 W. 5th Ave. #102	ANCHORAGE 4163	AK B2B	99501 Beverage Dispensary
00103462000 Jass Alley (CLOSED)	FIFTH AVENUE BUILDING LLC McLeod, Marilyn	1007 W 3RD AVENUE SUITE 201 900 W. 5th Ave. #102	ANCHORAGE 3269	AK B2B	99501 Restaurant/Eating Place
00103463000 La Mex Too	LA MEXICANA INC La Mexicana, Inc.	PO BOX 92480 901 W. 6th Ave.	ANCHORAGE 636	AK B2B	99509 Beverage Dispensary
00103463000 La Mex Too Upstairs	LA MEXICANA INC La Mexicana, Inc.	PO BOX 92480 901 W. 6th Ave.	ANCHORAGE 2009	AK B2B	99509 Beverage Dispensary Dup
00103464000 Downtown Wine & Spirits	ALASKA LABORERS BLDG CORP Brown Jug, Inc.	2501 COMMERCIAL DR 930 W. 5th Ave.	ANCHORAGE 3322	AK B2B	99501 Package Store
00103464000 Kaze	ALASKA LABORERS BLDG CORP Ohyama, Takaharu	2501 COMMERCIAL DR 930 W. 5th Ave.	ANCHORAGE 2296	AK B2B	99501 Restaurant/Eating Place
00103466000 Crow's Nest/Captain Cook Hotel	HICKEL INVESTMENT CO Hickel Investment Co.	PO BOX 101700 939 W. 5th Ave.	ANCHORAGE 290	AK B2B	99510 Beverage Dispensary
00103466000 Fletcher's/Captain Cook Hotel	HICKEL INVESTMENT CO Hickel Investment Co	PO BOX 101700 939 W. 5th Ave.-Tower 3	ANCHORAGE 2290	AK B2B	99510 Beverage Dispensary
00103466000 Quarterdeck/Captain Cook Hotel	HICKEL INVESTMENT CO Hickel Investment Co.	PO BOX 101700 939 W. 5th Ave.-Tower 1	ANCHORAGE 932	AK B2B	99510 Beverage Dispensary
00103466000 Whale's Tail/Captain Cook Hote	HICKEL INVESTMENT CO Hickel Investment Co.	PO BOX 101700 939 W. 5th Ave.-Tower 1	ANCHORAGE 1224	AK B2B	99510 Beverage Dispensary

Parcel Business Name	Parcel Owner Name - Applicant Name	Parcel Owner Address Business Address	City	State Lic. Zone	Zip
---	---	---	---	---	---
00105455000 Anchorage Marriott Hotel	COLUMBIA PROPERTIES Columbia Properties Anchorage	207 GRANDVIEW DRIVE 820 W. 7th Ave.	FORT MITCHEL 3945	KY B2B	41017 Beverage Dispensary Tour
00210125000 Solstice Café	ANCHORAGE HOTEL ASSOCIATES Westmark Hotels, Inc.	300 ELLIOTT AVENUE W 720 W. 5th Ave.	SEATTLE 847	WA B2B	98119 Beverage Dispensary
00210136000 Glacial Reflections Fine Cater	MOA Hotel 4th Ave, The	PO BOX 196650 621 W. 6th Ave.	ANCHORAGE 3852	AK B2A	99519 Theater License (PAC)
00210242000 Sullivan's(@ 5th Avenue Mall)	NORTHWESTERN SIMON INC PKG, Inc./Sullivans of Alaska	PO BOX 6120 320 W. 5th Ave. Unit C100	INDIANAPOLIS 3412	IN B2A	46206 Beverage Dispensary
00210321000 Cyrano's Crepes & Books	LOUSSAC BUILDING JOINT VENTURE Jerry Harper	413 D STREET 413 D St.	ANCHORAGE 2724	AK B2A	99501 Restaurant/Eating Place
00210322000 Avenue Bar, The	PATTEE JOHN J.G. Pattee, Inc.	338 W 4TH AVENUE 338 W. 4th Ave.	ANCHORAGE 1184	AK B2A	99501 Beverage Dispensary
00210329000 Panhandle Bar	TURF NEWS-LUNCH INC Panhandle, Inc.	HC 34 BOX 2434 312 W. 4th Ave.	WASILLA 825	AK B2A	99654 Beverage Dispensary
00210350000 D Street Café	LOUSSAC-SOIGN LTD PARTNERSHIP Misallati, Norie	480 W TUDOR ROAD 427 D St.	ANCHORAGE 3976	AK B2A	99503 Restaurant/Eating Place
00210415000 El Rancho Grande	JRW VENTURES 76.82% & WINDWAR Francisco Barayas	411 W 4TH AVENUE SUITE 200 333 Fourth Avenue, Ste	ANCHORAGE 4182	AK B2B	99501 Beverage Dispensary
00210419000 Alaska Salmon Chowder House	BUZZ ROHLFING INC Choi, Wae	315 E STREET 443 W. 4th Ave.	ANCHORAGE 3434	AK B2B	99501 Restaurant/Eating Place
00210419000 Sweet Basil Café	BUZZ ROHLFING INC Buba, Inc.	315 E STREET 335 E St.	ANCHORAGE 3897	AK B2B	99501 Restaurant/Eating Place
00210501000 Phyllis' Cafe	TSAKRES JOHN/TRUST Letourneau, R.E. & P.E.	101 W 36TH AVENUE #419 436 D St.	ANCHORAGE 3266	AK B2A	99503 Restaurant/Eating Place
00210504000 Club Paris	MOMA SHEILA D & H & T, Inc.	417 W 5TH AVENUE 417 W. 5th Ave.	ANCHORAGE 258	AK B2A	99501 Beverage Dispensary
00210506000 China Express	LUPINE COMMERCIAL COMPANY & Kim, Jong K.	1403 P STREET 425 W. 5th Ave.	ANCHORAGE 2925	AK B2A	99501 Restaurant/Eating Place

<u>Parcel</u> <u>Business Name</u>	<u>Parcel Owner Name</u> <u>Applicant Name</u>	<u>Parcel Owner Address</u> <u>Business Address</u>	<u>City</u> <u>Lic. Number</u>	<u>State</u> <u>Lic. Zone</u>	<u>Zip</u> <u>Lic. Type</u>
002105090000 William A. Egan Civic & Conven	MOA SMG of Alaska, Inc.	PO BOX 196650 555 W. 5th Ave.	ANCHORAGE 3234	AK B2A	99519 Beverage Dispensary
002105260000 Ginza Restaurant	CHEN TOM & MING TZE Chen, Tom & Ming Tze	712 W 4TH AVENUE 712 W. 4th Ave.	ANCHORAGE 3607	AK B2B	99501 Beverage Dispensary
002105400000 Rumrunner's Old Towne Bar & Gr	NEUMANN ROBERT G & CAROLYN F Grizzly	1433 W 13TH AVENUE 415 "E" Street	ANCHORAGE 4157	AK B2A	99501 Beverage Dispensary
002105400000 Runrunners Old Towne Bar	NEUMANN ROBERT G & CAROLYN F Grizzly	1433 W 13TH AVENUE 415 E St.	ANCHORAGE 3189	AK B2A	99501 Beverage Dispensary
002105500000 Darwin's Theory	BIWER DARWIN A JR Darwin's Theory, Inc.	426 G STREET 426 G St.	ANCHORAGE 987	AK B2B	99501 Beverage Dispensary
002105520000 Uncle Joe's Pizzeria	ACREE ROBERT B U.J. Alaska, Inc.	903 W NORTHERN LIGHTS #210 428 G St., #D	ANCHORAGE 3847	AK B2B	99503 Restaurant/Eating Place
002105540000 4th Avenue Theatre, Inc.	IDITAROD PROPERTIES INC Fourth Avenue Theatre, Inc.	630 W 4TH AVENUE #300 630 W. 4th Ave.	ANCHORAGE 3518	AK B2A	99501 Beverage Dispensary
002105630000 Glacier Brew House	737 WEST FIFTH AVENUE LLC Brews Brothers, LLC, The	PO BOX 241826 737 W. 5th Ave. #110	ANCHORAGE 3978	AK B2B	99524 Beverage Dispensary
002105630000 Glacier Brew House, The	737 WEST FIFTH AVENUE LLC Brews Brothers, The LLC	PO BOX 241826 737 W. 5th Ave. #110	ANCHORAGE 3985	AK B2B	99524 Brewpub
002105630000 Orso Ristorante	737 WEST FIFTH AVENUE LLC The Brews Brothers LLC	PO BOX 241826 737 West 5th Ave Ste 540	ANCHORAGE 4258	AK B2B	99524 Brewpub
002105630000 Restaurante' Orso	737 WEST FIFTH AVENUE LLC The Brews Brothers, LLC	PO BOX 241826 737 W. 5th Ave.	ANCHORAGE 4012	AK B2B	99524 Beverage Dispensary Dup
002106020000 515 Club	DOWNTOWN INVESTMENTS CO Clark & Eddy, Inc.	1146 S STREET 515 W. 4th Ave.	ANCHORAGE 398	AK B2B	99501 Beverage Dispensary
002106050000 Downtown Deli	DOWNTOWN INVESTMENTS CO Downtown Deli, Inc.	1146 S STREET 525 W. 4th Ave.	ANCHORAGE 327	AK B2B	99501 Restaurant/Eating Place
002106070000 Kumagoro	TAMAKI ITSURO Tamaki, Inc.	2900 PELICAN DR 533 W. 4th Ave.	ANCHORAGE 2276	AK B2B	99515 Restaurant/Eating Place

<u>Parcel</u> Business Name	<u>Parcel Owner Name</u> Applicant Name	<u>Parcel Owner Address</u> Business Address	<u>City</u> Lic. Number	<u>State</u> Lic. Zone	<u>Zip</u> Lic. Type
00210609000 F Street Station	CROSSROADS LTD PARTNERSHIP Station, Inc.	1041 W 25TH AVENUE 325 F St.	ANCHORAGE 762	AK B2B	99503 Beverage Dispensary
00210617000 Pioneer Club	OLDTIMERS INC Old Times, Inc.	739 W 4TH AVE 739 W. 4th Ave.	ANCHORAGE 866	AK B2B	99501 Beverage Dispensary
00210625000 Bootleggers Cove	HILTON MD FINANCE COMPANY Hilton Hotels, Corp.	500 W 3RD AVENUE 500 W. 3rd Ave.	ANCHORAGE 152	AK B2B	99501 Package Store Tourist
00210625000 Bruins	HILTON MD FINANCE COMPANY Hilton Hotels, Corp.	500 W 3RD AVENUE 500 W. 3rd Ave.	ANCHORAGE 1043	AK B2B	99501 Beverage Dispensary
00210625000 Chartroom, The	HILTON MD FINANCE COMPANY Hilton Hotels, Corp.	500 W 3RD AVENUE 500 W. 3rd Ave.	ANCHORAGE 1414	AK B2B	99501 Beverage Dispensary Dup
00210625000 Top Of The World	HILTON MD FINANCE COMPANY Hilton Hotels, Corp.	500 W 3RD AVENUE 500 W. 3rd Ave.	ANCHORAGE 1157	AK B2B	99501 Beverage Dispensary Dup
00210626000 Gaslight Lounge	MAC'S INC Gaslight Lounge, Inc.	3209 DENALI STREET 2ND FLOO 721 W. 4th Ave.	ANCHORAGE 437	AK B2B	99503 Beverage Dispensary
00210627000 Sacks Café & Restaurant	3 D INVESTMENTS INC Sacks Restaurant, LLC	340 G STREET #201 328 G St.	ANCHORAGE 3977	AK B2B	99501 Restaurant/Eating Place
00210708000 The Wood Shed	CORDOVA DEVELOPMENT CO INC John Perry	PO BOX 101039 535 West 3rd Avenue	ANCHORAGE 4231	AK B2C	99510 Beverage Dispensary
00210708000 Woodshed, The	CORDOVA DEVELOPMENT CO INC UPE, Inc.	PO BOX 101039 535 W. 3rd Ave.	ANCHORAGE 1244	AK B2C	99510 Beverage Dispensary
00210712000 Marx Bros Cafe	BAND OF RENOWN ENTERPRISES IN Band of Renown Ent. Inc.	627 W 3RD AVE 627 W. 3rd Ave.	ANCHORAGE 1422	AK B2C	99501 Restaurant/Eating Place
00211288000 Clarion Suites Hotel/Choice	CHENEGA LODGING LLC Chenega Hotel Management, LLC	4000 OLD SEWARD HWY #101 325 W. 8th Ave.	ANCHORAGE 3851	AK B2C	99503 Beverage Dispensary Tour
00211309000 Cilantro's	PORTER N CLAIRBORNE JR & Veronica Aragon	1834 STANFORD DRIVE 611 West 9th Ave	ANCHORAGE 4275	AK B2C	99508 Restaurant/Eating Place
00211309000 Cilantro's	PORTER N CLAIRBORNE JR & Escalante, Jorge A.	1834 STANFORD DRIVE 611 W. 9th Ave.	ANCHORAGE 3908	AK B2C	99508 Restaurant/Eating Place

<u>Parcel</u> <u>---</u> <u>---</u> <u>---</u>	<u>Parcel</u> <u>Owner</u> <u>Name</u> <u>-</u>	<u>Parcel</u> <u>Owner</u> <u>Address</u>	<u>City</u> <u>---</u> <u>---</u>	<u>State</u> <u>---</u> <u>---</u>	<u>Zip</u> <u>---</u> <u>---</u>
<u>Business Name</u>	<u>Applicant Name</u>	<u>Business Address</u>	<u>Lic. Number</u>	<u>Lic. Zone</u>	<u>Lic. Type</u>
00211375000	PASSERINE L A &	520 W 6TH AVENUE	ANCHORAGE	AK	99501
Humpy's Great Alaskan Alehouse	Hook, Line & Sinker, Inc.	610 W. 6th Ave.	3427	B2A	Beverage Dispensary
00211376000	PIONEERS OF ALASKA	PO BOX 190787	ANCHORAGE	AK	99519
Subzero	Hook Line & Sinker	612 "F" Street	4261	B2A	Beverage Dispensary

1000 ft alcohol licenses

Tue Apr 19, 12:06:02, 2005

Map: Parcels--Basic Layers



Scale 1:8000

Legend:

