Submitted by:

Chair of the Assembly at

Prepared by:

the request of the Mayor Planning Department

For reading

February 26, 2008

CLERK'S OFFICE APPROVED Date: 2-26-08

Anchorage, Alaska AR No. 2008-27

A RESOLUTION OF THE ANCHORAGE MUNICIPAL ASSEMBLY APPROVING AN ALCOHOLIC BEVERAGES CONDITIONAL USE IN THE B-3 (GENERAL BUSINESS) DISTRICT FOR A BEVERAGE DISPENSARY TOURISM USE AND LICENSE PER AMC 21.40.180 D.8, FOR DENALI LODGING LLC, DBA DENALI HOTEL SUITES, DBA EMBASSY SUITES HOTEL - ANCHORAGE, ALASKA; LOCATED AT 600 EAST BENSON BOULEVARD, WITHIN TRACT A, HIGHLINE SUBDIVISION, ADDITION #1; GENERALLY LOCATED ON THE SOUTH SIDE OF BENSON BOULEVARD BETWEEN NEW SEWARD HIGHWAY AND DENALI STREET.

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(Midtown Community Council) (Case 2008-030)

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THE ANCHORAGE ASSEMBLY RESOLVES:

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Section 1. This conditional use approval is for an Alcoholic Beverages Conditional Use in the B-3 District for a Beverage Dispensary Tourism Use and license per AMC 21.40.180 D.8, for Denali Lodging, LLC, dba Denali Hotel Suites, LLC, dba Embassy Suites Hotel - Anchorage, Alaska; located within Tract A, Highline Subdivision, Addition #1; generally meets the applicable provisions of AMC 21.50.020 and AMC 21.50.160.

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The conditional use for an Alcoholic Beverages Conditional Use for a Beverage Dispensary Tourism Use is for a 169-guest room hotel which includes a 102chair restaurant and a 33-chair lounge/bar.

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The conditional use is approved subject to the following conditions: Section 3.

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A Notice of Zoning Action shall be filed with the District Recorder's Office within 120 days of the Assembly's approval of a final conditional use approval for a Beverage Dispensary Tourism Use in the B-3 District, and compliance with the other conditions set forth herein.

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All uses shall conform to the plans and narrative submitted with this conditional use application.

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This conditional use approval is for an Alcoholic Beverages Conditional Use in the B-3 District for a Beverage Dispensary Tourism Use per AMC 21.40.180.D.8, for Embassy Suites Hotel – Anchorage, Alaska. The hotel has 169-guest rooms and a 102-chair restaurant and a 33-chair lounge/bar.

 4. The on-premise sale of alcohol beverages will be seven days a week as permitted per the Alaska Alcoholic Beverage Control Board requirements. Alcoholic beverage sales will constitute approximately ten (10) percent to the ratio of ninety (90) percent food sales.

5. 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.).

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.

7. A copy of the conditions imposed by the Assembly in connection with this conditional use approval shall be maintained on the premise.

<u>Section 4.</u> Failure to comply with the conditions of this conditional use permit shall constitute grounds for its modification or revocation.

<u>Section 5.</u> This resolution shall become effective immediately upon passage and approval by the Anchorage Assembly.

PASSED AND APPROVED by the Anchorage Assembly this 26th

2008.

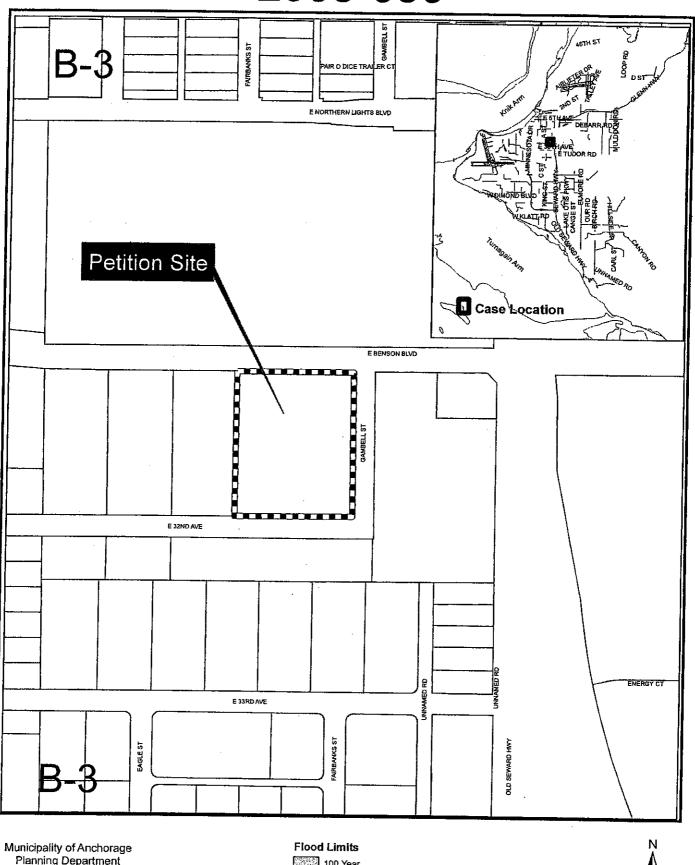
day of

ATTEST:

Chair

Municipal Clerk

(Planning Case Number 2008-030) (Tax Identification Number 009-043-36)



Municipality of Anchorage
Planning Department

100 Year

500 Year

Date: January 02, 2008

Floodway

Plood Limits

100 Year

500 Year

Floodway

150 300 600

PLANNING DEPARTMENT STAFF ANALYSIS CONDITIONAL USE - ALCOHOLIC BEVERAGE SALES

DATE:

February 26, 2008

CASE NO.:

2008-030

APPLICANT:

Denali Lodging, LLC

dba Embassy Suites Hotel

REPRESENTATIVE:

Navin C. Dimond

REQUEST:

Conditional Use for an Alcoholic Beverages Conditional

Use in the B-3 District for a Beverage Dispensary Tourism Use and License per AMC 21.40.180.D.8

LOCATION:

Tract A, Highline Subdivision Addition 1; generally located on the south side of Benson Boulevard between

New Seward Highway and Denali Street.

STREET ADDRESS:

600 E. Benson Boulevard

COMMUNITY

Mid-Town

COUNCIL:

TAX PARCEL:

009-043-36

ATTACHMENTS

1. Location Map

2. Departmental Comments

3. Application4. Posting Affidavit

5. Historical Information

RECOMMENDATION SUMMARY:

This conditional use generally meets the required standards of AMC Title 10 and Title 21.

SITE:

Acres:

134,989 SF /3.1 acres

Vegetation:

Arterial Landscaping along Benson Boulevard

Zoning:

B-3

Topography:

Generally Level

Existing Use:

Hotel

Planning Staff Analysis Case No. 2008-030 Page 2 of 10

Soils:

Public Sewer & Water

COMPREHENSIVE PLAN – Anchorage 2020

Classification:

Major Employment Mid-town Center, Redevelopment/Mixed-

Use Area

Density:

N/A

SURROUNDING AREA

NORTH

EAST

SOUTH

WEST

Zoning:

B-3

B-3

B-3

R-4

Country Village

Vacant

Town and

Land Use: Sears Mall

Mall; Restaurant; Fred Meyers

Apartment Retail

Country Shopping

Mall; other commercial

SITE DESCRIPTION AND PROPOSAL:

The petition site is bounded on the west by Denali Street, Benson Boulevard on the north, East 32nd Avenue to the south and Gambell Street on the east. The New Seward Highway is one tract to the east. A new 169 room hotel is under construction on the site. It is scheduled for completion in May, 2008. The petitioner dba Embassy Suites Hotel has applied to the Alcoholic Beverages Control Board for a new beverage dispensary tourism license.

