CLERK'S OFFICE
APPROVED
Date: 5-23-06

Submitted by: Assembly Member Traini

Prepared by: Assembly Counsel For reading: May 23, 2006

ANCHORAGE, ALASKA AR NO. 2006–141

A RESOLUTION OF THE ANCHORAGE MUNICIPAL ASSEMBLY CLARIFYING THE INTENT OF ASSEMBLY MEMORANDUM 267-2006 REGARDING TRANSFER OF OWNERSHIP OF A BEVERAGE DISPENSARY LIQUOR LICENSE TO CALDOU CORPORATION.

WHEREAS, the application for Liquor License Transfer, License Number 4568, submitted to the Alcoholic Beverage Control (ABC) Board on behalf of the Caldou Corporation came before the Anchorage Assembly on April 18, 2006; and

WHEREAS, the application form issued by the ABC Board is a combined application form used for transfer of ownership, relocation, and establishment name; and

WHEREAS, in conjunction with the ABC Board application for Liquor License Transfer, License Number 4568, the Anchorage Assembly on April 18, 2006 considered Assembly Resolution 2006-67, for a conditional use at the site address of 637 A Street; and

WHEREAS, conditional use under Assembly Resolution 2006-67 was not approved for the reasons stated on the record of the Assembly meeting on April 18, 2006; and

WHEREAS, AMC 21.50.160 requires that any use, whether principal or accessory, involving the retail, sale or dispensing of alcoholic beverage is permitted only by conditional use; and

WHEREAS, transfer of ownership to an alternate site or an undesignated site was not considered by the Anchorage Assembly; and

WHEREAS, no conditional use permit at the location of 637 A Street is not intended by the Assembly as support for protest or denial of a stand-alone transfer of ownership, or a transfer of ownership associated with a location other than 637 A Street, subject to appropriate conditional use; and

WHEREAS, the transfer of ownership of a liquor license does not allow the transferred license to be operated at any location without the applicant obtaining a conditional use from the Anchorage Assembly for the location; and

WHEREAS, the Anchorage Municipal Code requires a new application for a conditional use for any alternate location requested for operation of this liquor license; and

 WHEREAS, it is not the intent of the Anchorage Assembly to foreclose a stand-alone transfer of ownership or any future or potential relocation to locations other than 637 A Street, when supported by appropriate conditional use, based on lack of approved conditional use at 637 A Street; and

WHEREAS, Caldou Corporation has agreed in writing to abandon its attempt to seek conditional use to operate the license at 637 A Street, if said license is transferred;

NOW THEREFORE THE ANCHORAGE ASSEMBLY RESOLVES AS FOLLOWS:

1) The Assembly requests that the ABC Board honor the Assembly's protest as to the transfer of location to 637 A Street, in all respects, based on the absence of a conditional use for that location.

2) The Assembly's protest dated April 18, 2006 regarding Liquor License Transfer to Caldou Corporation, license number 4568, did not reach the separate issue of a stand-alone transfer of ownership to an undesignated location.

3) The Assembly does not intend its protest dated April 18, 2006 regarding Liquor License Transfer to Caldou Corporation, license number 4568, to bar a stand-alone transfer of ownership to Caldou Corporation.

4) The Assembly does not protest a stand-alone transfer of ownership to Caldou Corporation, subject to Caldou Corporation's agreement to abandon its pursuit of 637 A Street as a location to operate the license; written confirmation of agreement is attached.

 5) The Assembly does not require Caldou Corporation to bring a new separate application for stand-alone transfer of ownership before the Assembly for additional action.

6) The Assembly does not find grounds to protest the transfer of ownership to Caldou Corporation and to the extent that Assembly Memorandum No. 267-2006 could be construed as a protest of transfer of ownership for operation at a location other than 637 A Street, the protest of transfer of ownership is lifted.

- 7) Caldou Corporation, and any subsequent owner, shall obtain conditional use for any location used to operate this license and nothing in this resolution grants conditional use or approval of location.
- 8) The Municipal Clerk is authorized to notify the ABC Board of the Assembly's action.

PASSED AND APPROVED by the Anchorage Assembly this 23rd day of May 2006.