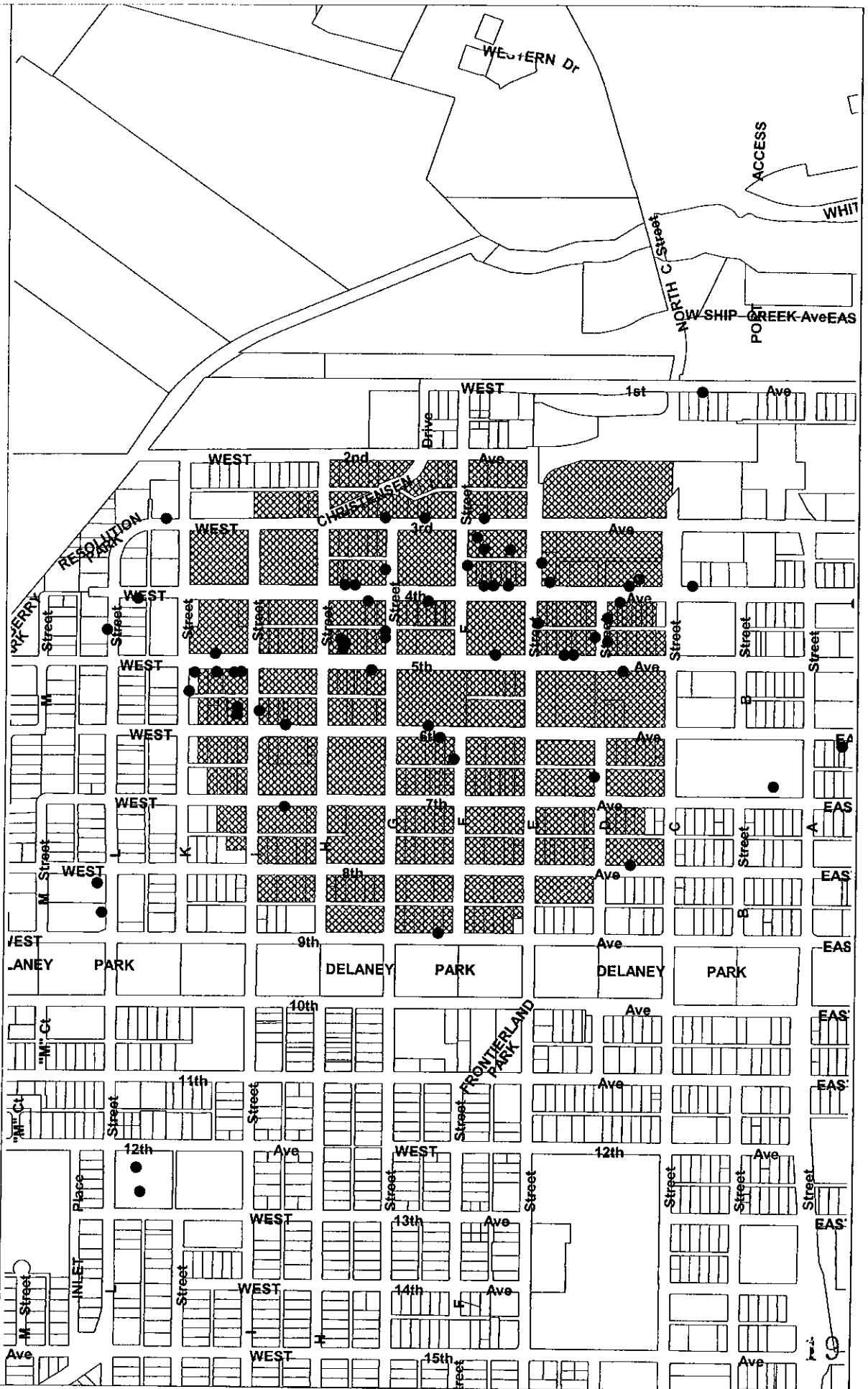
Txt STRNAME_BI_DIR



ALCOHOL

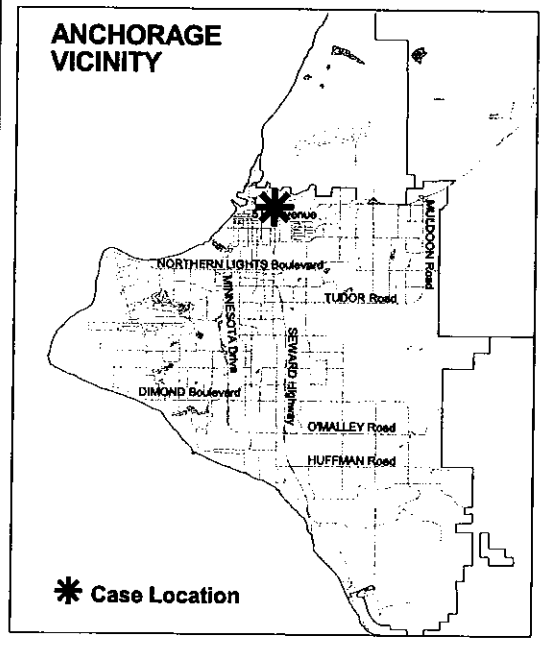
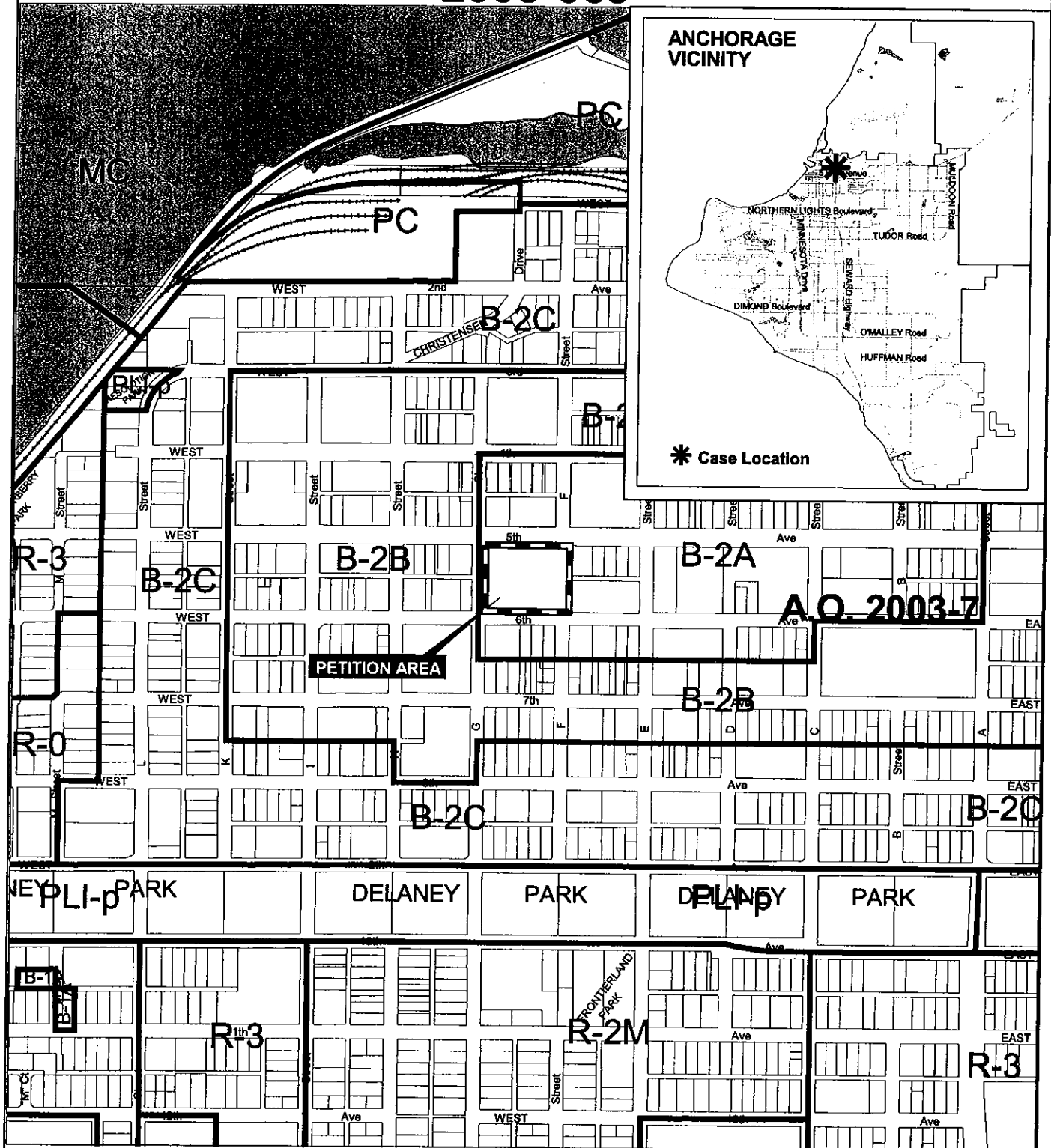


PARCELS



CONDITIONAL USE-ALCOHOL

2005-069



Municipality of Anchorage
Planning Department

Flood Limits

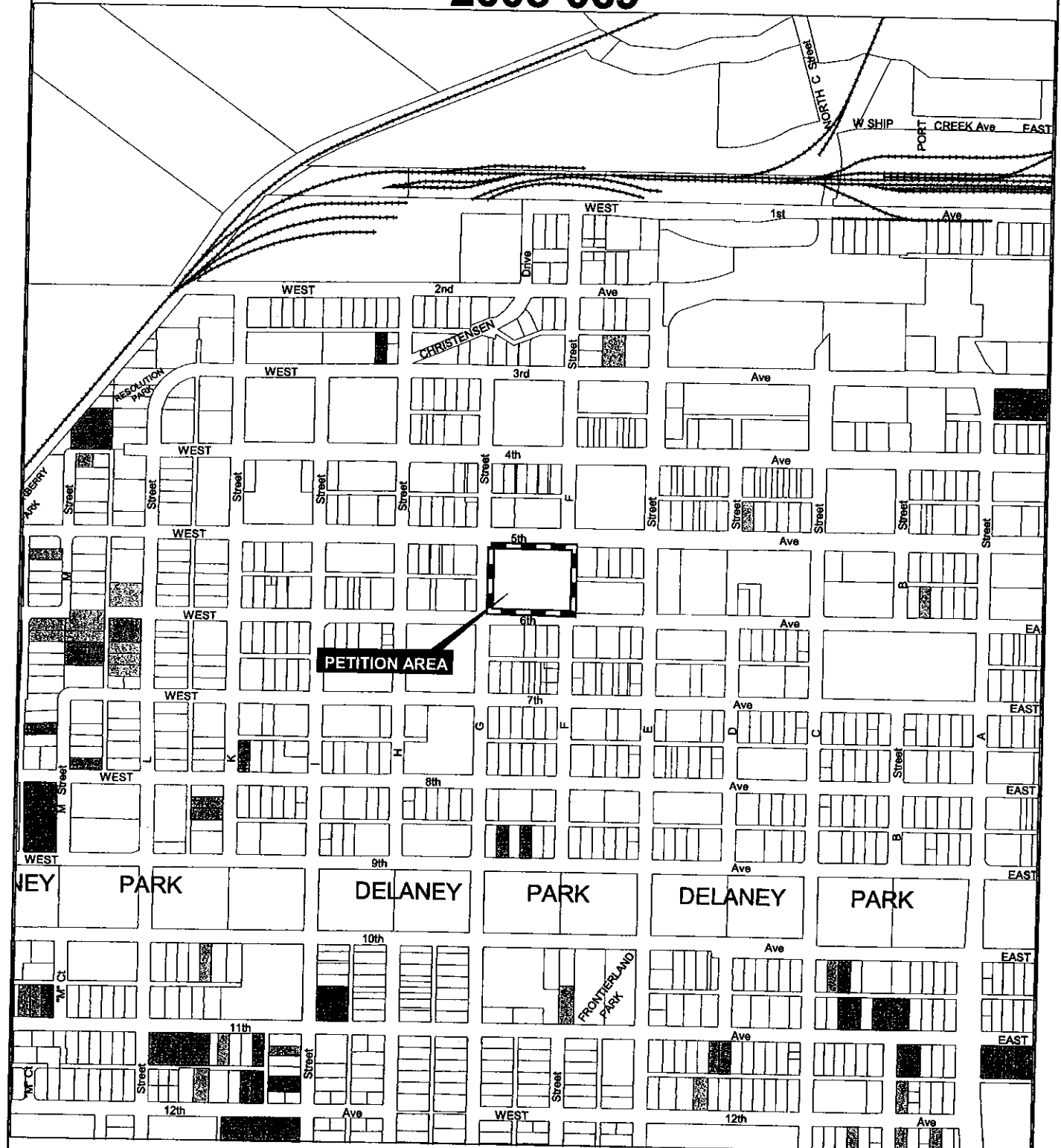
- 100 Year Floodplain
- 500 Year Floodplain
- Floodway