The petitioner is seeking final conditional use approval for an alcoholic beverages conditional use in the B-3 District for a Beverage Dispensary -Tourism Use per AMC 21.40.180D.8 for the Embassy Suites Hotel. The hotel will offer complimentary breakfast, complimentary Evening Manager's Reception (which provides complimentary beer, wine and mixed drinks and Hors d'oeurves), a full service restaurant, lobby bar and banquet/meeting facilities. The restaurant will serve lunch and dinner daily.

Alcohol will be served in the restaurant and lobby bar Monday thru Sunday during the hours 5:00 PM to 10:00 PM in the restaurant and 4:00 PM to 12:00 AM in the lobby bar. The lobby lounge has a bar with non-fixed seating for thirty-three (33). The restaurant has seating for 102. The sale of alcoholic beverages will represent 10% compared with 90% food sales. All employees that have direct contact with alcohol will be trained in accordance with the Alcoholic Beverage Control Board's Liquor Server Awareness Training Program. Non-alcoholic beverages will be available, notices of penalties for driving intoxicated will be posted, and patrons will have access and assistance to public transportation. There will be no entertainment defined as "indecent material" or "adult entertainment," no happy hours, games or contests that

Planning Staff Analysis Case No. 2008-030 Page 3 of 10

include consumption of alcoholic beverages, and no solicitation or encouragement of alcoholic beverage consumption. Sales to persons who are inebriated or underage are prohibited. There is sufficient parking provided as evidenced by the approved building permit.

Municipal records show no schools or churches within 200 feet of the petition site.

PUBLIC COMMENTS:

Forty-seven (47) public hearing notices (PHNs) were mailed January 25, 2008. At the time this report was written, one PHN was received in favor of the conditional use.

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 Midtown 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.

Several goals of the Anchorage 2020 Plan 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. Hotel dining, night clubs, bars and restaurants which serves alcohol enhances the hospitality and tourism industry in Anchorage, and provide eating places for local residents and downtown employees. 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).

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

This standard is met.

Planning Staff Analysis Case No. 2008-030 Page 4 of 10

The B-3 Business District zoning regulations allow alcoholic beverage sales through the conditional use permit process: AMC 21.40.180 D.8. Liquor stores, restaurants, tearooms, cafes, private clubs or lodges and other places serving food or beverages involving the retail sale, dispensing or service of alcoholic beverages in accordance with section 21.50.160. Title 21 defines hotel as meaning "any building containing 20 or more guestrooms accessible only by means of an interior corridor, rented for compensation by the day or week and offered for use by the general public in conjunction with subordinate services and facilities, such as restaurants, meeting rooms and the like."

Alaska Statute 04.11.090 provides the area designated as the licensed premises under a beverage dispensary license issued to a hotel that caters to the traveling public as a substantial part of its business may include the dining room, banquet room, guests' rooms, and other public areas approved by the (Alcohol Beverage Control) board. Under this same state statute the number of new beverage dispensary licenses available is limited by a population methodology. Tourism licenses (beverage dispensary or restaurant eating place license), on the other hand, are approved by the Alcohol Beverage Control Board upon a showing that construction of a tourist facility will encourage tourism, and that the tourist business will constitute a substantial portion of the business of the tourist facility, per Alaska Administrative Code 13 AAC 104.325.

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 B-3 District is intended for general commercial uses, including hotels. The Mid-Town area commercial uses include restaurants, banks, retail stores, grocery stores, movie theaters, auto-related stores, department stores, hotels, etc. The Sears Mall is located on the north side of Benson Boulevard across the street from the hotel. The hotel restaurant and lobby bar is compatible with the B-3 District and existing uses in the Mid-Town area.

There are no Beverage Dispensary Tourism licenses within 1,000 feet of the petition site.

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.

Planning Staff Analysis Case No. 2008-030 Page 5 of 10

There are two (2) beverage dispensary licenses, seven (7) restaurant licenses, and two (2) package store licenses. Approving this beverage dispensary tourism license will add a third beverage dispensary license but the first tourism license within a 1,000-foot radius of the petition site.

Alaska Statute 04.11.410, Restriction of location near churches and schools, restricts beverage dispensary and package store licenses from being located, measured by the shortest pedestrian route from the outer boundaries of the school ground or the public entrance of the church. According to Municipal records, there are no known churches or schools within 200 feet of the petition site.

- 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 is met.

The B-3 District provides that all required parking be provided on site. The 169 room hotel requires one parking space per guest room, and does not calculate additional parking for the restaurant use or lounge/bar use. Including six handicap spaces, 176 parking spaces are provided. Two Type B loading berths are provided.

The Traffic Department and the State of Alaska Department of Transportation had no comments on this request. Driveway access has been approved to Benson Boulevard and East 32nd Avenue. Public transportation is available demand for and along the Old Seward Highway.

2. The availability of public services and facilities.

This standard is met.

Electrical, water and sewer, natural gas are available on site. Road infrastructure and public transit is already in place.

3. Noise, air, water, or other forms of environmental pollution.

This standard is met.

Planning Staff Analysis Case No. 2008-030 Page 6 of 10

As a land use, a beverage dispensary conditional use in a billiard parlor and license will not cause or contribute to any environmental pollution. The public parking lot is paved, which helps control air 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 beverage dispensary license. This is an existing commercial site.

Standards Chapter 10.50 Alcoholic Beverages

In the exercise of its powers and under AS 04.11.480 and 13 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.

Approval of this conditional use will add a third beverage dispensary license within 1,000-feet.

| The Office Lounge | 545 E. Northern Lights Blvd. | License #806 | Beverage Dispensary | | |
|---------------------------------|---------------------------------|---------------|------------------------|--|--|
| Kinley's Bar & Grill | 3220 Seward Hwy. | License #4664 | Beverage Dispensary | | |
| Moose's Tooth Pub & Pizzeria | 3220 Seward Hwy. | License #4664 | Beverage Dispensary | | |
| Pizza Plaza | 601 E. Northern Lights Blvd. | License #891 | Restaurant | | |
| Panda Restaurant | 605 E. Northern Lights Blvd. | License #3077 | Restaurant | | |
| Peking Palace | 500 E. Benson Blvd. | License #1691 | Restaurant | | |
| Café Amsterdam | 530 E. Benson Blvd. #3 | License #3219 | Restaurant | | |
| Qdoba Mexican | 702 E. Benson Blvd. | License #4474 | Restaurant | | |

Planning Staff Analysis Case No. 2008-030 Page 7 of 10

| Grill | | | |
|--------------------------------|-------------------------------|---------------|---------------|
| Clair d'Loon | 3210 Denali Street #8 | License #4291 | Restaurant |
| Sushi & Sushi | 3337 Fairbanks St. | License #1866 | Restaurant |
| Fred Meyers #11 | 1000 E. Northern Lights Blvd. | License #4179 | Package Store |
| Oaken Keg Spirit Shop #1806 | 600 E. Northern Lights | License #795 | Package Store |

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 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.