Chair

ATTEST:

Balke 5. Swest-Municipal Clerk Licensing Clerk 343-4316

MUNICIPALITY OF ANCHORAGE

Fax 343-4313



LIQUOR LICENSE REVIEW TRANSMITTAL TO APD

Date Sent: 3/6/06 Please Return to Clerk's Office By: 03/13/06

ANCHORAGE POLICE DEPARTMENT / Sarah Brink-Dushi 786-8626

Fax 785-8667

In accordance with Title 10 of the Municipal Code, please review the attached application(s) and determine whether the proposed activity complies with the laws and regulations enforced by your department.

Type of Application:

Transfer Ownership/Relocation

COMMUNITY COUNCIL(S):

License Type:

License#

Current Applicant:

dba:

Address:

City/State:

Downtown Section 1

Beverage Dispensary

859

Caldou Corporation

Calypso

637 A Street

Anchorage, Alaska 99501



FEDERAL LAW PROHIBITS THE USE OF THE ALASKA PUBLIC SAFETY INFORMATION NETWORK (APSIN) TO CONDUCT CRIMINAL BACKGROUND CHECKS FOR LICENSING PURPOSES. A LOCAL CHECK OF OUR POLICE RECORDS HAS BEEN CONDUCTED; HOWEVER, THIS DOES NOT REVEAL THE DISPOSITIONS OF POSSIBLE CASES. THEREFORE, THE ANCHORAGE POLICE DEPARTMENT WILL NEITHER APPROVE NOR DISAPPROVE THIS APPLICATION. WE WILL PROVIDE YOU WITH INFORMATION WE MIGHT DISCOVER TO ASSIST YOU IN

H:Vorm





Bar File

Activity for: 637 A ST



Report#	Nature of Call	Report			Officer
05-27124	ALARM	06/22/05	1228	KANTOR, PHILLIP	
05-28181	ALARM	06/28/05	1216	PADG5TT,PAUL	
05-28194	ALARM	06/28/05	1397	CROSS, JAMES	
05-32001	ALARM	07/20/05	1224	SYMONDS, TERRY	M12 224 127 1
05-34761	ALARM	08/04/05	29477	BUSHUE, KEN	THE POLICE OF THE PROPERTY OF
05-36083	ALARM	08/12/05	28520	EVANS, CRAIG	MAR I U 2006
05-48744	ALARM	10/25/05	1216	PADGETT, PAUL	MAR 1 0 2006
06-06237	81	02/06/06	1494	MCNAMARA,RYAN	
06-06597	ALARM	02/06/06	1494	MCNAMARA,RYAN	MICHAL CLINING

Liquor License Transfer

PAGE 1 OF 2

Alcoholic Beverage Control Board 550 W. 7th Ave Suite #540 Anchorage, AK 99501

(907) 269-0350 Fax: (907) 272-9412 www.abc.revenue.state.ak.us

This application is for:		
Seasonal - Two 6-month periods in each year of the biennial period beginning	g	and ending
V Cull 2-year period	Mo/Day	ModDay

X Full 2-year period Type of Application: X Transfer of Ownership X Relocation \square Establishment Name