Date: April 18, 2005



CONDITIONAL USE-ALCOHOL

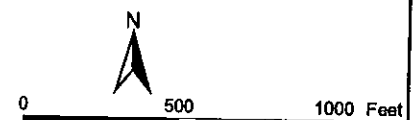
2005-069



Municipality of Anchorage
Planning Department

Date: April 15, 2005

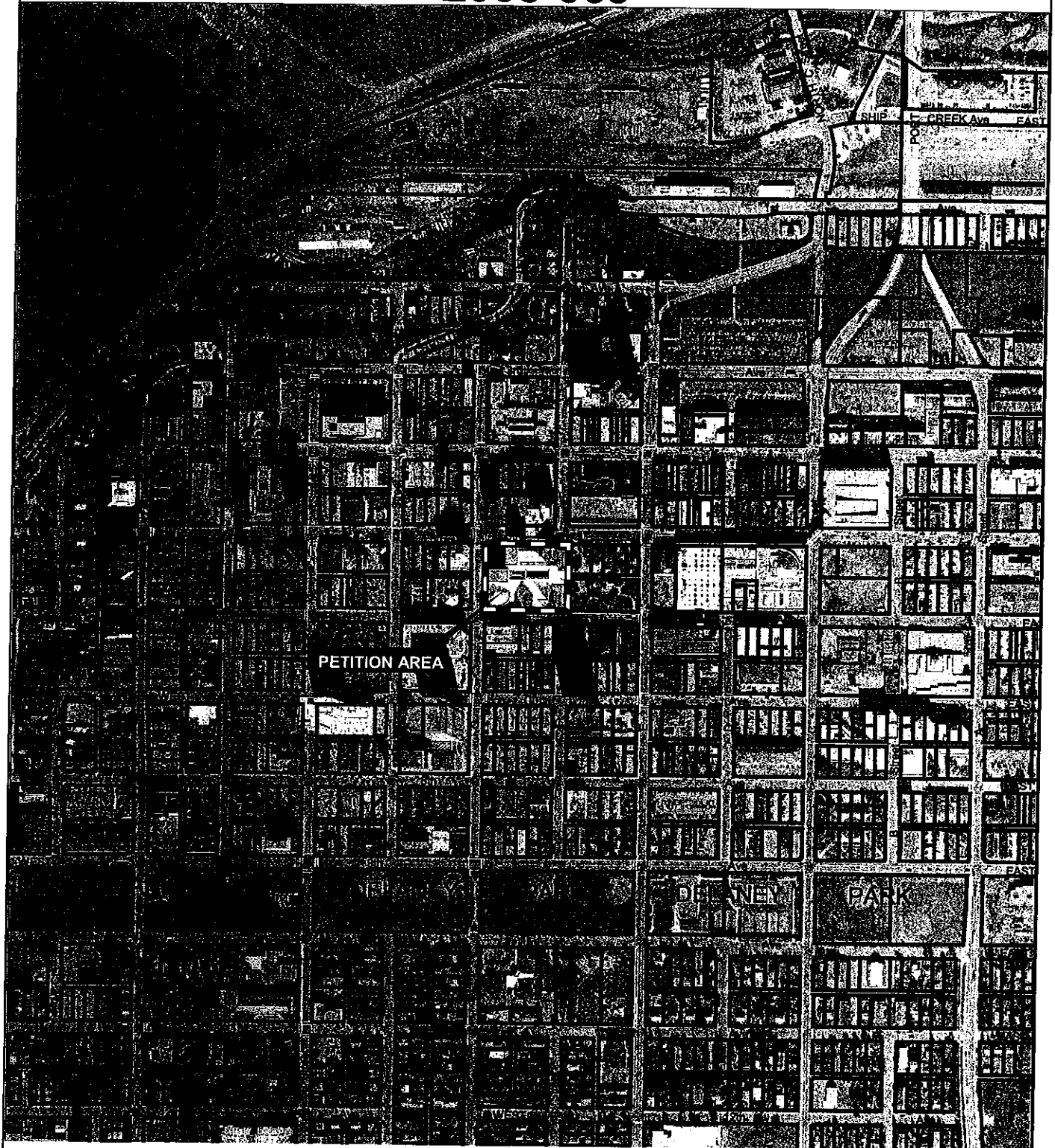
-  Single Family Detached
-  Single Family Attached, Duplex
-  Mobile home
-  Multi - Family 3 & 4 Plex
-  Multi - Family 5+



Source: Housing Stock based on 1998 Land Use Inventory
Planning Department, MOA

CONDITIONAL USE-ALCOHOL

2005-069



Municipality of Anchorage
Planning Department

Date: April 15, 2005



Date of Aerial Photography: 2001

Reviewing Agency Comment Summary

Case No.: 2005-069

Agency	Comments Included in Packet	No Comments and/or Objections	No Response
Administrative Services			
Legal Affairs			
Human Resources			
Information Systems		X	
Investigative Services	X		
Public Affairs		X	
Records Management			
Security Services			
Training			
Community Relations			
Crime Prevention			
Legal Research		X	
Media			
On-Site Services		X	
Officer Recruitment			
Recruitment			
Physical Training			
Public Affairs			
Public Affairs			
Public Affairs		X	
Security Services			
Security Services		X	
Training	X		
Training		X	

To: Planning/Zoning Rich Car...

RECEIVED

MAY 13 2005

POLICE DEPARTMENT CHECK LIST
FOR INVESTIGATION OF LICENSED LIQUOR ESTABLISHMENTS

MUNICIPALITY OF ANCHORAGE
PLANNING & ZONING DIVISION

2005-069

1. Criminal History in Local Police Files? YES NO UNK
{Circle which applies}
2. Incidents occurring within two years prior to the date of the liquor license application.

Type of Incident	Number of Incidents
Alcohol Violation	1
Non-Liquor	See Attached

OLD BUSINESS NAME

OLD LOCATION

William A. Egan and
Civic Convention Center

621 West 6th Avenue

BUSINESS NAME

LOCATION

SMG of Alaska, Inc.

None

NAME OF APPLICANT (S)

CURRENT LICENSEE (S)

☒ New Business

☒ Theatre License/Beverage

Dispensary of License 4455

☐ New Business

☐ Transfer of Ownership

☐ Corporate Stock Transfer Only

☐ Transfer of Location

THIS INFORMATION IS PROVIDED FOR EVALUATION BY THE ASSEMBLY IN CONSIDERATION OF APPLICATIONS FOR LICENSING.

05.10.05
DATE

LT G. Gilliam, 
for CHIEF OF POLICE

Prepared on 05.10.05 by sjb 1231

William A. Egan And Civic Convention Center

621 West 6th Avenue

Summary

Type	Case #	Date	Call Initiated By	Summary
Alcohol Violation	05-1154	01.08.05	Citizen	West High students having a dance at PAC. Principal detected alcohol on one of the students. Student cited for Minor Consuming Alcohol 1 st Degree.

-----Non-Liquor -----

There is no summary report for the following calls for service because they are not Liquor Violations. These incident (s) have occurred either inside, near, in front, or to the rear of the license premises.

Number of Incidents	Police Report Number	Type of Call
1	04-19713	Disturbance
1	04-26157	Graffiti
1	04-27412	Vandalism
2	04-28849,40332	Found Property
1	04-39893	Theft
1	04-58974	Warrant

MUNICIPALITY OF ANCHORAGE
Anchorage Water & Wastewater Utility

MEMORANDUM

RECEIVED
APR 20 2005
MUNICIPALITY OF ANCHORAGE
PLANNING & ZONING DIVISION

DATE: April 20, 2005
TO: Zoning and Platting Division, OPDPW
FROM: Hallie Stewart, Engineering Technician, AWWU *H Stewart*
SUBJECT: Planning & Zoning Commission Public hearing June 14, 2005
AGENCY COMMENTS DUE May 17, 2005

AWWU has reviewed the case material and has the following comments.

05-069 Original Townsite, Block 52A, Lot 1 (conditional use) Grid 1230

1. AWWU water and sanitary sewer mains are available to the referenced lot.
2. AWWU has no objection to the proposed conditional use to permit the sales, dispensing, or service of alcoholic beverages in the B-2A central business district- core.


If you have any questions, please call me at 343-8009.

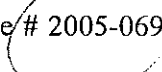
Municipality of Anchorage
Treasury Division
Memorandum

RECEIVED

APR 26 2005

MUNICIPALITY OF ANCHORAGE
PLANNING & ZONING DIVISION

Date: April 25, 2005
To: Rich Cartier, Planning Dept.
From: Sam Myers, Revenue Officer 
Subject: Liquor License Conditional Use Comments

Liquor License Conditional Use Application Case # 2005-069 SMG of Alaska, INC. has been received and reviewed. 

I find no outstanding taxes on this application, and no reason for not approving it.

STATE OF ALASKA

DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES

CENTRAL REGION - PLANNING

FRANK H. MURKOWSKI, GOVERNOR

4111 AVIATION AVENUE
P.O. BOX 196900
ANCHORAGE, ALASKA 99519-6900
(907) 269-0520 (FAX 269-0521)
(TTY 269-0473)

RECEIVED

MAY 18 2005

May 16, 2005

RE: Zoning Case Review

**MUNICIPALITY OF ANCHORAGE
PLANNING & ZONING DIVISION**

Jerry Weaver, Platting Officer
Planning and Development
Municipality of Anchorage
P.O. Box 196650
Anchorage, Alaska 99519-6650

Dear Mr. Weaver:

The Alaska Department of Transportation and Public Facilities (ADOT&PF) reviewed the following Zoning Cases and has no comment:

2005-058 Little Tree Subd No 2 Lot 6 Blk 3 Variance
2005-060 Original Townsite lot 10 Blk 54/817 W 6th/Conditiona use
2005-062 Boettcher Tract 2 4227 Spenard Rd/Rezone: B-3 General Business district
2005-063 O'Brien Lots 1-4 & 9 Blk 6, 7446, 7526, 7510, 7536, 7406 Lake Otis Rezone
2005-064 Turnagain Subd Addn #2 Lots 3 & 4 Blk 1/921 E 112th Ave Site Plan
2005-069 Original Blk 52A Lot 1 621 W 6th Ave Alaska Center for the Performing Arts

Comments:

2005-059 Gold Pan Estates Lot 1 St Tikhon Russian Orthodox 15390 Old Seward Hwy
Please remind the applicant that they are required to get ADOT&PF approval to access the Old Seward Highway along with a driveway permit. The applicant may contact Lynda Hummel, Right of Way Agent at 269-0698 for an application and assistance.

Thank you for the opportunity to comment.

Sincerely,



Sandra L. Cook
Anchorage Area Planner

/eh

RECEIVED

APR 26 2005

**MUNICIPALITY OF ANCHORAGE
PLANNING & ZONING DIVISION**



FLOOD HAZARD REVIEW SHEET for PLATS

Date: 04-26-05

Case: 2005-069

Flood Hazard Zone: C

Map Number: 0235

☐ Portions of this lot are located in the floodplain as determined by the Federal Emergency Management Agency.

☐ AMC 21.15.020 requires that the following note be placed on the plat:

"Portions of this subdivision are situated within the flood hazard district as it exists on the date hereof. The boundaries of the flood hazard district may be altered from time to time in accordance with the provisions of Section 21.60.020 (Anchorage Municipal Code). All construction activities and any land use within the flood hazard district shall conform to the requirements of Chapter 21.60 (Anchorage Municipal Code)."

☐ A Flood Hazard permit is required for any construction in the floodplain.

☒ I have no comments on this case.

Reviewer: Jack Puff



MUNICIPALITY OF ANCHORAGE

Development Services Department
Right of Way Division



MEMORANDUM

RECEIVED

MAY 17 2005

MUNICIPALITY OF ANCHORAGE
PLANNING & ZONING DIVISION

DATE: May 17, 2005
TO: Planning Department, Zoning and Platting Division
THRU: Jack L. Frost, Jr., Right of Way Supervisor *L. Frost Jr.*
FROM: Lynn McGee, Senior Plan Reviewer *L. McGee*
SUBJ: Request for Comments on Planning and Zoning Commission case(s) for the Meeting of June 14, 2005.

Right of Way has reviewed the following case(s) due May 17, 2005.

05-069

**Original Townsite, Block 52A, Lot 1, grid 1230
(Conditional Use, Alcohol Dispensing and Sales)**
Right of Way Division has no comments at this time.
Review time 15 minutes.



Municipality of Anchorage
Development Services Department
Building Safety Division



MEMORANDUM

DATE: May 19, 2005
TO: Jerry Weaver, Jr., Platting Officer, CPD
FROM: *DR* Daniel Roth, Program Manager, On-Site Water and Wastewater Program
SUBJECT: Comments on Cases due May 17, 2005

RECEIVED

MAY 23 2005

MUNICIPALITY OF ANCHORAGE
PLATTING & ZONING DIVISION

The On-Site Water & Wastewater Program has reviewed the following cases and has these comments:

2005 - 069

A request concept/final approval of a conditional use to permit the sales, dispensing, or service of alcoholic beverage

No objection

Pierce, Eileen A

RECEIVED

MAY 23 2005

**MUNICIPALITY OF ANCHORAGE
PLANNING & ZONING DIVISION**

From: Staff, Alton R.
Sent: Friday, May 20, 2005 5:23 PM
To: Long, Patty R.; Pierce, Eileen A
Cc: Taylor, Gary A.
Subject: Zoning Case reviews

Case No. 2005-075 People Mover would serve the new Wal-mart from existing stops on the Old Seward Highway. Thanks for including sidewalk connections to the Old Seward as well as Dowling Road.

The Public Transportation Department has no comment on the following zoning cases:

2005-060, 062, 063, 065, 069, 073, 074, 082, 083

The Public Transportation Department has no comment on the following plats:

S10950
S10927-4
S11168
S11335-2
S11336-1
S11360-1
S11361-1
S11368-1
S11369-1
S11367-1
S11338-2
S11373-1
S11374-1
S11375-1
S11376-1
S11278-1
S11379-1
S11381-1

Thank you for the opportunity to review.

Alton Staff
Operations Supervisor
People Mover
907-343-8230



MUNICIPALITY OF ANCHORAGE
Traffic Department



MEMORANDUM

RECEIVED

MAY 04 2005

**MUNICIPALITY OF ANCHORAGE
PLANNING & ZONING DIVISION**

DATE: May 3, 2005
TO: Jerry T. Weaver, Platting Supervisor, Planning Department
FROM: Mada Angell, Acting Associate Traffic Engineer
THRU: Leland R. Coop, Associate Traffic Engineer *LC*
SUBJECT: Comments, June 14, Assembly Public hearing *MA*

05-069

Anchorage Original Townsite; Conditional use to permit service of alcohol; Grid 1230

Traffic has no comment.

E-MAILED

Zoning and Platting Cases On-line

View Case Comments

[Submit a Comment](#)

**** These comments were submitted by citizens and are part of the public record for the cases ****

Questions? If you have questions regarding a case, please contact Zoning at **907-343-7943** or Platting & Variances at **907-343-7942**.

1. Select a Case: [View Comments](#)

2. View Comments:

Case Num: 2005-069

Assembly conditional use for the sales, dispensing, or service of alcoholic beverage

Site Address: 621 W 6TH AVE

Location: An alcoholic beverage conditional use for a beverage dispensary-theater. William A Egan Civic & Convention Center (PAC Theatre). Original Townsite, Block 52A, Lot 1. Located at 621 W 6th Avenue.

[Details](#) | [Staff Report](#) | [submit a comment](#)

Public Comments

4/22/05

James Jones
5007 Cambridge Way
Anchorage AK 99503

The selling of alcoholic beverages during the intermissions of performances helps to make the evening even more enjoyable for those of us that wish to partake. I have never known anyone to over-indulge at these events. I hope the board will approve this soon.

[Zoning & Platting Cases On-line website](#)

Application for Conditional Use Retail Sale Alcoholic Beverages

Municipality of Anchorage
Planning Department
PO Box 196650
Anchorage, AK 99519-6650

Please fill in the information asked for below.