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.

The restaurant operates seven days a week. Alcohol sales will be "as permitted per ABC requirements, only during the hours allowed for the specific day of the week applicable".

Planning Staff Analysis Case No. 2008-030 Page 8 of 10

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 a licensed premise. 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.

According to the application the petitioner states that the employees will be trained and patron identification will be checked. At the time this report was written, no comments had been received from the Anchorage Police.

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

This standard is met.

There are no delinquent Personal Property Taxes, Real Property Taxes owing at this time according to the Treasury Division.

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

Planning Staff Analysis Case No. 2008-030 Page 9 of 10

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.

No comments were received from the Department of Health and Human Services at the time this report was 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 an Alcoholic Beverage Dispensary Tourism Conditional Use in the B-3 District for Embassy Suites Anchorage per AMC 21.40.180.D.8, located at 600 E. Benson Blvd. This conditional use and license generally meets the required standards of AMC Title 10 and Title 21.

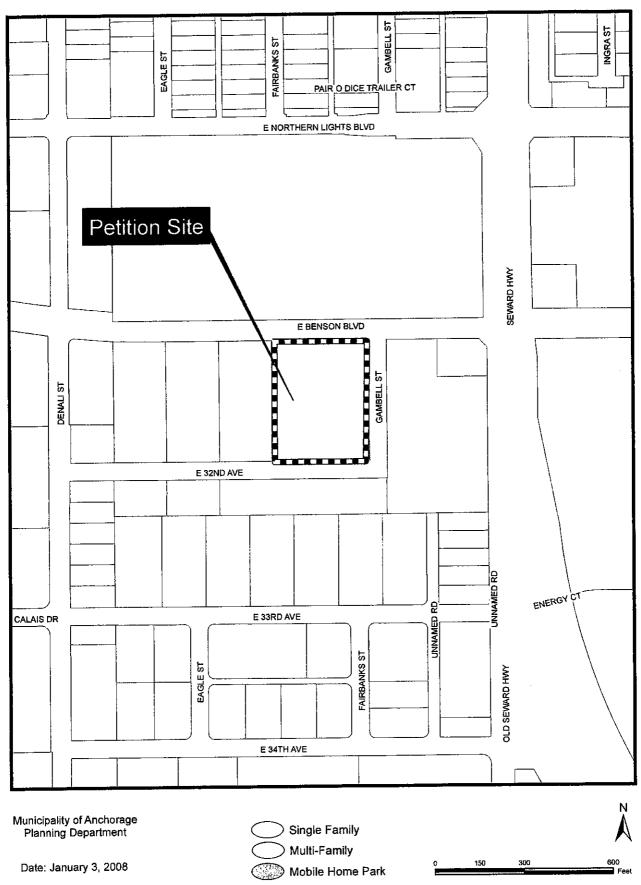
If after a public hearing on the matter, the Anchorage Assembly finds that the required standards have been met; staff recommends the following conditions of Approval:

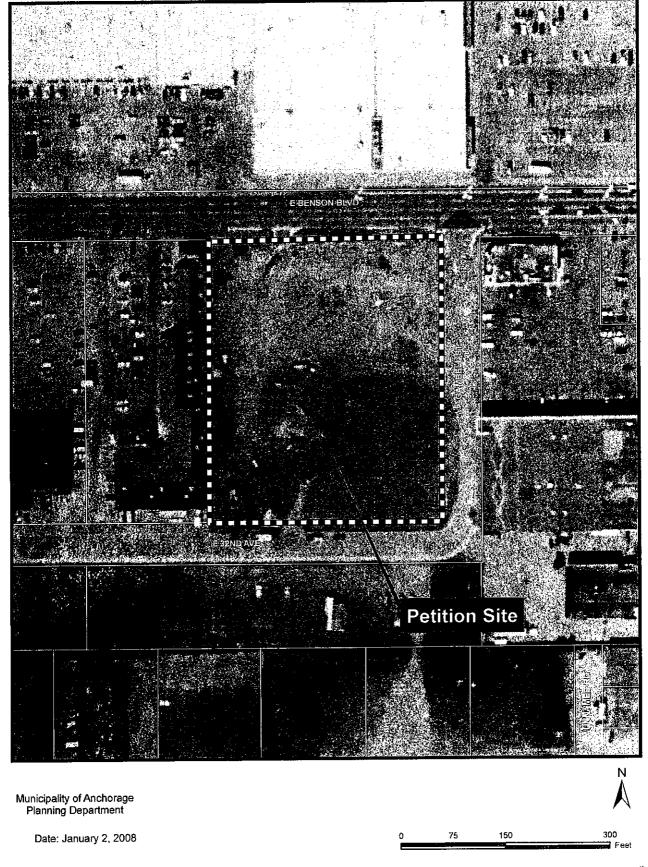
1. A notice of Zoning Action shall be filed with the District Recorder's Office within 120 days of the Assembly's approval of a final conditional use

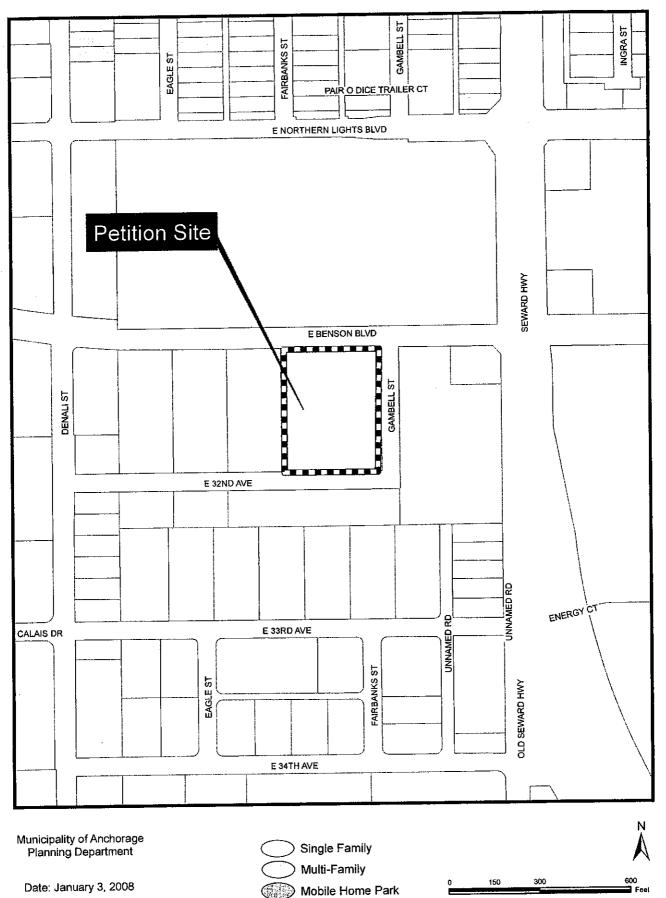
Planning Staff Analysis Case No. 2008-030 Page 10 of 10

approval for a Beverage Dispensary Tourism Use in the B-3 District and compliance with the other conditions set forth herein.