SECTION A. LICENS	E INFOR	MATION: Must be completed	i for all t	ypes of appli	cations.		F	EES
Current License #:	1220				\$100.00			
859	Beverage Dispensary License							***************************************
License Year	7 · · · · · · · · · · · · · · · · · · ·				Total Submitted:	\$100.00		
2006/2007	Municipality of Anchorage							
Statute Reference		Applicant's/transferee's name as it should appear on the license: Cor					Community Cour	
Sec. 04.11.090		Caldou Corporation					Mailing Address (If applicable)
Bus. Tel. #	Applicant's/transferee's mailing address:				nity Council			
702-204-5609		391 East Dessert Rose Drive Downtown Community Council						
Fax #:	•	Doing Business As (Business Name)						
702-435-1189 Federal EIN:	Calypso	Idress or Location of Business			City		·	
rederateur.	637 A St				Anchor	na an		
Email Address - danigh					Anenor	age		
SECTION B. PREMIS	ES TO BE	LICENSED. Must be comple	ted for R	clocation ap	plications	S.		
Name to be used on pub]				
Calypso							50 miles from the b	
Closest school grounds:							r unified municipal	
Denali Elementary, 148	E. 9th Ave	nue (Approx18 miles)	,,,,,,				les from the bounda	
Closest church:						ty, borough, c	r unified municipal	ity.
		417 Barrow Street (Approx1	7miles)	X Not app	plicable			
Distance measured unde	r:	X AS 04.11.410 OR		Plans submitted to Fire Marshall (required for new & proposed buildings			& proposed buildings)	
D		Local ordinance No. X Existing facility New			X Diagram of premises attached			ac proposed bandings)
		building		A Blagsta	01 pron			
SECTION C. TRANSFE	R INFOR	MATION.		····				
X Regular Transfer				Name and	Mailing.	Address of Ci	irrent Licensee	
☐ Transfer with security interest: Any instrument executed under AS 04.11.670 for purposes of applying AS 04.11.360(4)(b) in a later involuntary transfer, must be filed with this Application (15 AAC 104.107). Real or personal property conveyed with this transfer must be described. Provide security interest documents.				AOK, Inc. 341 W. Tudor Road, Ste. 103 Anchorage, AK 99503				
described. From the sociality interest documents.			Business N	ame (dba	a) BEFORE to	ansfer		
☐ Involuntary Transfer. Attach documents which evidence default under			Wylie Coyote					
AS 04.11.670.				Street Address or Location BEFORE transfer 2421 E. Tudor Road, Anchorage, Alaska				
SECTION D. Individual, corporate officer, director, limited liability organization member, manager or partner background.								
direct or indirect interest	in any othe	er, director, or limited liability er alcoholic beverage business following. Attach additional shee	licensed	in Alaska or	r, manage any othe	er or partner i r state?	named in this applic	ation have any
·		······································				Business Str	net Address	State
Name		Name of Business	17/	e of License		חר משוונים פת	cor Audiess	Suite
					Ţ			
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 X No If Yes, attach written explanation								
Office use only				2:4: -1- C'				
License Number	Date App	proved	,	Director's Sig	gnature			

Office use only			
License Number	Date Approved	Director's Signature	İ
4568			

Alcoholic Beverage Control Board \$50 W. 7th Ave Suite #540 Anchorage, AK 99501 www.abc.revenue.state.ak.us

Liquor License Transfer

PAGE 2 OF 2 Corporation Information

(907) 269-0350 Fax: (907) 272-9412

This application is for				
☐ Seasonal – Two 6-	month periods in each year of	the biennial perio	d beginning	and ending
X Full 2-year period			Mo/Day	Mo/Day
Type of Application:	X Transfer of Ownership	X Relocation	☐ Establishment Nar	ne