PETITIONER*	PETITIONER REPRESENTATIVE (IF ANY)
Name (last name first) SMG of Alaska, Inc.	Name (last name first) Patton Boggs, LLP, Michael D. White, Esq.
Mailing Address 1600 Gambell Street Anchorage, AK 99501	Mailing Address 601 West 5th Avenue, Suite 700 Anchorage, AK 99501
Contact Phone: Day:(907) 263.2800 Night:360.1201	Contact Phone: Day:(907)263.6380Night: 360.1201
FAX: (907) 263.2858	FAX: (907) 263.6345
E-mail: slazar@smgfoodlb.com	E-mail: mwhite@pattonboggs.com

*Report additional petitioners or disclose other co-owners on supplemental form. Failure to divulge other beneficial interest owners may delay processing of this application.

PROPERTY INFORMATION		
Property Tax # (000-000-00-000): N/A - Municipal owned property 002-101-36		
Site Street Address: 621 West 6th Avenue		
Property Owner (if not the Petitioner): MOA		
Current legal description: (use additional sheet in necessary) Original BLK 52A Lt1		
Zoning: B2A	Acreage: 104,464 sq. ft.	Grid # SW1230

ALCOHOLIC BEVERAGE CONTROL BOARD LICENSE PROPOSED		
<input checked="" type="checkbox"/> Beverage Dispensary - <i>THEATRE</i>	<input type="checkbox"/> Private Club	<input type="checkbox"/> Restaurant, exempt
<input type="checkbox"/> Beverage Dispensary-Tourism	<input type="checkbox"/> Public Convenience	<input checked="" type="checkbox"/> Theater
<input type="checkbox"/> Brew Pub	<input type="checkbox"/> Recreational	<input type="checkbox"/> Other (Please explain):
<input type="checkbox"/> Package Store	<input type="checkbox"/> Restaurant	
Is the proposed license: <input checked="" type="checkbox"/> New <input type="checkbox"/> Transfer of location: ABC license number:		
Transfer license location:		
Transfer licensed premises doing business as:		

I hereby certify that (I am)(I have been authorized to act for) owner of the property described above and that I petition for a retail sale of alcoholic beverages conditional use permit in conformance with Title 21 of the Anchorage Municipal, Code of Ordinances. I understand that payment of the application fee is nonrefundable and is to cover the costs associated with processing this application, and that it does not assure approval of the conditional use. I also understand that assigned hearing dates are tentative and may have to be postponed by Planning Department, Municipal Clerk, or the Assembly for administrative reasons.

Date 4/18/05	Signature <i>[Signature]</i> (Agents must provide written proof of authorization)
-----------------	---

MA	Fee	5000	2005-069
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COMPREHENSIVE PLAN INFORMATIONAnchorage 2020 Urban/Rural Services: ☒ Urban ☐ RuralAnchorage 2020 West Anchorage Planning Area: ☒ Inside ☐ Outside

Anchorage 2020 Major Urban Elements: Site is within or abuts:

- ☐ Major Employment Center ☐ Redevelopment/Mixed Use Area ☒ Town Center
☐ Neighborhood Commercial Center ☐ Industrial Center
☐ Transit - Supportive Development Corridor

Eagle River-Chugiak-Peters Creek Land Use Classification:

- ☐ Commercial ☐ Industrial ☐ Parks/opens space ☐ Public Land Institutions
☐ Marginal land ☐ Alpine/Slope Affected ☐ Special Study
☐ Residential at _____ dwelling units per acre

Girdwood-Turnagain Arm

- ☐ Commercial ☐ Industrial ☐ Parks/opens space ☐ Public Land Institutions
☐ Marginal land ☐ Alpine/Slope Affected ☐ Special Study
☐ Residential at _____ dwelling units per acre

ENVIRONMENTAL INFORMATION (All or portion site affected)

- Wetland Classification: ☒ None ☐ "C" ☐ "B" ☐ "A"
 Avalanche Zone: ☒ None ☐ Blue Zone ☐ Red Zone
 Floodplain: ☒ None ☐ 100 year ☐ 500 year
 Seismic Zone (Harding/Lawson): ☐ "1" ☒ "2" ☐ "3" ☒ "4" ☐ "5"

RECENT REGULATORY INFORMATION (Events that have occurred in last 5 years for all or portion site)

- ☐ Rezoning - Case Number: _____
☐ Preliminary Plat ☐ Final Plat - Case Number(s): _____
☐ Conditional Use - Case Number(s): _____
☐ Zoning variance - Case Number(s): _____
☐ Land Use Enforcement Action for _____
☐ Building or Land Use Permit for _____
☐ Wetland permit: ☐ Army Corp of Engineers ☐ Municipality of Anchorage

DOCUMENTATION

- Required: ☒ Site plan to scale depicting: building footprints; parking areas; vehicle and pedestrian circulation; lighting; landscaping; signage; and licensed premises location.
☒ Building plans to scale depicting: floor plans indicating the location of sales and service areas; building elevations (photographs are acceptable).
☒ Photographs of premises from each street frontage that include and show relationship to adjacent structures and the premises visible street address number.
☒ Narrative: explaining the project; construction, operation schedule, and open for business target date.
☒ Copy of a zoning map showing the proposed location.
☒ Copy of completed Alcoholic Beverage Control Board liquor license application form including all drawings and attachments, if filed with ABC Board.
- Optional: ☐ Traffic impact analysis ☐ Economic impact analysis ☐ Noise impact analysis

PROPERTY OWNER AUTHORIZATION* (if petitioner is not property owner)

(I/WE) hereby grant permission to and acknowledge that person shown as the petitioner on this application is applying for a conditional use permit for the retail sales of alcoholic beverages on a property under (MY/OUR) ownership and that as part of the conditional use permit process the Assembly may apply conditions which will be (MY/OUR) responsibility to satisfy.

6/14/05

Maureen Michael

Date

Signature

*Report additional petitioners or disclose other co-owners on supplemental form. Failure to divulge other beneficial interest owners may delay processing of this application.

FACILITY OPERATIONAL INFORMATION

What is the proposed or existing business name (Provide both if name is changing):

William A Egan Civic & Convention Center - PAC Theatre License

What is the gross leaseable floor space in square feet?

N/A

What is the facility occupant capacity?

N/A

What is the number of fixed seats(booth and non movable seats)?

N/A

What is the number non-fixed seats(movable chairs, stools, etc.)?

N/A

What will be the normal business hours of operation?

Before and during scheduled performances and activities at the PAC.

What will be the business hours that alcoholic beverages will be sold or dispensed?

Before and during scheduled performances and activities at the PAC.

What do you estimate the ratio of food sales to alcohol beverage sales will be?

64 % Alcoholic beverage sales

36 % Food sales

Type of entertainment proposed: (Mark all that apply) None to be provided by Petitioner.

☐ Recorded music ☐ Live music ☐ Floor shows ☐ Patron dancing ☐ Sporting events ☐ Other ☒ None

Do you propose entertainment or environmental conditions in the facility that will meet the definition of "indecent material" or "adult entertainment" as set forth by AMC 8.05.420 Minors-Disseminating indecent material or AMC 10.40.050 Adult oriented establishment? ☐ Yes ☒ No

DISTANCE FROM CHURCHES, DAY CARE, AND SCHOOLS

Locate and provide the names and address of all churches, day care, and public or private schools within 200 feet of the site property lines

Name

Address

N/A

N/A

PACKAGE STORES

Provide the projected percentage of alcoholic product inventory in the store where the retail unit price is:

%	less than \$5.00
%	\$5.00 to \$10.00
%	\$10.00 to \$25.00
%	greater than \$25.00

CONDITIONAL USE STANDARDS

The Assembly may only approve the conditional use if it finds that all of the following 4 standards are satisfied. Each standard must have a response in as much detail as it takes to explain how your project satisfies the standard. The burden of proof rests with you. Use additional paper if needed.

Explain how the proposed conditional use furthers the goals and policies of the comprehensive development plan and conforms to the comprehensive development plan in the manner required by AMC 21.05.

The proposed conditional use meets the goals of the comprehensive development plan. The use will contribute to the continuing growth and success of the Downtown Anchorage area by supporting resident and visitor use of the PAC. The use will also add to increased enjoyment of the Downtown cultural facilities and activities by residents and visitors. The specific guidelines which impact the proposed use include the follow: #18- Strengthen the Central Business District's role as the regional center for commerce, services, finance, arts and culture, government office and medium-to high-density residential development. Petitioner's application and the services to be provided support the use of the Downtown district as the regional center for arts and culture; #22-Provide locational standards and criteria for retail sales/services of alcoholic beverages. Petitioner's application meets and satisfies all criteria for the sale of alcoholic beverages under a Theatre License; #73-Public facilities and services shall meet adopted level of service standards. The adopted level of service standards is set out in the "Concessions Services Contract" between Petitioner (SMG) and the Alaska Center for the Performing Arts. Petitioner will provide and meet all standard contained therein.

Explain how the proposed conditional use conforms to the standards for that use in this title and regulations promulgated under this title.

The Proposed conditional use conforms to all such standards. AMC §21.160.020(B) requires that a conditional use involving the sale of alcoholic beverages must meet the standards of AMC § 21.50.020. As detailed in this application on page 5, all of these standards are met by Petitioner. The proposed use conforms to the Anchorage 2020/comprehensive development plan in enhancing the role of the Downtown District as a center for arts and cultural activities. The proposed use will be compatible with existing and planned land uses in the district and will not have a negative/impact on such matters as pedestrian and vehicular traffic, demand for public services, and environmental pollution. The proposed use continues an already existing use which positively impacts the experience of residents and visitors who attend the PAC.

Explain how the proposed conditional use will be compatible with existing and planned land uses in the surrounding neighborhood and with the intent of its use district.

Food and beverage services will only be provided at appropriate functions held at the PAC. Promoting the use of the PAC and its facilities conforms with both existing and planned land use in the Downtown district.

Explain how the proposed conditional use will not have a permanent negative impact on the items listed below substantially greater than that anticipated from permitted development:

1. Pedestrian and vehicular traffic circulation and safety. Service will be provided only in conjunction with planned activities at the PAC. Service is provided only within the PAC and will not cause traffic or pedestrian flows to increase beyond the level of traffic normally attending PAC functions.

2. The demand for and availability of public services and facilities.
These will not be greater than anticipated as service is provided only in conjunction with planned activities at the PAC. The following public services are available at the PAC: Public utilities, police and fire protection; People Mover Bus service.

3. Noise, air, water or other forms of environmental pollution.
These will not be impacted as the services offered will be the same as has been offered historically and there have traditionally been no adverse environmental impact from the service provided.

4. The maintenance of compatible and efficient development patterns and land use intensities.
The service offered will complement the efficient development of the downtown district through support of the cultural activities offered at the PAC. Because the proposed license replaces one which has operated for a number of years, no significant change to the existing operation, land use or use impact is expected to occur.

STANDARDS CHAPTER 10.50 ALCOHOLIC BEVERAGES

In the exercise of its powers and under AS 04.11.480 and 15 AAC 104.145 to protest issue, renewal and transfer of alcoholic beverage licenses within the Municipality of Anchorage, the Assembly shall consider whether the proposed license meets **each and every factor and standard** set forth below.

Concentration and land use. Whether transfer of location or issue of the requested license will negatively impact the community through an increase in the concentration of uses involving the sale or service of alcoholic beverages within the area affected and will conform to the separate standards of AMC 21.50.020.

How many active liquor licenses are located on the same property as your proposed license? 0

Within 1,000 feet of your site are how many active liquor licenses? 46

How would you rate this area's license concentration on a scale of 1 to 5 with 5 = high 5

How many active liquor licenses are within the boundaries of the local community council? 67

In your opinion, is this quantity of licenses a negative impact on the local community?

The Downtown Anchorage District is expected to be a focal point of entertainment, cultural activities within the city. The number of licenses in this particular area reflects that land use pattern and reflect the array of services, activities and opportunities to residents and visitors within the Downtown district. The issuance of this license will not cause any significant change to the existing pattern of liquor licenses in use in the Downtown district.

Training. If application is made for issue, renewal or transfer of a beverage dispensary license, restaurant or eating place license, or package store license, whether the applicant can demonstrate prospective or continued compliance with a Liquor "Server Awareness Training Program approved by the State of Alaska Alcoholic Beverage Control Board, such as or similar to the program for techniques in alcohol management (T.A.M.). Until such plan is approved, training by a licensee's employees in the T.A.M. shall constitute compliance with this ordinance.

How many employees in direct contact with alcohol will be trained in accordance with the Alcoholic Beverage Control Board's Liquor Server Awareness Training Program?

ALL

Operations procedures. If application is made for issue, renewal, or transfer of a license, whether the applicant can demonstrate prospective or continued compliance with operations procedures for licensed premises set forth in Section 10.50.035 of this code.

- | | | |
|---|--|---|
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | Happy hours? |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | Games or contests that include consumption of alcoholic beverages? |
| <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No | Patron access and assistance to public transportation? |
| <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No | Notice of penalties for driving while intoxicated posted or will be posted? |
| <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No | Non-alcoholic drinks available to patrons? |
| <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | Solicitation or encouragement of alcoholic beverage consumption? |

Public safety. When application is made for the renewal or transfer of location or transfer of ownership of a beverage dispensary license restaurant or eating place license, or package store license, the Assembly shall consider whether the operator can demonstrate the ability to maintain order and prevent unlawful conduct in a licensed premises. In determining the operator's demonstrated ability to maintain order and prevent unlawful conduct, the Assembly may consider police reports, testimony presented before the Assembly, written comments submitted prior to or during the public hearing, or other evidence deemed to be reliable and relevant to the purpose of this subsection. For purposes of this section and Section 10.50.035 "licensed premises" shall include any adjacent area under the control or management of the licensee.

What are the proposed precautions to maintain order and prevent unlawful conduct at the licensed premises?
inside facility:

N/A

outside facility:

Payment of taxes and debts. When application is made for renewal of a license the assembly shall consider, pursuant to AS 4.11.330, whether the applicant is delinquent in payment of taxes owed to the Municipality. When application is made for transfer of ownership of a license the Assembly shall consider, pursuant to AS 4.11.360, whether the municipality has received either payment or adequate security, for the payment of any debts or taxes, including any estimated taxes for the current year, arising from the conduct of the licensed business. Adequate security" for the payment of debts and taxes may be in the form of: 1) escrowed funds sufficient to Pay the debts and taxes claimed and any escrow fees; 2) actual payment of debts and taxes claimed; or, 3) a guarantee agreement in accordance AMC 10.50.030. Any guarantee agreement shall be in writing. signed by the transferor, transferee and Municipality

☒ Yes ☐ No *Are real estate and business property taxes current?*
☐ Yes ☒ No *Are there any other debts owed to the Municipality of Anchorage?*

Public health. If application is made for the renewal or transfer of location or transfer of ownership of a license, the Assembly shall consider whether the operator has engaged in a pattern of practices injurious to public health or safety, such as providing alcohol to minors or intoxicated persons, committing serious violations of State law relevant to public health or safety, or other actions within the knowledge and control of the operator which place the public health or safety at risk. In determining if a pattern of practices injurious to public health or safety exists, the Assembly may consider criminal convictions, credible proof of illegal activity even if not prosecuted, police reports, testimony presented before the Assembly, written comments submitted prior to or during the public hearing, or other evidence deemed to be reliable and relevant to the purpose of this subsection.