- 2. All uses shall conform to the plans and narrative submitted with this conditional use application.
- 3. This conditional use approval is for an Alcoholic Beverage Dispensary Tourism Conditional Use for the Embassy Suites Hotel Anchorage, Alaska in the B-3 District per AMC 21.40.180.D.8.
- 4. On-premise sale of alcohol beverages will be seven days a week as permitted by ABC regulations. Alcoholic beverage sales will constitute approximately ten (10) percent to the ratio of ninety (90) percent food sales.
- 5. 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.).
- 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.
- 7. A copy of the conditions imposed by the Assembly in connection with this conditional use approval shall be maintained on the premise.

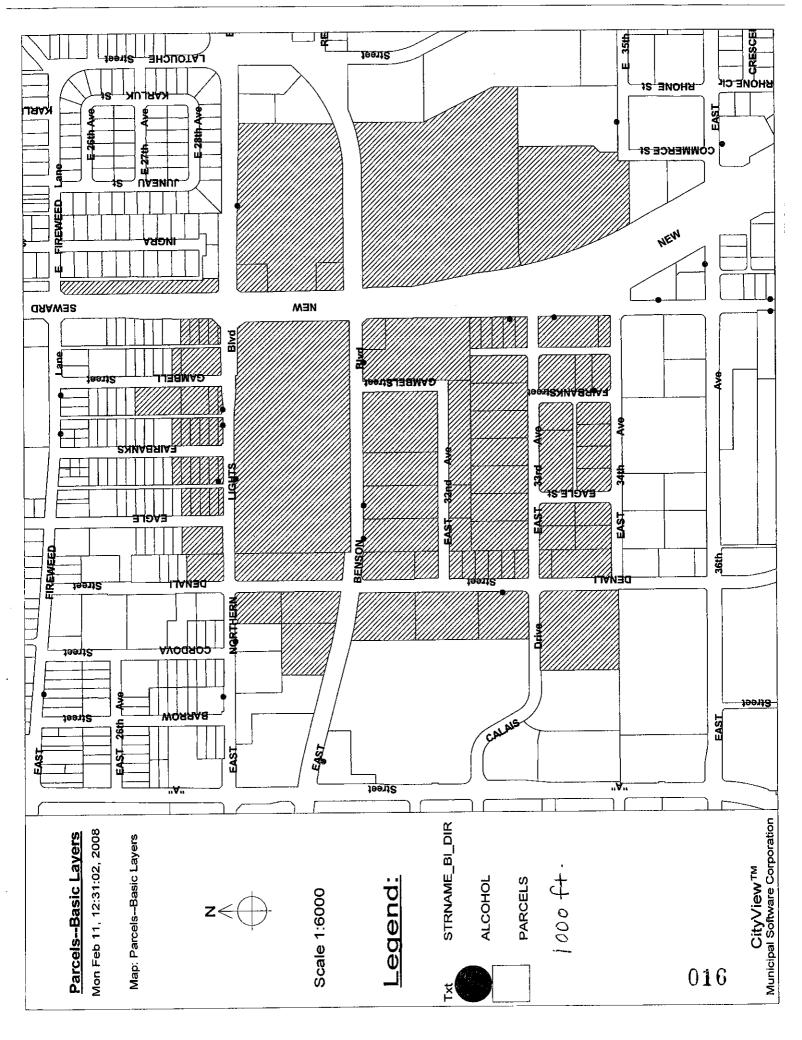






Alcohol Existing License List Report Case Number: 2008-030 Description: 1000'

| Parcel | <u>Parcel Owner Name</u> | <u>Parcel Owner Address</u> Business Address | <u>City </u> | <u>State</u> Lic, Zone | <u>Zip</u> Lic. Type |
|------------------------------|---|--|---|---------------------------|-------------------------|
| 00320115000 | FRED MEYER STORES INC | 17 | TULSA | OK | 74135 |
| Fred Meyer #11 | Fred Meyers Stores Inc. | ights Blvd | 4179 | B3 | Package Store |
| 00901438000 | MARSCH KURT P & PAMELA L | 8133 OLD SEWARD HYWY | ANCHORAGE | AK | 99518 |
| Office Lounge | Abdul-Halim, Nura | 545 E Northern Lights Blvd | 806 | B3 | Beverage Dispensary |
| 00901501000 | MATARAGAS EFSTATHIOS K & | 601 E NORTHERN LTS BLVD | ANCHORAGE | AK | 99503 |
| Pizza Plaza | PJ's Pizza Plaza, Inc | 601 E Northern Lights Blvd | 891 | B3 | Restaurant/Eating Place |
| 00901549000 | CHOI DAE H & JUNG S | 2341 HEATHERBROOK CIR | ANCHORAGE | AK | 99504 |
| Panda Restaurant | Jin Song Zhao/Tseng Chaing Lee | 605 E Northern Lights Blvd | 3077 | B3 | Restaurant/Eating Place |
| 00904201000 | SEARS ROEBUCK & COMPANY Carr Gottstein Food Co. | 3333 BEVERLY ROAD/B2-122A | HOFFMAN EST | IL | 60179 |
| Oaken Keg Spirit Shop #1806 | | 600 E Northern Lights Blvd | 795 | B3 | Package Store |
| 00904333000 | WEDGEWOOD MORTGAGE LLC | 6130 OLD SEWARD HWY #B | ANCHORAGE | AK | 99518 |
| Peking Palace | Choi, Joon K. | 500 E Benson Blvd | 1691 | B3 | Restaurant/Eating Place |
| 00904334000 | SHIMEK JOSEPH R W | PÓ BOX 93890 | ANCHORAGE | AK | 99509 |
| Café Amsterdam | Shauna Pajak | 530 E Benson Blvd #3 | 3961 | B3 | Restaurant/Eating Place |
| 00904342000 | FURNITURE ENTERPRISES OF Flavors West LLC | 940 E 38TH AVE | ANCHORAGE | AK | 99503 |
| Qdoba Mexican Grill | | 702 E Benson Blvd | 4474 | B3 | Restaurant/Eating Place |
| 00905111000 | CALAIS CO INC | 2525 BLUEBERRY RD STE 204 | ANCHORAGE | AK | 99503 |
| Clair d' Loon | Karen Lesko, Stephen P. Lesko | 3210 Denali St#8 | 4291 | B3 | Restaurant/Eating Place |
| 00905222000 | YORBA LLC | 7146 CANDACE CIRCLE | ANCHORAGE | AK | 99516 |
| Kinley's Bar & Grill | Kinley's Restaurant & Bar, Inc | 3220 Seward Hwy | 4664 | B3 | Beverage Dispensary |
| 00905230000 | LEE AE KYONG | 2861 BELUGA BAY CIRCLE | ANCHORAGE | AK | 99507 |
| Sushi & Sushi | LMK inc. | 3337 Fairbanks St | 1866 | B3 | Restaurant/Eating Place |
| 00905282000 | MORELAND PROPERTIES LLC | 1317 W NORTHERN LIGHTS BLVD | ANCHORAGE | AK | 99503 |
| Moose's Tooth Pub & Pizzeria | Fresh Ale Pubs, LLC | 3300 Old Seward Hwy | 3971 | B3 | Beverage Dispensary |



DEPARTMENTAL COMMENTS

Municipality of Anchorage Treasury Division Memorandum

RECEIVED

JAN 2 4 2008

PLANNING DEPARTMENT

Date:

January 23 2008

To:

Rich Cartier, Planning Dept.