Law Office of Emotif & Coffey, PC 207 E. Northern Lights Blvd., Sie 200 Certificate of Authority: December 14, 2005 Lask and the proportion of compliance with the reporting requirements of Title 10 of the Alaska Statutes?				
Corporate Mailing Address: Say 1. E Dessert Rose Drive Name, mailing address & telephone number of registered agent: Law Office of Ernouf & Coffey, PC 207 E. Northern Lights Blwd., Ste 200 Certificate of Authority: December 14, 2005 State: Menda Alaska Statetory Erycs Douglas Locke V. X 391 E. Dessert Rose Dr. Henderson, NV 89015 702-564-5675 Chain Oldham Treas PO Box 773486 Eagle River, AK 99577 Souglas Locke Po Box 773486 Eagle River, AK 99577 Souglas Locke Po Box 773486 Eagle River, AK 99577 Souglas Locke Prose Stockholders with a 10% or more interest. Attach additional sheets if necessary. Inchessors Alaska Statutes? Erycs No If no, attach with a 10% or more interest. Attach additional sheets if necessary. Inchessors Prose Stockholders with a 10% or more interest. Attach additional sheets if necessary. Inchessors Prograte Officers & Stockholders with a 10% or more interest. Attach additional sheets if necessary. Inchessors Po Box 773486 Eagle River, AK 99577 Souglas Locke Pro Box 773486 Eagle River, AK 99577 Souglas Locke Pro Box 773486 Eagle River, AK 99577 Souglas Locke Pro Box 773486 Eagle River, AK 99577 Souglas Locke Pro Box 773486 Eagle River, AK 99577 Souglas Locke Pro Box 773486 Eagle River, AK 99577 Souglas Locke Pro Box 773486 Eagle River, AK 99577 Souglas Locke Pro Box 773486 Eagle River, AK 99577 Prograte Directors & Stockholders with a 10% or more interest. Attach additional sheets if necessary. Inchessors Reader River, AK 99577 Prograte Directors & Stockholders with a 10% or more interest. Attach additional sheets if necessary. Inchessors Reader River, AK 99577 Prograte Directors & Stockholders with a 10% or more interest. Attach additional sheets if necessary. Inchessors Reader River, AK 99577 Prograte Directors & Stockholders with a 10% or more interest. Attach additional sheets if necessary. Inchessors Reader River, AK 99577 Prograte River, AK 99577 Prograte River, AK 99577 Prograte River, AK 99577 Prograte River, AK 99577				
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Law Office of Emout & Coffey, PC 207 E. Northern Lights Blvd., Ste 200 Certificate of Authority: December 14, 2005 Stephener 14, 2				
Second Cortificate of Authority: Alaska	f Incorporation			
Is the corporation in compliance with the reporting requirements of Title 10 of the Alaska Statutes? MYes No If no, attach write Corporate Officers (Must include President, Secretary and Treasurer, and Vice-President if applicable) Name				
Calvin Woodland Pres. X 391 E. Desert Rose Dr. Henderson, NV 89015 702-564-5675 Consider Global British Secretary and Treasurer, and Vice-President if applicable) Name Title if Home Address & Telephone Number Date of Birth V Home Address & Telephone Number Date of Birth V Home Address & Telephone Number Treas Sec. Pres Henderson, NV 89015 702-564-5675 Conald Oldham Jr. Sec. PO Box 773486 Eagle River, AK 99577 907-694-6242 Schann Oldham Treas PO Box 773486 Eagle River, AK 99577 907-694-6242 Barrier Moodland 391 E. Desert Rose D. Tolephone # Address Telephone # Address Telephone # Address Telephone # Address Telephone # Desert Rose D. Henderson, NV 89015 Ouglas Locke 391 E. Desert Rose D. Tolephone # Desert Rose D. Henderson, NV 89015 Ouglas Locke 391 E. Desert Rose D. Tolephone # Desert Rose D. Henderson, NV 89015 Ouglas Locke 391 E. Desert Rose D. Tolephone # Desert Rose D. Henderson, NV 89015 Ouglas Locke 391 E. Desert Rose D. Tolephone # Desert Rose D. Henderson, NV 89015 Ouglas Locke 391 E. Desert Rose D. Tolephone # Desert Rose D. Tolephone # Desert Rose D. Tolephone * Desert Rose D. Toleph	tten explanati			
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Pres Henderson, NV 89015 702-564-5675 Donald Oldham Jr. Sec. PO Box 773486 Eagle River, AK 99577 907-694-6242 Ethann Oldham Treas PO Box 773486 Eagle River, AK 99577 907-694-6242 Corporate Directors & Stockholders with a 10% or more interest. Attach additional sheets if necessary. Name Home Address Telephone # Calvin Woodland 391 E. Desert Rose D. 702-564-5675 Henderson, NV 89015 Ponald Oldham, Jr. PO Box 773486 Eagle River, AK 99577 thann Oldham PO Box 773486 Eagle River, AK 99577 thann Oldham PO Box 773486 Eagle River, AK 99577 Ote: On a separate sheet provide information on ownership of other organized entities that are shareholders of the licensee, eclaration I declare under penalty of perjury that I have examined this application, including the accompanying schedules and statements, of my knowledge and belief it is true, correct and complete, and this application is not in violation of any security interest or oth obligations. The undersigned certifies on behalf of the corporation, it is understood that a misrepresentation of fact is cause for rejection of the 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 the certify that I have read and am familiar with Title 4 of the Alaska statutes and its regulations, and that in accordance with the certify that I have read and am familiar with Title 4 of the Alaska statutes and its regulations, and that in accordance with the certify that I have read and am familiar with Title 4 of the Alaska statutes and its regulations, and that in accordance with the provide all information required by the Alcoholic Beverage Control Board in support of this application. GNATURE OF CURRENT LICENSEE(S)	22 425 1116			
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me & Title (Please Print) Name & Title (Please Print)				
LATING (President) Calvin (Indan) (President)				
Subscribed and sworn to before MELONIE CHAMMED Subscribed and sworn to before RICHARD FEEZ. day of Junyan Apple. this 20 day of DEC., 2005.	ANTE			
Milliama 20 1 Cet	llan			
uns Corp 8/02	llun			

Trans Corp 8/02

Alcoholic Beverage Control Board 550 W. 7th Ave Suite #540 Anchorage, AK 99501 www.abc.revenue.state.ak.us