☒ Yes ☐ No *As the applicant and operator can you comply? If no explain*

Performing Arts Center / SMG of Alaska, Inc. Concessions, Liquor Service Area(s) with estimated square footage

The Alaska Center for the Performing Arts contains numerous lobbies where concessions / bar service can be accommodated. To satisfy the requirements of the ACPA, RFP and the needs of the patrons, SMG of Alaska, Inc. will be providing concessions sales at a number of the lobbies and areas between lobbies to include the front Portico and Sky Bridge. The points of sale and whether or not alcohol is served is determined in conjunction with the management of the ACPA, by the theme of the performance and anticipated demographic.

Floor plans are attached for review. The Alaska Center for the Performing Arts has no dedicated parking; typically attendees will utilize on-street parking and/or the municipal parking garage at 6th and G streets. Landscaping is confined to and managed by the MOA in Town Square immediately east of the ACPA building. Typical hours of operation vary by performance but are normally one hour prior to the event and occasionally 15-20 minutes during an intermission, if there is one. SMG of Alaska, Inc. will offer a variety of sweet/salty snacks, bottled soft drinks/water and for some performances full bar service is available. For the most recent quarter – September 16, 2004 through December 31, 2004 the ratio of food/soft drinks/bottled water to alcoholic beverage was 36% food vs. 64% alcoholic beverage.

The Lorene Harrison Lobby – Orchestra Level (includes the enclosed Portico in front of the PAC but not the sky bridge)	Estimated Sq. Ft.	3,800
The Lorene Harrison Lobby – Mezzanine Level (Mezz level only – not including the 1,000 sq. ft. landing between Mezz and Orchestra level)	Est. Sq. Ft.	1,300
The Lorene Harrison Lobby – Street Level (often used for concession – coffee cart but seldom used for liquor service)	Estimated Sq. Ft.	3,240
The Lorene Harrison Lobby – Balcony Level (used occasionally for liquor service but seldom used for concessions – food)	Estimated Sq. Ft.	1,300
The Lorene Harrison Lobby - Landing between Balcony Level and Mezzanine level (rarely used for liquor or concessions food service)	Estimated Sq. Ft.	700
The Sky Bridge (area between buildings – does not include the enclosed Portico in front of the PAC - often used for Liquor Service)	Estimated Sq. Ft.	1,000
The Carr-Gottstein Lobby – Street Level (rarely used for liquor or concessions – food service)	Estimated Sq. Ft.	675
The Carr-Gottstein Lobby – Orchestra Level (Discovery Theater Side – not including the 1,000 sq. ft. Sydney Laurence Theater side)	Estimated Sq. Ft.	1,800
The Carr-Gottstein Lobby – Mezzanine Level (rarely used for liquor or concessions – food service)	Estimated Sq. Ft.	1,200
Lobby – Hallway connection from Lorene Harrison Lobby – Orchestra Level to Carr-Gottstein Lobby – Orchestra Level	Estimated Sq. Ft.	1,000

Total Estimated Square Footage of All Lobby Service Areas including above and the 1,000 sq. ft. landing between Harrison Orchestra and Mezzanine levels, the Voth Hall (rehearsals/receptions at 1,600 sq.ft.) and the 1,000 sq. ft. Carr Gottstein – ADN Sydney Laurence lobby

Estimated Sq. Ft. 19,615



Private management for Public Facilities

SMG of Alaska Inc.

William A. Egan Civic and Convention Center

RECEIVED

APR 12 2005

H.D. 12:57
PATTON BOGGS LLP

SMG of Alaska
Theater License Application
Supplemental Information
Alaska Center for the Performing Arts

1. Included are scale drawings of Alaska Center of the Performing Arts. They do not have any drawings of the foot print of the building located at 612 West 6th Avenue.
2. The Performing Arts Center does not provide parking for patrons.
3. The Performing Arts Center is not responsible for any landscaping, but I have included pictures of the exterior of the building showing egress into and out of the building.
4. Pedestrian circulation is allowed throughout the building, Patrons are only ticketed when entering the Performance Halls.
5. I have included photographs of the lobby bars and lobby lighting; all areas are well lighted.
6. The Performing Arts Center does not display exterior signage or a physical address on the building.

Sincerely, 

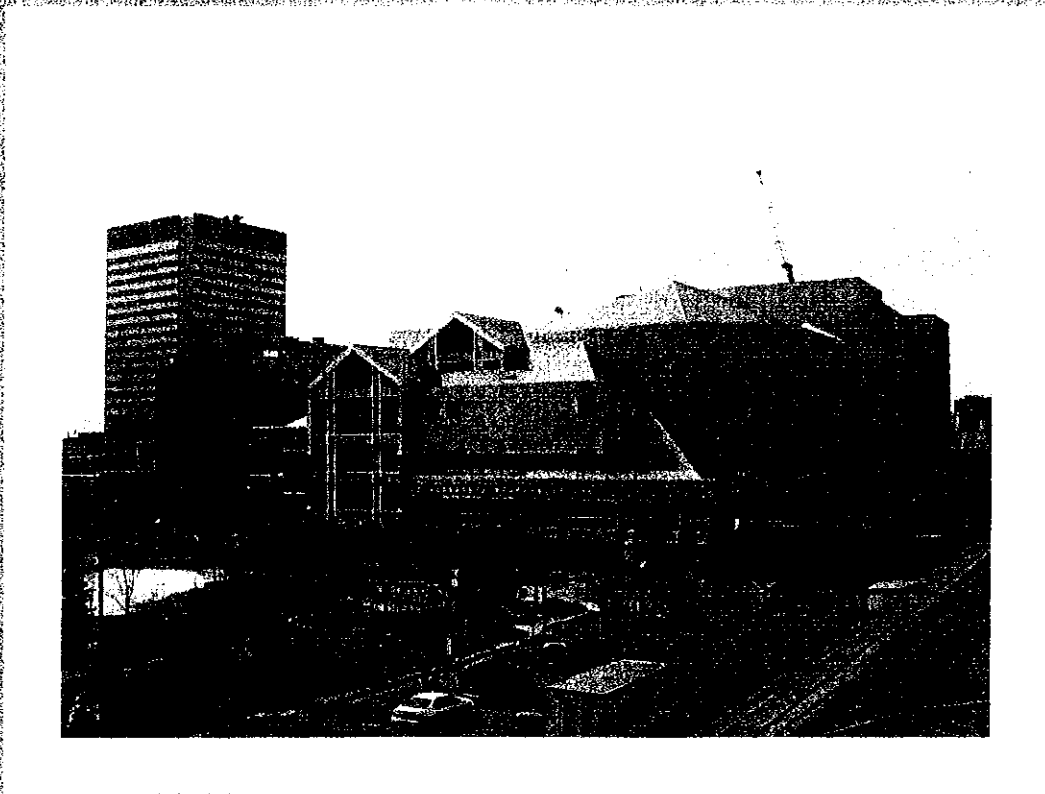
Jay Savell – Operations Manager
Egan Civic and Convention Center
555 W. 5th Avenue
Anchorage, AK 99501 – 2002 All American City
Phone: 907-263-2800
Fax: 907-263-2858

CLIENT MATTER # _____

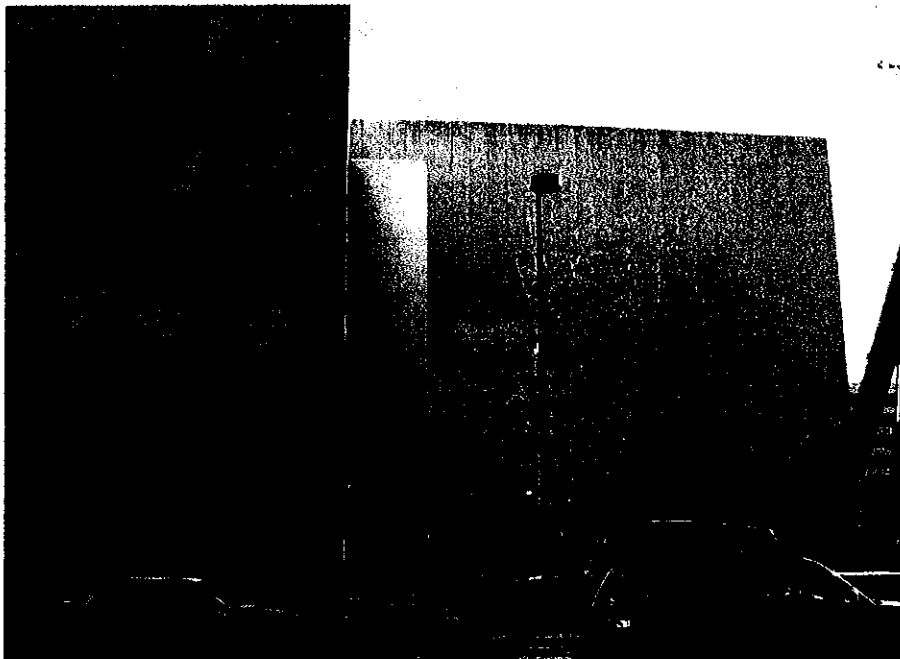
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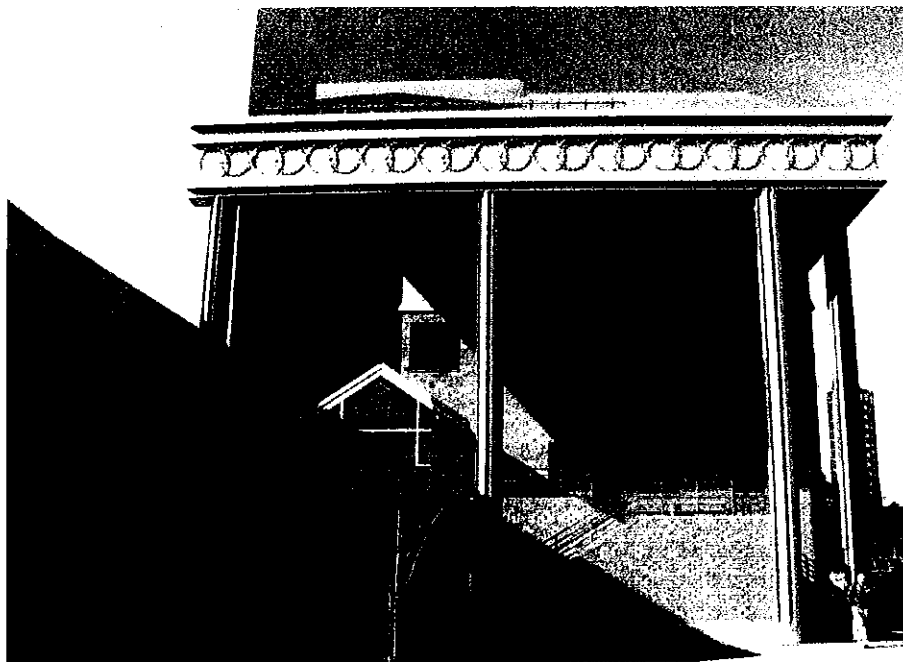
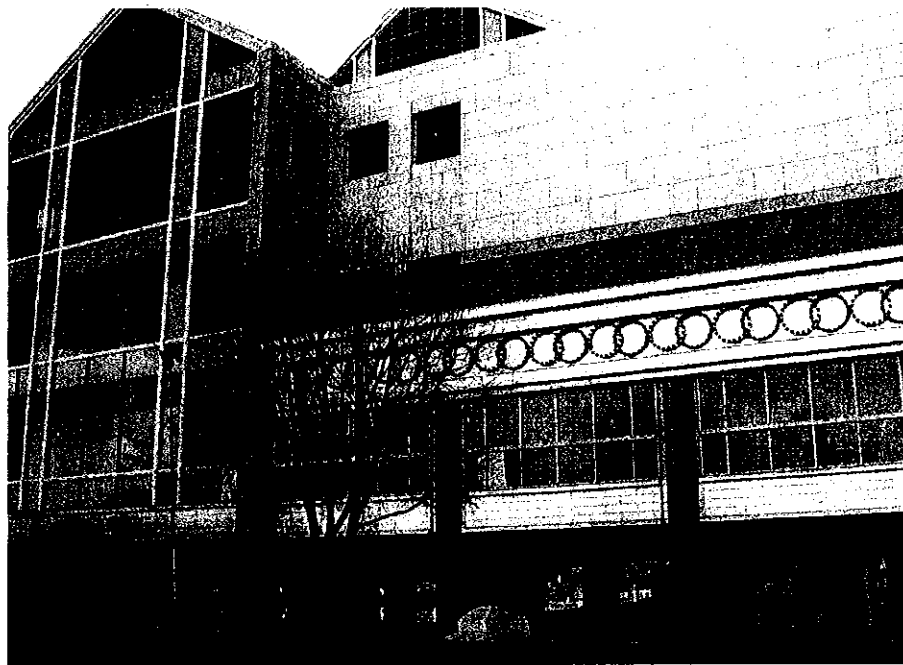
DUE DATE	EVENT	CALENDAR BY
INTERNAL		
EXTERNAL		
ORIGINAL		