From:

Daisy VanNortwick, Revenue Officer

Subject:

Liquor License Conditional Use Comments

Request: Conditional Use permit # 2008-030 Denali Lodging LLL dba Denali Hotel Suites, dba Embassy Suites Anchorage, located at , 600 E Benson Blvd. Anchorage AK 99503

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



Municipality of Anchorage



Project Management & Engineering Department

Comments to Miscellaneous Zoning Applications

RECEIVED

JAN 3 0 2008

DATE:

January 29, 2008

MUNICIPALITY OF ANCHORAGE PLATTING DIVISION

TO:

Jerry Weaver, Platting Officer

FROM:

Sharen Walsh, P.E., Private Development Plan Review Engineer

SUBJECT:

Comments for hearing date: February 26, 2008

Case No. 2008-030 - Request for a conditional use to permit: a hotel serving alcoholic beverages

PM&E has no objection to this conditional use request.

Case No. 2008-031 - Request for a conditional use to permit: an alcoholic beverage dispensary use

PM&E has no objection to this conditional use request.



MUNICIPALITY OF ANCHORAGE

Traffic Department



MEMORANDUM

RECEIVED

DATE:

January 15, 2008

JAN 17 2008

T0:

Jerry T. Weaver, Platting Supervisor, Planning Department MUNICIPALITY OF ANCHORAGE PLATTING DIVISION

THRU:

Leland R. Coop, Associate Traffic Engineer 4

FROM:

Mada Angell, Assistant Traffic Engineer

SUBJECT:

Traffic Engineering and Transportation Planning Comments for

February 26, 2008 Assembly Public Hearing

08-030

Highline; Conditional Use to serve alcohol; Embassy Suites

If no additional parking is required as a result of this conditional use application, Traffic Engineering and Transportation Planning have no comment.

08-031

International Airport; minor amendment to conditional use to

serve alcohol

Traffic Engineering and Transportation Planning have no comment.

E-MAILED

Municipality Of Anchorage ANCHORAGE WATER & WASTEWATER UTILITY

MEMORANDUM

DATE:

January 8, 2008

TO:

Jerry Weaver, Zoning Division Administrator, Planning Department

FROM:

Paul Hatcher, Engineering Technician III, AWWU PAH

SUBJECT:

Zoning Case Comments

Planning & Zoning Commission Hearing February 26, 2008

Agency Comments due January 29, 2008

AWWU has reviewed the materials and has the following comments.

08-030

HIGH LINE #1 TR A, A request concept/final approval of a conditional use to permit: a hotel serving alcoholic beverages, Grid SW1631

- 1. AWWU water main line located in E 32nd Avenue currently serves property.
- 2. AWWU sanitary sewer line located in E 32nd Avenue currently serves property.
- 3. AWWU has no objection to the conditional use permit.
- 08-031 ADA 30271 INTL ARPT MAIN TERMINAL LEASE, A request concept/final approval of a conditional use to permit: an alcoholic beverage dispensary use, Grid SW1924
 - 1. AWWU water and sanitary sewer currently serve this property.
 - 2. AWWU has no objection to the conditional use permit.

If you have any questions pertinent to public water and sanitary sewer, you may call me at 564-2721 or the AWWU planning section at 564-2739, or e-mail paul.hatcher@awwu.biz.

Municipality of Anchorage P. O. Box 196650 Anchorage, Alaska 99519-6650 (907) 343-7942

FIRST CLASS MAIL

JAN 2 8 2008

Municipality of Anchorage Zoning Division

| 009-052-35-00 | D |
|---------------|---------------|
| WESTSIDE DE | VELOPMENT LLC |
| 1010 BEECH L | ANE |
| ANCHORAGE, | AK 99501 |
| _ | |

| ASSEMBLY | PUBLIC HEARING Tuesday, February 26, 2008 |
|---|---|
| | |
| Planning Dept | Case Number: 2501 2008-030 01 Illumidation in the Illumidation in |
| The Assembly of t its regular meeting the Z. J. Loussac I | he Municipality of Anchorage will hold a public hearing on a petition proposing a conditional use at good of Tuesday, being average. The meeting begins at 6:00 p.m. in the Assembly Chambers of Library, 3600 Denail Street. The petition is for the following: |
| CASE: | 2008-030 |
| PETITIONER: | Denali Lodging, LLC |
| REQUEST: TOTAL AREA: | Assembly conditional use for a hotel serving alcoholic beverages 3.100 acres |
| SITE ADDRESS: | 600 E BENSON BLVD |
| CURRENT ZONE: COM COUNCIL(S): | B-3 General business district 1Midtown 2Rogers Park |
| | · · · · · · |
| LEGAL/DETAILS: | A Beverage Dispensary-Tourism Alcoholic Beverage Conditional Use for Embassy Suites Hotel. High Line Subdivision #1, Tract A. |
| | |
| The Zoning Ordina This will be the on | ance requires that you be sent notice because your property is within the vicinity of the petition area. It is public hearing and you are invited to attend and pression, if you so desire. |
| of Anchorage Dea | o comment on the petition this form may be used for se. Mailing Address: Municipality partment of Planning, P.O. Box 198650, Anchorage 650. For more information call: 13-7927. Case information may be viewed at www.ñ-um-o-ŷ by selecting Departments/Planning/Zoning s. |
| Name: | Vestside Development, LCC / ComE MICHAEL |
| Address: | |
| Legal Description: | |
| Comments: | |
| | No objection |
| | , j j j |