Liquor License Transfer

PAGE 2 OF 2 Corporation Information

Mo/Day

(907) 269-0350

Fax: (907) 272-9412

This application is for: Seasonal - Two 6-month periods in each year of the biennial period beginning

and ending

Mo/Day

X Full 2-year period Type of Application:

X Transfer of Ownership X Relocation

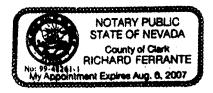
☐ Establishment Name

Noticy public in and for the State of Alaska

Notary publican and for the State of Nevode

My Commission expires:





Assembly Memorandum No. AM 267-2006, Wylie Coyote #859 - Transfer of Ownership, Location, and Name Change for a Beverage Dispensary Liquor License (Downtown Community Council).

Department: Clerk's Office

Reference No.

Introduced: P.H. Date:

LTI 4-18-06

Action:

APPROVED 4-18-06

LATE RECONSIDERATION FAILED 4-18-06

Submitted by:

Chair of the Assembly at the Request of the Mayor Planning Department

Prepared by: For reading

March 28, 2006

Anchorage, Alaska AR 2006-67

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> A RESOLUTION OF THE ANCHORAGE MUNICIPAL ASSEMBLY APPROVING AN ALCOHOLIC BEVERAGES CONDITIONAL USE IN THE B-2B DISTRICT FOR A NEW BEVERAGE DISPENSARY USE PER AMC 21.40.160 D.13. FOR CALYPSO; LOCATED ON LOT 7, BLOCK 110, ANCHORAGE ORIGINAL TOWNSITE; SITE ADDRESS BEING 637 A STREET; GENERALLY LOCATED ON THE NORTHEAST CORNER OF A STREET AND EAST 7TH AVENUE.

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(Calypso) (Case 2006-025)

13 14

THE ANCHORAGE ASSEMBLY RESOLVES:

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Section 1. The conditional use permit for an Alcoholic Beverages Conditional Use in the B-2B District for a new Beverage Dispensary use and license per AMC 21.40.160 D.13. for Calypso; located on Lot 7, Block 110, Anchorage Original Townsite, meets the applicable provisions of AMC 21.50.020 and AMC 21.50.160.

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Section 2. The subject conditional use permit is subject to the following conditions of approval:

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1. A Notice of Zoning Action shall be filed with the State District Recorder's Office within 120 days of the Assembly's approval of the final conditional use approval for a beverage dispensary use in the B-2B District.

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2. All uses shall conform to the plans and narrative submitted with this conditional use application, including the building plans except as modified by this approval.

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34 35 3. This conditional use approval is for an Alcoholic Beverages Conditional Use in the B-2B District for a Beverage Dispensary use per AMC 21.40.160.D.13 for a martini lounge of approximately 6,286 SF located on Lot 7, Block 110, Anchorage Original Townsite. The dining and lounge area will have one fixed bar. Plans indicate 91 seats: 10 fixed seats and 81 non-fixed seats.

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39 40 4. On-premise sales of alcohol beverages will be from 11:00 AM to 2:00 AM, Monday through Sunday, 365 days a year. Liquor sales represent 85 percent compared to 15 percent food sales.

1 2 3 4 5	5. Upon demand, the applicant shall demonstrate compliance with the liquous "Server Awareness Training Program," approved by the State of Alask Alcoholic Beverage Control Board, such as or similar to, the program for Techniques in Alcohol Management (T.A.M.).
6 7 8 9 10 11 12 13	6. 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.
15 16 17 18	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.
19 20 21	Section 3. Failure to comply with the conditions of this conditional use permit shall constitute grounds for its modification or revocation.
22 23 24	Section 4. This resolution shall become effective immediately upon passage and pproval by the Anchorage Assembly.
25 26 27	PASSED AND APPROVED by the Anchorage Assembly thisay of2006.
28	TTEST: Chair
	unicipal Clerk
	(Planning Case Number 2006-025) (Tax Parcel Number 002-125-09)



MUNICIPALITY OF ANCHORAGE ASSEMBLY MEMORANDUM

No. AM 181-2006

Meeting Date: March 28, 2005

From: Mayor

Subject: AR 2006-67

Alcoholic Beverages Conditional Use in the B-2B District for a Beverage Dispensary Use per AMC 21.40.160 D.13 for Caldou Corporation, dba Calypso.