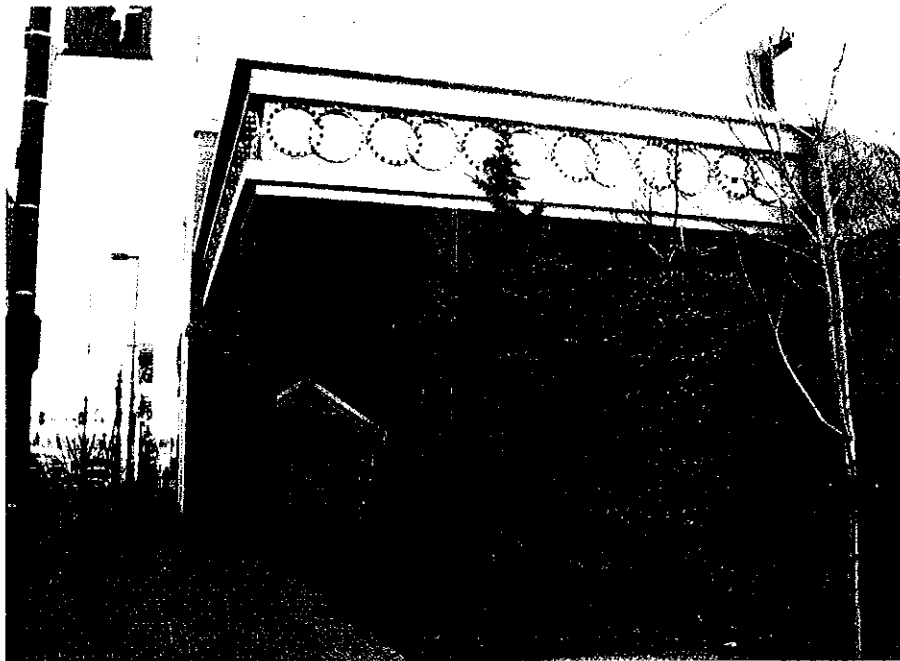
SMG of Alaska Theater Licence Application

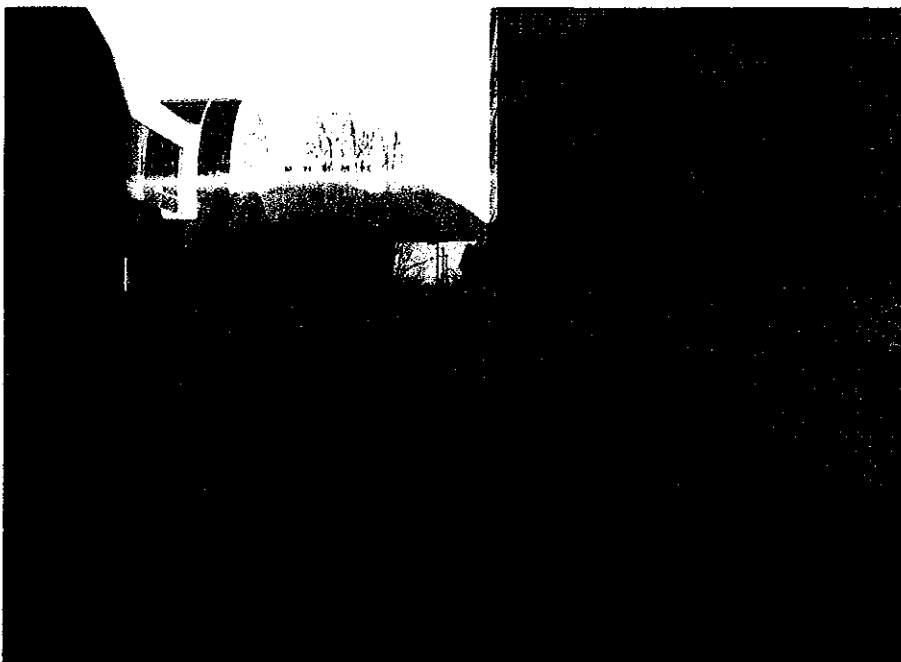
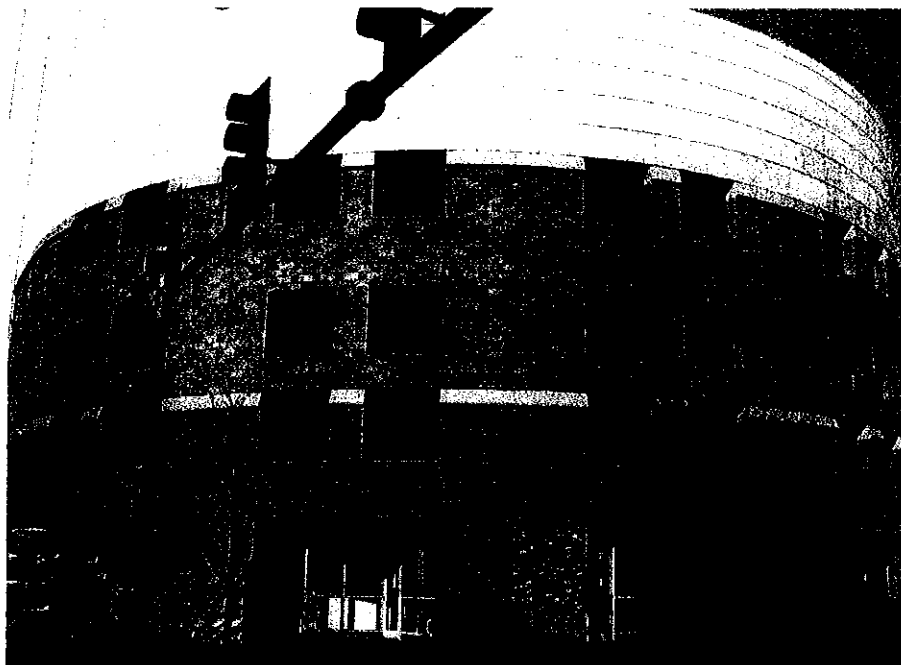


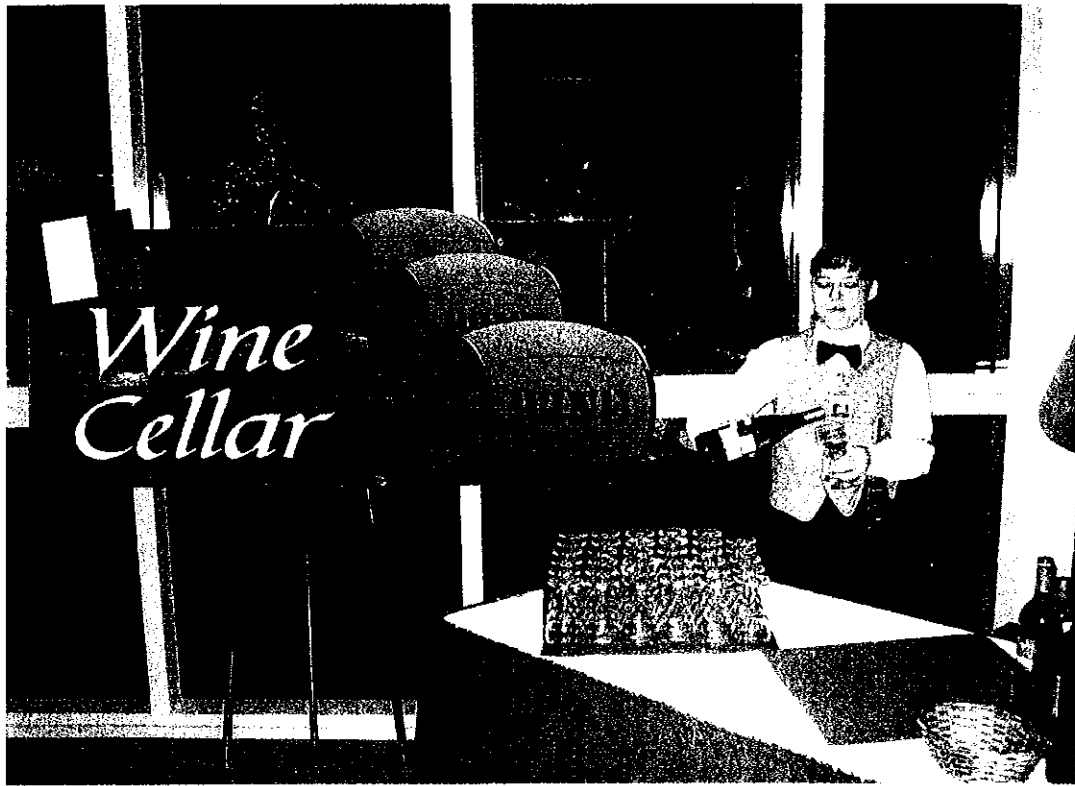
Supplemental Information for the
Alaska Center for the Performing Arts









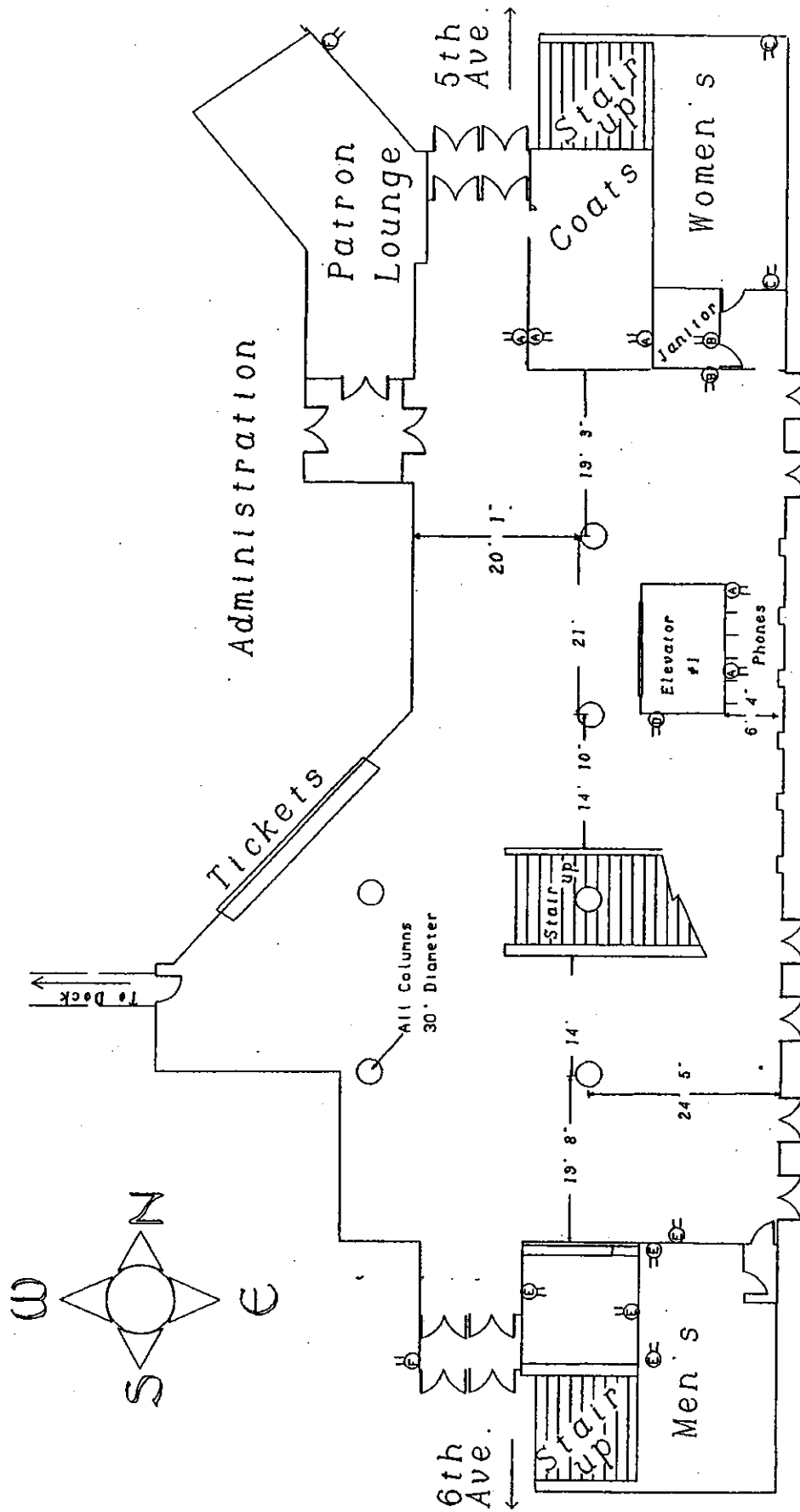


Atwood Lobby Alcohol Service Area and Floor Plans





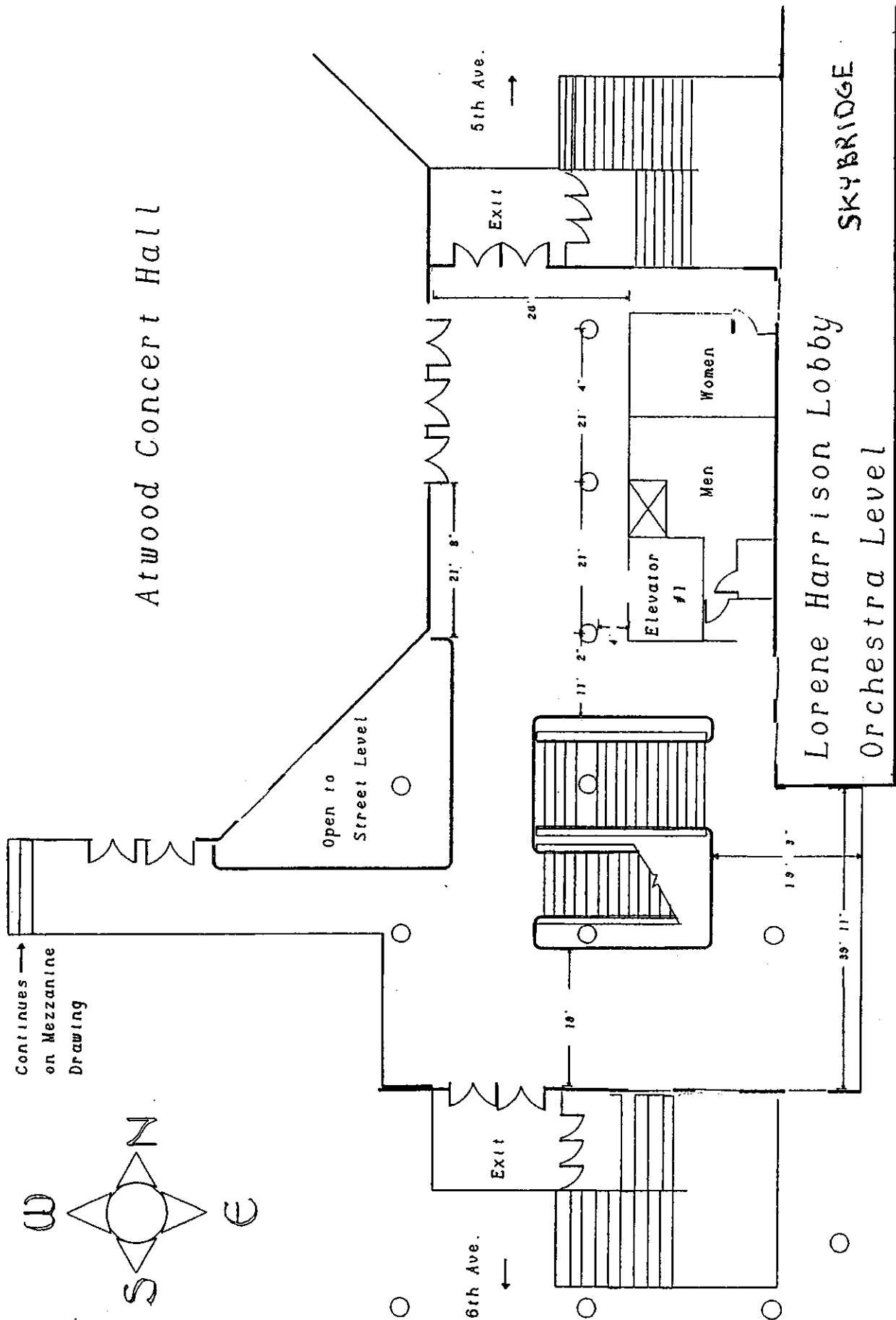
Discovery Lobby Alcohol Service Area and Floor Plans