APPLICATION

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. | |
|--|---|
| Please III III tile imornation asked to belevi | |
| DETITIONED! | PETITIONER REPRESENTATIVE (IF ANY) |
| PETITIONER* Name (last name first) Dimond, navin C. albia benail Hold suites | Name (last name first) |
| Mailing Address 9100 E. Panocema Drive # 300 | Mailing Address |
| Englewood co 80112 | All-lab. |
| Contact Phone: Day: 303- 765 - 3100 Night: | Contact Phone: Day: Night: |
| FAX: 303 - 786 - 3199 | FAX: |
| | E-mail: |
| *Report additional petitioners or disclose other co-owners on supplemental form. Fa | silure to divulge other beneficial interest owners may delay processing of this application. |
| PROPERTY INFORMATION | 00013 |
| Property Tax #(000-000-00-000): 000 - 043 - 36 - 6 Site Street Address: 600 E. Benson Bivol | Anchorage AK 99503 |
| 0110 0110011111111111111111111111111111 | |
| TO A Land of the state of the s | Ct A, Highline subdivision, addition 4, |
| accordung to the official plat thereof, fi | led under Plat # 70-296 |
| g ccorona o | |
| | |
| | |
| | |
| Acreage: 3. | Grid # 5W163/ |
| Zoning: 8-3 Acreage: 3. | Grid # 5W163/ |
| Zoning: . 8-3 Acreage. | |
| ALCOHOLIC BEVERAGE CONTROL BOARD LICENSE | PROPOSED |
| ALCOHOLIC BEVERAGE CONTROL BOARD LICENSE Beverage Dispensary Private Club | PROPOSED Restaurant, exempt |
| ALCOHOLIC BEVERAGE CONTROL BOARD LICENSE Beverage Dispensary Beverage Dispensary-Tourism Private Club Public Convenie | PROPOSED Restaurant, exempt Theater |
| ALCOHOLIC BEVERAGE CONTROL BOARD LICENSE Beverage Dispensary Beverage Dispensary-Tourism Brew Pub Recreational Brew Pub | PROPOSED Restaurant, exempt |
| ALCOHOLIC BEVERAGE CONTROL BOARD LICENSE Beverage Dispensary Beverage Dispensary-Tourism Brew Pub Package Store Recreational Restaurant | PROPOSED Restaurant, exempt Theater Other (Please explain): |
| ALCOHOLIC BEVERAGE CONTROL BOARD LICENSE Beverage Dispensary Beverage Dispensary-Tourism Brew Pub Package Store Is the proposed license: New Transfer of location: ABC license Transfer license location: | PROPOSED Restaurant, exempt Theater Other (Please explain): |
| ALCOHOLIC BEVERAGE CONTROL BOARD LICENSE Beverage Dispensary Beverage Dispensary-Tourism Brew Pub Package Store Recreational Restaurant | PROPOSED Restaurant, exempt Theater Other (Please explain): |
| ALCOHOLIC BEVERAGE CONTROL BOARD LICENSE Beverage Dispensary Beverage Dispensary-Tourism Brew Pub Package Store Is the proposed license: In New Transfer of location: ABC license Transfer license location: Transfer licensed premises do I hereby certify that (I am)(I have been authorized to act for) owner of the beverages conditional use permit in conformance with Title 21 of the And the application fee is nonrefundable and is to cover the costs associated the conditional use. I also understand that assigned hearing dates are the Municipal Clerk, or the Assembly for administrative reasons. | PROPOSED Restaurant, exempt Theater Other (Please explain): se number: ing business as: se property described above and that I petition for a retail sale of alcoholic chorage Municipal, Code of Ordinances. I understand that payment of with processing this application, and that it does not assure approval of entative and may have to be postponed by Planning Department, |
| ALCOHOLIC BEVERAGE CONTROL BOARD LICENSE Beverage Dispensary Private Club Public Convenie Recreational Package Store Restaurant Is the proposed license: New Transfer license location: Transfer licensed premises do I hereby certify that (I am)(I have been authorized to act for) owner of the beverages conditional use permit in conformance with Title 21 of the And the application fee is nonrefundable and is to cover the costs associated the conditional use. I also understand that assigned hearing dates are to | PROPOSED Restaurant, exempt Theater Other (Please explain): se number: ing business as: se property described above and that I petition for a retail sale of alcoholic chorage Municipal, Code of Ordinances. I understand that payment of with processing this application, and that it does not assure approval of entative and may have to be postponed by Planning Department, ritten proof of authorization) |
| ALCOHOLIC BEVERAGE CONTROL BOARD LICENSE Beverage Dispensary Beverage Dispensary-Tourism Brew Pub Package Store Recreational Restaurant Is the proposed license: New Transfer license location: Transfer licensed premises do I hereby certify that (I am)(I have been authorized to act for) owner of the beverages conditional use permit in conformance with Title 21 of the And the application fee is nonrefundable and is to cover the costs associated the conditional use. I also understand that assigned hearing dates are to Municipal Clerk, or the Assembly for administrative reasons. | PROPOSED Restaurant, exempt Theater Other (Please explain): se number: ing business as: se property described above and that I petition for a retail sale of alcoholic chorage Municipal, Code of Ordinances. I understand that payment of with processing this application, and that it does not assure approval of entative and may have to be postponed by Planning Department, |

| Application for conditional use retail sale alcoholic beverages continued | |
|---|------------------------------------|
| 문의 사업이 이 교통 회장 취취하고 있는 사고 있는데 한테 학생 관광 관광 전공 등 한테스 등 전기 (1) 교육 전후 교육으로 가는데 하는데 하는데 하나 보다 하는데 | |
| COMPREHENSIVE PLAN INFORMATION | |
| Anchorage 2020 Urban/Rural Services: Urban Rural Rural Outside | |
| Anchorage 717() West Alicilliage Flamming 7000. | |
| Anchorage 2020 Major Urban Elements: Site is within or abuls. | Town Center |
| Major Employment Center | 1 10 Mil Collice |
| Neighborhood Commercial Center Li industrial Center | i, |
| ☐ Transit - Supportive Development Corridor | |
| Eagle River-Chugiak-Peters Creek Land Use Classification: | 1 and Institutions |
| □ Commercial □ Industrial □ Parks/opens space □ Parks/opens | Land Institutions |
| ☐ Marginal land ☐ Alpine/Slope Affected ☐ Special Study | |
| Residential at dwelling units per acre | |
| Girdwood- Turnagain Arm | Land Institutions |
| ☐ 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) Westland Classification: None "C" "B" |] 'A" |
| Wetland Classification: Display Zone Display | [|
| Avaianche Zone. | |
| Floodplain: Seismic Zone (Harding/Lawson): "1" |]"4" ¤ ("5" |
| Seismic Zone (rialding/Lawson). | |
| | |
| RECENT REGULATORY INFORMATION (Events that have occurred in last 5 years for all or portion site) | |
| TT Rezoning - Case Number: | |
| ☐ Preliminary Plat ☐ Final Plat - Case Number(s): | |
| Ti 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 | |
| ☐ Wetland permit: ☐ Army Corp of Engineers ☐ Municipality of Anchorage | |
| | |
| DOCUMENTATION Footballing footballing parking grees; vehicle and D | destrict alreadation; lighting: |
| izi Site plan to scale denicting: Dulliding 100(philis, paiking areas, verillo areas, | edestrian circulation, lighting, |
| | |
| ■ Building plans to scale depicting: 1100f plans indicating the location of scale | and solvior arous, summing |
| elevations (photographs are acceptable). By Photographs of premises from each street frontage that include and show re | elationship to adjacent structures |
| l t | |
| and the premises visible street address number. ☐ Narrative: explaining the project; construction, operation schedule, and ope | n for business target date. |
| | |
| ☐ Copy of a zoning map showing the proposed location. ☐ Copy of completed Alcoholic Beverage Control Board liquor license application. | on form including all drawings and |
| attachments, if filed with ABC Board. | |
| Optional: | act analysis |

| Application for conditional use retail sale alcoholic beverages continued |
|---|
| |
| 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. |
| |
| Date Signature *Report additional petitioners or disclose other co-owners on supplemental form. Fallure 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): Embassy suites anchorage |
| What is the gross leaseable floor space in square feet? |
| What is the facility occupant capacity? See attached Shect |
| What is the number of fixed seats(booth and non movable seats)? See attached sheet |
| What is the number non-fixed seats(movable chairs, stools, etc.)? see altached sheet |
| What will be the normal business hours of operation? HOTEL: 24 howrs, seven days a week |
| What will be the business hours that alcoholic beverages will be sold or dispensed? depending on function NOON - 1:00 am |
| What do you estimate the ratio of food sales to alcohol beverage sales will be? |
| 10 % Alcoholic beverage sales |
| 90 % Food sales |
| Type of entertainment proposed: (Mark all that apply) |
| ☑ 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? |
| 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 Address |
| Name Address None within 200 feet |
| |
| |
| |

| PACKAGE STORES | 《大学》,《大学》, _" 是是我们是一种"人","你是我们的是一种是一种"人","我们就是一个人,我们就是一个人,我们们就是一个人,我们们就是一个人,我们们就是一个 "我们,我们就是我们就是我们的,我们就是一个人,我们就是我们就是一种的,我们就是我们的,我们就是一个人,我们就是一个人,我们们就是一个人,我们就是一个人,我们就 |
|-----------------------|---|
| Provide the projected | percentage of alcoholic product inventory in the store where the retail unit price is: |
| % | iess 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.