Caldou Corporation has made application for a beverage dispensary alcoholic beverage conditional use in the B-2B District for Lot 7, Block 100, Anchorage Original Townsite, per AMC 21.40.160 D.13 for a martini lounge in an existing building, dba Calypso.

The proposal is for a new beverage dispensary alcoholic beverage conditional use at 637 A Street, located at the northeast corner of A Street and East 7th Avenue. Calypso will be located in a 6,286 square-foot building. The lounge will have seating for 91: 10 fixed seating and 81 non-fixed seating. On-site parking is not required in the B-2B zoning district. Sixteen spaces are shown on adjacent Lot 8 to the east, but are not part of the application. A loading area is provided on the north side of the proposed lounge. Driveways are proposed from an alley located on the north side of the site.

AMC 21.50.160 B. requires that a list of all alcohol licenses located within a minimum of 1,000 feet of the proposed conditional use be provided. There are two beverage dispensary, two beverage dispensary—tourism, and two restaurant/eating place licenses within 1,000 feet of the proposed restaurant. Approving this conditional use for a beverage dispensary use and license would add a third beverage dispensary use and license in this area. There do not appear to be any churches or schools within 200 feet of the petition site.

Calypso will typically be open Monday through Sunday from 11:00 AM to 2:00 AM, or as permitted by law. The petitioner estimates that 85 percent of his total sales will be for alcohol. Employees will be trained in handling inebriated patrons, and will be trained in accordance with the Alcoholic Beverage Control Board's "Liquor Server Awareness Training Program."

The Anchorage Police Department had no liquor-related incident calls to this address during the past two years. There are no personal or business taxes owing. The Department of Health and Human Services provided no comment.

AR 2006-67

1	This conditio	nal use for the beverages dispensary use and license in the B-2B District				
2	generally meets the applicable provisions of AMC Titles 10 and 21, and Alaska Statute					
3	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 & Community				
8		Development				
9	Concur:	Denis C. LeBlanc, Municipal Manager				
10	Respectfully s	ubmitted: Mark Begich, Mayor				

A. Resolution No. AR 2006-67, a resolution of the Anchorage Municipal Assembly approving an alcoholic beverages conditional use in the B-2B District for a new beverage dispensary use per AMC 21.40.160 D.13. for Calypso; located on Lot 7, Block 110, Anchorage Original Townsite; site address being 637 A Street; generally located on the northeast corner of A Street and East 7th Avenue (Calypso) (Case 2006-025), Planning Department.

ACTION: FAILED

IMMEDIATE RECONSIDERATION FAILED

CALDOU CORPORATION

637 A Street Anchorage, Alaska 99501

May 23, 2006

VIA FACSIMILE #343-4417

Julia Tucker, Assembly Counsel Anchorage Municipal Assembly 632 W. 6th Ave. Ste. 250 Anchorage AK 99501

Re: Caldou Corporation Transfer of Ownership

Dear Assembly Members,

As you know, on April 18, 2006, Caldou Corporation was denied a conditional use under Assembly Resolution 2006-67, for reasons stated on the public record. On the same evening, the Assembly was to consider the transfer of ownership of the license as well. It is unclear as to whether or not the Assembly approved the stand-alone transfer of ownership to Caldou. Therefore, we are asking this body to approve the transfer of ownership in a formal way so that Caldou can recover from the severe financial impacts of the Assembly's rejection of the conditional use application for the proposed A Street location.

Caldou Corporation urges your support for AR #2006-141, which will clarify the public record to reflect the Assembly's denial of the conditional use application for the 637 A Street location, but will clarify that the Assembly did not object to the transfer of ownership, only to the proposed location. Should this body approve the stand-alone transfer of ownership, Caldou will hold the license until such time as they can procure a new more suitable location and a new conditional use approved by the Assembly.

Caldou Corporation and its members, expressly agree to abandon their attempts to seek a conditional use and/or an appeal of the Assembly's denial of the conditional use for the 637 A Street location if AR #2006-141 passes this body. This would enable Caldou Corporation to protect its not inconsiderable investment in the liquor license without being forced to pursue legal avenues of appeal.

Thank you for your time and support of AR #2006-141, which will allow Caldou to hold their liquor license until such time as a suitable location for the license can be found and approved by this body.

Sincerely,

Douglas Locke

cc: W. Sherman Ernouf

Calvin Woodland

Calin Voullas