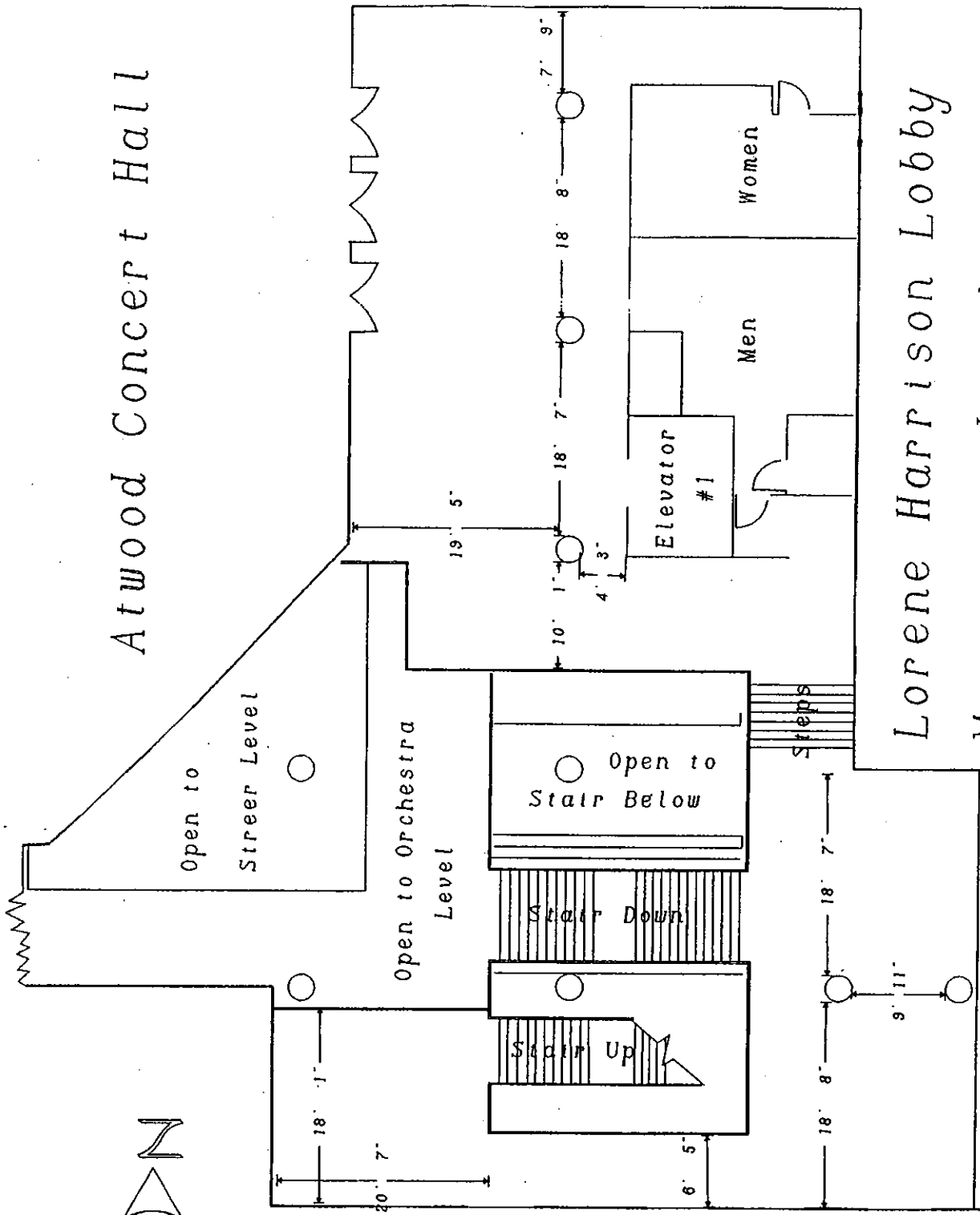
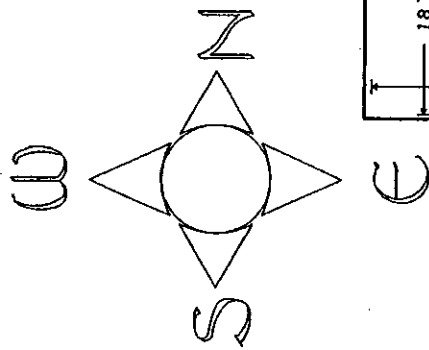