This upscale noted will be a travel destination for tourists a leisure travellers planning on visitura Anchorage. Tourism will be uncreased a jobs will be created. In addition the embassy suites will meet the needs of the corporate a local businessess in the midtown area by providing location, meeting a restaurant a catering / banquet facilities, the notel has undergone extensive planning a review in order to conform to state a municipal laws.

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

The note 15 proposed conditional use is an integral part of the embassy suites Hotel Brand concept, which will bring an imposale, full service hotel to Anchorage. The hotel will offer its guests complimentary breakfast, an evening managers reacption (wine, beer, mixed arrives a snacks) from 5-7 pm, restaurant, lobby bar, meeting a banquet facilities.

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.

The proposed conditional use will complement the existing establishments in the surrounding neighbourhood by offering its quests / patrons diuning, catering a meeting facilities all under one root as the embassy suites thatel.

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. The proposed conditional use will not affect vehicular/pedestrian traffic, as the guests/patrons of the note! will already be usung the avestrooms, restaurant a meeting room space. The conditional use will enhance the level of service we can ofer. Hotel the conditional use will enhance the level of service we can ofer. Hotel ingressit egress was approved by an dept. of transportation a improvements have been made to combell street to better facilitate vehicular a pedestrian traffic.
- 2. The demand for and availability of public services and facilities.

 The proposed use will not uncrease demand for public services.

 The hotel has been designed to meet both state a municipal requirements, including major utilities. The hotel was constructed requirements, including major utilities. The hotel was constructed with a life safety system designed to unsure the safety of our questa, with a life safety system designed to unsure the safety of our questa.
- 3. Noise, air, water or other forms of environmental pollution.

 The noted will have adequate staffing a security procedures in place to ensure that excessive noise will not be a problem.
- 4. The maintenance of compatible and efficient development patterns and land use intensities.

 The hotel has undergone considerable planning a development to meet state a municipal laws a requirements. The proposed conditional use state a municipal laws a requirements of land use intensities. Would have no effect on development patterns or land use intensities.

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.

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? Tone

Within 1,000 feet of your site are how many active liquor licenses? I. moose's tooth 2. Amsterdam cate's 3. Peking Palace 4. office Lounge

How would you rate this area's license concentration on a scale of 1 to 5 with 5 = high 2.5

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

OUR COUNCIL IS MICHOWN BUT THEY WERE MADDLE TO PROVIDE THIS INTO MATION

In your opinion, is this quantity of licenses a negative impact on the local community? no . Primarily the licensed establishments are offering whe, beer a spirits at their patrons . Their lating establishments, which caters to their patrons .

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 employees in airect contact with alcohol and all senior management will be trained in the T.A.M. This will constitute approximately 30% of the 75-80 employees at the hotel. ongoing training will take place a all training will be documented in the employee's file.

| Operation demonst | | edures. If application is made for issue, renewal, or transfer of a license, whether the applicant can pective or continued compliance with operations procedures for licensed premises set forth in Section code. |
|-------------------|--------|--|
| | | |
| ☐ Yes | IZI No | Happy hours? |
| ☐ Yes | KI No | Games or contests that include consumption of alcoholic beverages? |
| | □ No | Detrop gagges and assistance to public transportation? |
| | | Notice of penalties for driving while intoxicated posted or will be posted? |
| XI Yes | □ No | Notice of periodice to inviting in the personal |
| XI Yes | □ No | Non-alcoholic drinks available to patrons? |
| ☐ Yes | DA 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: Every employee will be trained on how to manage situations with an intoxicated / whrwly patron. All servers a managers will be trained on the T.A.M. program, which is standard operating procedure for the hotel. The will specifically be trained on how to report froud, invalid IDS and how to manage minors.

outside facility: Parking Lot monitoring will be done by managers on Duty, and staff will be trained to manage unlawful conduct or disturbances. The hotel will work closely with the Androrage Police Dept.

| Payment of taxes and debts. When application is made for renewal of a license the assembly shall consider, pursuar 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 are 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 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 safet 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 safe trisk. 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 reliat and relevant to the purpose of this subsection. May be not a stream of the purpose of the publicant and operator can you comply? If no explain | ety ore |

Alcoholic Beverage Control Board 5848 E Tudor Rd Anchorage AK 99507 PH: 907 269-0350 - FX: 907 272-9412

Liquor License

PAGE 2 of 2 Licensee Information www.dps.state.ak.us/abc

| Corporations, LLCs, LLPs and LPs must be registered with the Dept. of Community and Economic Development. | | | | | | | | | | |
|--|--|----------|-------------------|---|--------------------------------|---|-------------------------|--------------------------|---------------------------------------|--|
| Name of Entity (Corporation/LLC/LLP/LP) (or N/A if an Individual ownership) | | | | | Telephone Number | | ax Number | | | |
| Denali Lodging, LLC d/b/a Denali Hotel Suites, LLC (Entity # 10325. | | | | | | 303-785-3100 | 03-785-319 | 99 | | |
| Corporate Mailing Address: City | | | | | | State | Zip Cod | | | |
| 9100 East Panorama Drive # 300 Englewood | | | | | | CO | | 0112 | | |
| Name, Mailing Address and Telephone Number of Registered Agent CT Corporation System 9360 Glacier Hwy Juneau, AK 99801 | | | | | | Date of Incorporation OR Certification with DCED | - 1 | tate of Inco Solorado | огроганон | |
| | | | | | | 9/1/2006 | | | | |
| Is the Entity in compliance with the reporting requirements of Title 10 of the Alaska Statutes? Yes No If no, attach written explanation. Your entity must be in compliance with Title 10 of the Alaska Statutes to be a valid liquor licensee. | | | | | | | | | | |
| Entity Members (Must include President, Secretary, Treasurer, Vice-President, Manager and Shareholder/Member with at least 10 | | | | | | least 10%) | | | | |
| Name Title % H | | | | | | | Work | Date of | | |
| | | | | | | | | lephone umber | Birth | |
| Navin Dimond (Mgr Denali Lodging, LLC) | Mgr | | 184 Murgan F | Place C | astle Rock, | CO 80108 303-663-8600 | 303.7 | 85-3100 | 5-1-62 | |
| Dimond Holdings, LLC | Member | 50% | | | | inglewood, CO 80112 | | 85-3100 | N/A 8-17-51 | |
| See additional Sheet for mo | Member | 50% | | 000 1.11 | ne Aberdee | n, SD 57401 (605) 229-1616 | 013) 2 | 229-0030 | 0-1711 | |
| See additional Sheet for inc | | 1 1110 | | | | | | | | |
| NOTE: On a separate sheet provide | !l : informat | ion u | n ownershin | othe | r organiz | zed entities that are share | holde | rs of the l | icensee. | |
| | | | | | | | | | | |
| | Individual Licensees/Affiliates (The ABC Board defines an "Affiliate" as the spouse of a licensee. Each Affiliate must be listed.) | | | | | | | | | |
| Name: Applicant □ Address: Affiliate □ | | | | Name: Address: | | | Applicant □ Affiliate □ | | | |
| | | | | | | | | Date of Birth: | | |
| Home Phone: Date of Birth: | | | | | Home Phone: | | | | me of Birm: | |
| Work Phone: | | | | | Work Phone: Name: Applicant □ | | | | ni 🗇 | |
| Name: Applicant ☐ Address: Affiliate ☐ | | | | | Address: | | | Affiliate 🗆 | | |
| Date of Birth: | | | | | Date | | | Date of | Birth: | |
| Home Phone: | | | | Home Phone: Work Phone: | | | | | | |
| | | | | | | | | | | |
| Declaration • 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, an | d this applica | tion is | not in violation | of any | security int | terest or other contracted obligation | JIIS. | | | |
| I hereby certify that there have been no cleartities on behalf of the organized entity, it | is understood | l that n | misrepresentation | on of fi | iet is cause | for rejection of this application or | revoca | tion of any li | icense issued. | |
| I further certify that I have read and am for than the licensee(s) has any direct or indirect | miliar with [| itle 4 | of the Aluska sta | itutes a | nd its regula | ations, and that in accordance with | h AS 04 | .11.450, no j | person other | |
| lagree to provide all information required | by the Alco | holic I | leverage Control | Board | in support | of this application. | | | | |
| Signature of Licensec(s) | | | | | | | | | | |
| Signature | | | | Sign | ature | | | | | |
| 1 1//~ / _/ | | | | | | | | | | |
| Name & Title (Please Frint) | , | | | Nam | e & Title (| (Please Print) | | | | |
| Navin C. Dimond, Manager Subscribed and sworn to before me this | | | | Sub | scribed an | d sworn to before me this | | | | |
| 19th day of november, 2007 | | | | | | | | | | |
| Notary Public in and for the State of C | ' | | | day of Notary Public in and for the State of Alaska | | | | | | |
| From a Honeb | | • | | | .,, | | | | | |
| My commission expires SHERYL A. | 007 | N11/ | | My commission expires: | | | | | | |
| New License App 11/4 SHERYL A. | Public | 717 | | | | | | | · · · · · · · · · · · · · · · · · · · | |
| State of | Colora | do | | | | | | | | |
| § | A THE PERSON NAMED IN PURSON | CHERN IN | HOLDER! | | | | | | | |