Lorene Harrison Lobby

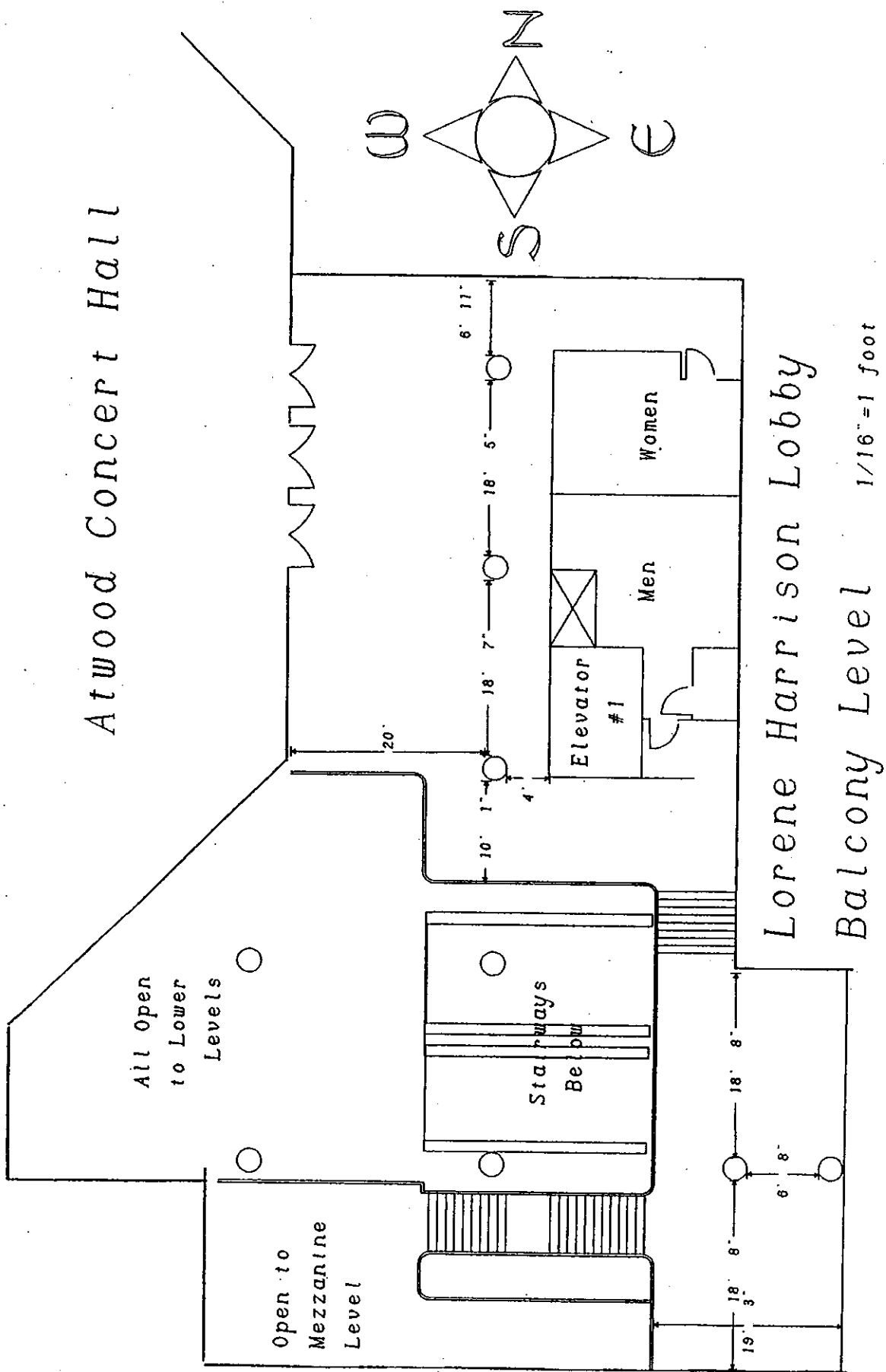
Street Level

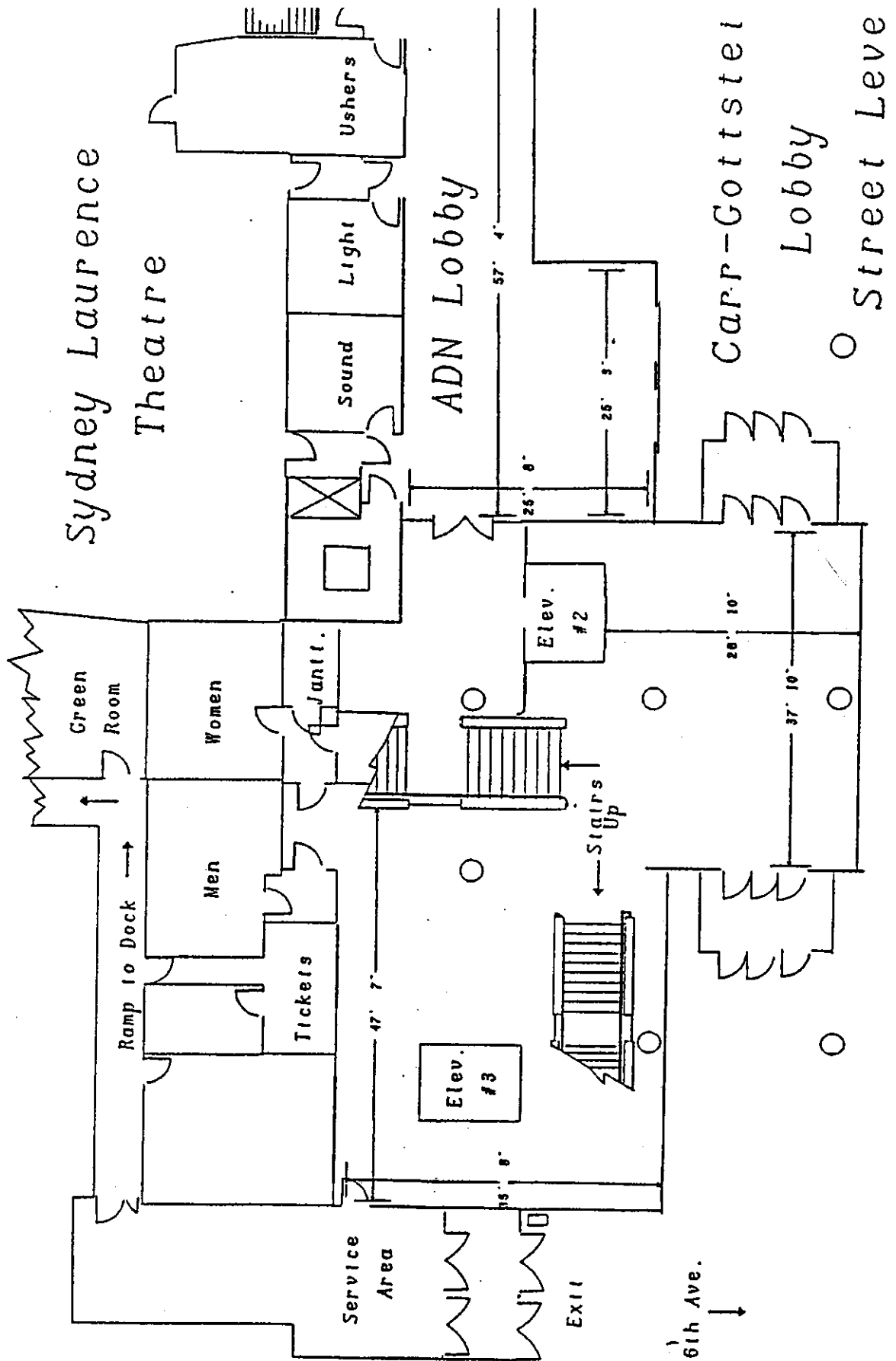
TOWN SQUARE

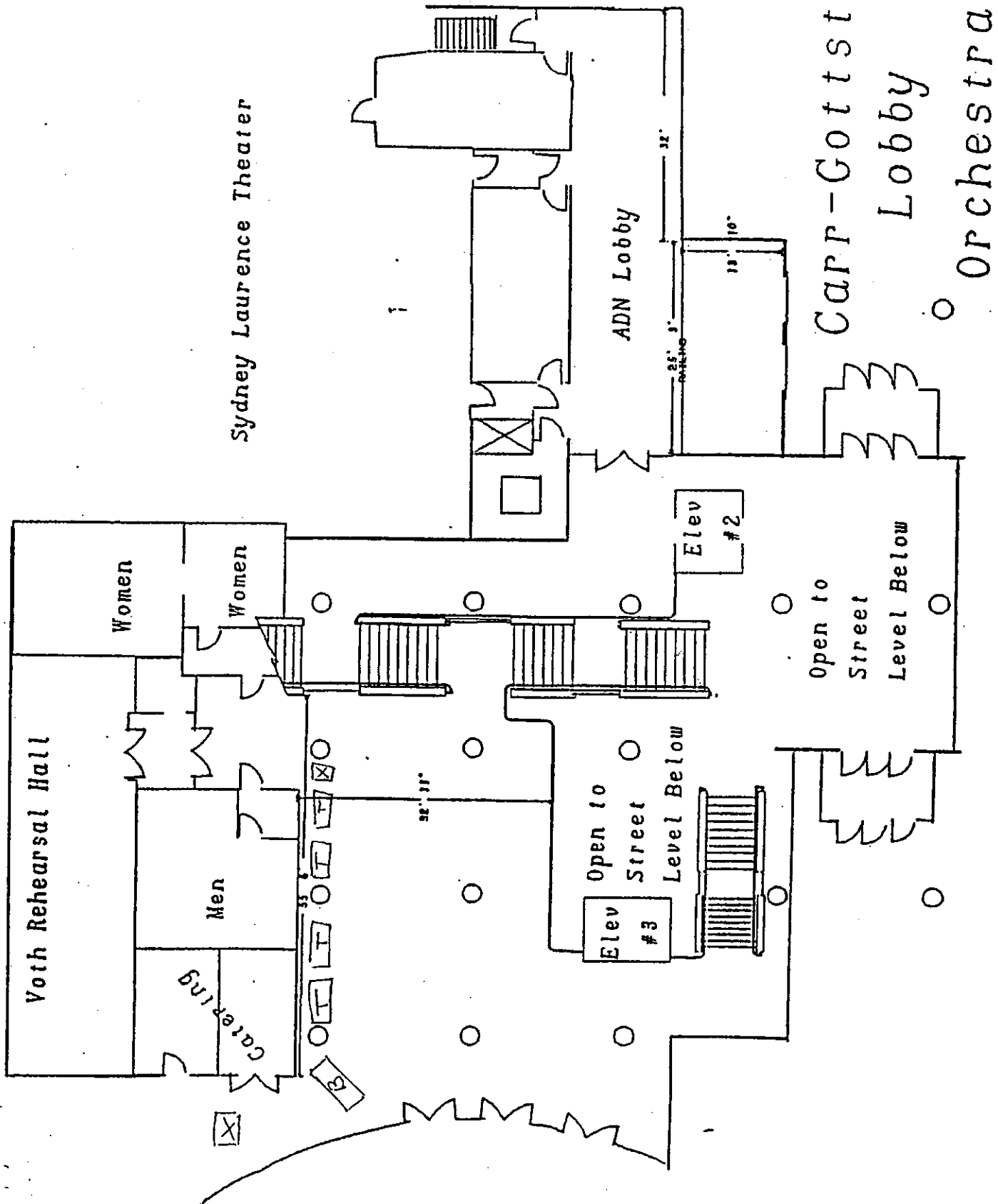




Lorene Harrison Lobby
Mezzanine Level 1/16" = 1 foot

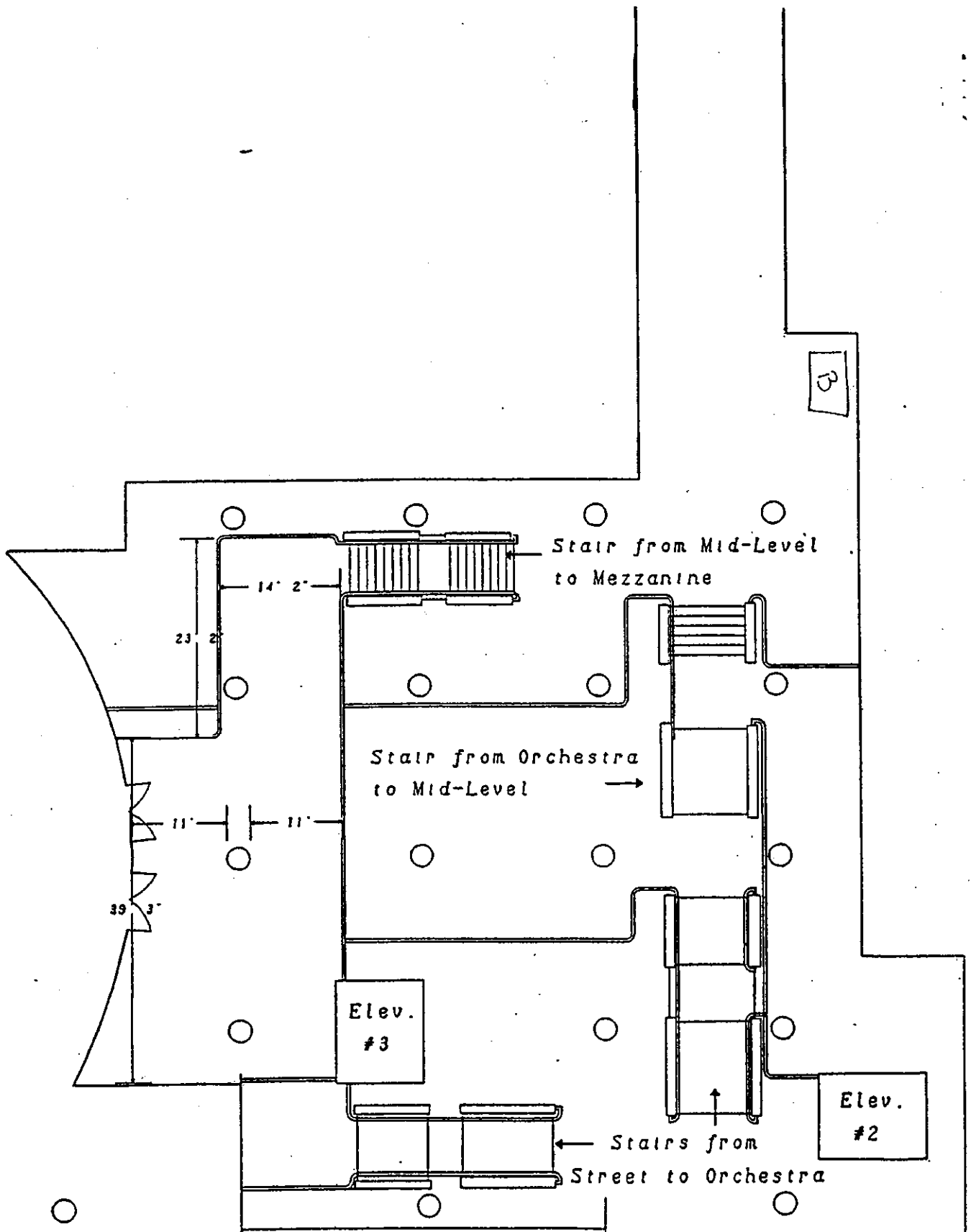






Sydney Laurence Theater

Carr-Gottstein
Lobby
Orchestra



Carr-Gottstein Lobby
Mezzanine Level

Alcoholic Beverage Control Board 5848 E Tudor Rd Anchorage, AK 99507	<h2 style="margin: 0;">New Liquor License</h2>	PAGE 1 OF 2 (907) 269-0350 Fax: (907) 272-9412 http://www.dps.state.ak.us/abc/
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This application is for:

- ☐ Seasonal – Two 6-month periods in each year of the biennial period beginning _____ and ending _____
 Mo/Day Mo/Day
- ☒ Full 2-year period

COPY

SECTION A. LICENSE INFORMATION. Must be completed for all types of applications. *2.14.05*

FEES

License Year: 2004-2005 <i># 1455</i>	License Type: <i>Theatre License / beverage dispensary</i>	License Fee:	\$ 600.00
Alaska Administrative Code Reference 13 AAC 104.695	Local Governing Body: (City, Borough or Unorganized) Anchorage	Filing Fee:	\$ 100.00
Federal EIN or SSN: 92-0097503		Total Submitted:	\$ 700.00
Name of Applicant: SMG of Alaska, Inc.		Street Address or Location of Business: 621 W. 6th Ave.	
Doing Business As (Business Name): William A. Egan and Civic Convention Center		City: Anchorage	
Mailing Address: 1600 Gambell Street		Bus. Tel. #: (907) 263.2800	
		Fax Tel. #: (907) 263-2858	
City, State, Zip: Anchorage, AK 99501		Email Address:	
		Community Council Name(s) & Mailing Address: Fairview Downtown Government Hill North Star South Addition	

SECTION B. PREMISES TO BE LICENSED. *Must be completed.*

Name to be used on public sign or advertising:	<input type="checkbox"/> Premises is GREATER than 50 miles from the boundaries of an incorporated city, borough, or unified municipality. <input type="checkbox"/> Premises is LESS than 50 miles from the boundaries of an incorporated city, borough, or unified municipality. <input checked="" type="checkbox"/> Not applicable
Closest school grounds	
Closest church:	
Distance measured under:	<input type="checkbox"/> AS 04.11.410 OR <input type="checkbox"/> Local ordinance No.
Premises to be licensed is:	<input type="checkbox"/> Proposed building <input type="checkbox"/> Existing facility <input type="checkbox"/> New building
	<input type="checkbox"/> Plans submitted to Fire Marshall (required for new & proposed buildings) <input checked="" type="checkbox"/> Diagram of premises attached

SECTION C. Individual, corporate officer, limited liability organization member, manager or partner background.

Does any individual, corporate officer, director, limited liability organization member, manager or partner named in this application have any direct or indirect interest in any other alcoholic beverage business licensed in Alaska or any other state?

☒ Yes ☐ No If Yes, complete the following. Attach additional sheets if necessary.

Name	Name of Business	Type of License	Business Street Address	State
SMG of Alaska, Inc.	Sullivan Arena	Recreational Site	1600 Gambell Street Anchorage	Alaska
SMG of Alaska, Inc.	Carlson Center	Recreational Site	2010 2 nd Ave. Fairbanks	Alaska
SMG of Alaska, Inc.	William A. Egan and Civic Convention Center	Beverage Dispensary	555 W. 5th Ave.	Alaska

Has any individual, corporate officer, director, limited liability organization member, manager or partner named in this application been convicted of a felony, a violation of AS 04, or been convicted as a licensee or manager of licensed premises in another state of the liquor laws of that state?

☐ Yes ☒ No If Yes, attach written explanation.

Office use only

License Number	Date Approved	Director's Signature

Alcoholic Beverage Control Board 5848 E Tudor Rd Anchorage, AK 99507 (907) 269-0350 Fax: (907) 272-9412 http://www.dps.state.ak.us/abc/	New Liquor License	PAGE 2 OF 2 Corporation Information
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Corporations must be registered with the Alaska Department of Community and Economic Development (DCED).

Name of Corporation: SMG of Alaska, Inc.		Telephone Number: (907) 279-0618	Fax Number: (907) 274-0676
Corporate Mailing Address: 1600 Gambell Street	City Anchorage	State: AK	Zip Code: 99501
: Name, mailing address & telephone number of registered agent: Michael D. White; 601 West 5 th Ave., Suite 700; Anchorage, AK 99501		Date of Incorporation or Certificate of Authority: 5/21/82	State of Incorporation: AK
Is the corporation in compliance with the reporting requirements of Title 10 of the Alaska Statutes? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If No, attach written explanation.			

Corporate Officers (Must include President, Secretary and Treasurer, and Vice-President if applicable)					
Name	Title	✓ if Director	Home Address & Telephone Number	Date of Birth	Work Telephone #
Harold Westley	Pres.		717 Kyle Ln.; Lower Gwynedd, PA 19002 (215) 643-1921	11/9/48	(215) 592-6604
Maureen Ginty	V.P.		1042 Glendevon Dr.; Ambler, PA 19002 (215) 540-8490	10/10/49	(215) 592-6665
John Burns	Sec./ Trea.		369 Strathmore Rd.; Rosemond, PA 19010 (610) 526-9089	12/29/57	(215) 592-6681

Corporate Directors & Stockholders with a 10% or more interest. Attach additional sheets if necessary.				
Name	Home Address	Telephone Number	Percentage (%) of shares	
SMG	701 Market Street, Suite 4400; Philadelphia, PA 19106	(215) 592-6600	100%	

Note: On a separate sheet provide information on ownership of other organized entities that are shareholders of the licensee.

Declaration	
<ul style="list-style-type: none"> I declare under penalty of perjury that I have examined this application, including the accompanying schedules and statements, and to the best of my knowledge and belief it is true, correct and complete, and this application is not in violation of any security interest or other contracted obligations. The undersigned certifies on behalf of the corporation it is understood that a misrepresentation of fact is cause for rejection of this application or revocation of any license issued. I further certify that I have read and am familiar with Title 4 of the Alaska statutes and its regulations, and that in accordance with AS 04.11.450 no person other than the licensee(s) has any direct or indirect financial interest in the licensed business. I agree to provide all information required by the Alcoholic Beverage Control Board in support of this application. 	

Signature of Licensee(s)	
Signature: <i>[Signature]</i> Name & Title (Please Print): <i>Greg Sean [unclear]</i> Subscribed and sworn to before me this <u>3</u> day of <u>September</u> , 200 <u>4</u> . Notary Public in and for the State of Alaska My commission expires: <u>10/13/04</u>	Signature: <i>[Signature]</i> Name & Title (Please Print): <i>Penny McKibben, Director of Finance</i> Subscribed and sworn to before me this <u>3</u> day of <u>September</u> , 200 <u>4</u> . Notary Public in and for the State of Alaska My commission expires: <u>10/13/04</u>

Content Information**Content ID :** 002924**Type:** AR_AllOther - All Other Resolutions

Conditional use permit for an Alcoholic Beverages Conditional Use

Title: in the B-2A District for a new Theatre Beverage Dispensary use per
AMC 21.40.150 D.13 for the Alaska Center for the Performing Arts,**Author:** weaverjt**Initiating Dept:** Planning

Conditional use permit for an Alcoholic Beverages Conditional Use

Description: in the B-2A District for a new Theatre Beverage Dispensary use per
AMC 21.40.150 D.13 for the Alaska Center for the Performing Arts,**Date Prepared:** 5/26/05 10:37 AM**Director Name:** Tom Nelson**Assembly Meeting**
Date MM/DD/YY: 6/14/05**Public Hearing**
Date MM/DD/YY: 6/14/05**Workflow History**

Workflow Name	Action Date	Action	User	Security Group	Content ID
AllOtherARWorkflow	5/26/05 10:40 AM	Checkin	weaverjt	Public	002924
Planning_SubWorkflow	5/26/05 10:45 AM	Approve	nelsontp	Public	002924
ECD_SubWorkflow	5/26/05 11:46 AM	Approve	thomasm	Public	002924
MuniManager_SubWorkflow	6/3/05 9:03 AM	Approve	leblancdc	Public	002924
MuniMgrCoord_SubWorkflow	6/3/05 9:07 AM	Approve	abbottmk	Public	002924

M.O.A.
 2005 JUN -3 AM 10:04
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