New Liquor License

PAGE 1 OF 2 (907) 269-0350 Fax: (907) 272-9412 www.dps.state.ak.us/abc

Alcoholic Beverage Control Board 5848 E Tudor Rd Anchorage, AK 99507

nlication is for:

| This application is for: Seasonal – Two 6-month Full 2-year period | h periods in each year of t | he biennial p | period beginning Mo/Day | _ | nd endingMo/Da | iy | |
|--|---|---|---|-------------------|--------------------------|-------------------------------------|-----------------------------------|
| SECTION A. LICENSE INFORMATION. Must be completed for all types of applications. | | | | | | | FEES |
| | ompieteu i | Tourism Statute Reli | | Statute Reference | | License Fee: \$ | |
| License Year: 2008 (Office Use Only) | License Type: Beverage Dispensar | | | Sec. 04.11. 4000 | i | Filing Fee: \$100.00 | |
| License #: Local Governing Body: (City, Borough or | | Community Council Name(s) & Mailing Address | | | ng Address: | <u></u> | Fingerprint: (\$59 per person) |
| Unorganized) Anchorage | | | | | | Total Submitted: \$100.00 | |
| Federal EIN or SSN: 68-0540537 | | Doing Business As (Business Name): Busines | | | | ess Telephone Number: | |
| Name of Applicant (Corp/LLC/LP/LLP/Individual/Partnership): | | Embassy Suites: Anchorage Alaska | | | 907-332-7000 | | |
| Denali Lodging, LLC, a Colorado limited liability company d/b/a Denali Hotel Suites, LLC | | | | | Fax Number: 907-332-7001 | | |
| Mailing Address: 9100 E. Panorama Drive # 300 | | Street Address or Location of Premise: 600 East Benson Blvd Anchorage, AK 99503 | | | , | Email Address: shanebrink@sbcos.com | |
| City, State, Zip: Englewood, CO 80112 | | | | | | | |
| SECTION B. PREMISES TO BE LICENSED. Must be completed. Cleared school grounds Distance measured under: Distance measured under: Distance measured under: | | | | | | | |
| Closest school grounds | OR incorporated city, borough, or unified municipality. ☐ Premises is LESS than 50 miles from the boundaries of the bo | | | | ty. | | |
| N/A | | | | | nes of an incorporated | | |
| Closest church: N/A | city, borough, or unified municipality. OR Not applicable | | | | | | |
| Premises to be licensed is: Proposed building Existing facility New building | ☐ Plans submitted to Fire Marshall (required for ne ☐ Diagram of premises attached | | | | w & proposed buildings) | | |
| the manager or partner background. | | | | | | | |
| Does any individual, corporate of indirect interest in any other a | Micer, director, limited Icoholic beverage busir | naumty of less license | ed in Alaska or any other | | | in this a | application have any direct |
| ☐ Yes ☐ No If Yes, comple | te the following. Attac | h additions | of License | Busi | ness Street Add | ress | State |
| Name Na | ame of Business | 1 1 1 1 | AT WINDS | | | | |
| Please see attached sheet | | | | | | | |
| | | - | | | | | |
| | | | | | or normar named | in this s | oplication been convicted of |
| Has any individual, corporate of a felony, a violation of AS 04, o | ficer, director, limited r been convicted as a li | liability org censee or t | ganization member, mana manager of licensed prem | iger (ises | in another state o | f the liq | uor laws of that state? |
| ☐ Yes ☐ No If Yes, attach w | ritten explanation. | | | | | | |
| Office use only | | | Director's Signature | | | | |
| Date Approved | | | - | | | | |

Ownership Structure - Denali Lodging, LLC

James P. Koehler SS# 503-54-3106 1415 North 4th Street Aberdeen, SD 57401 605-229-0030

50%

Dimond Holdings, LLC EIN # 84-1502061 50%

Members:

Navin C. Dimond 25% 9100 E. Panorama Drive, Suite 300 Englewood, CO 80112 303-785-3100

Rita Dimond 25% 9100 E. Panorama Drive, Suite 300 Englewood, CO 80112 303-785-3100

Sonja T. Dimond 1999 Trust 25% Navin C. Dimond, Trustee 9100 E. Panorama Drive, Suite 300 Englewood, CO 80112 303-785-3100

Ashley S. Dimond 1999 Trust 25% Navin C. Dimond, Trustee

9100 E. Panorama Drive, Suite 300 Englewood, CO 80112 303-785-3100

ATTACHMENT 1

Navin & Rita Dimond currently hold or has held an interest in the following liquor licensed establishments:

Stonetar Lodging, LLC dba Courtyard by Marriott 1474 South Colorado Blvd. Denver, CO 80222 # 41-87588 Orchard Lodging, LLC dba The Hotel Denver Tech Center 7801 East Orchard Road Greenwood Village, CO 80111 # 42-08023 Boyd Lake Lodging, LLC dba Residence Inn Loveland 5450 McWhinney Blvd Loveland, CO 80538 # 42-30044 Chapman Suites, LLC dba Homewood Suites: Anaheim/Garden Grove 12005 Harbor Blvd Garden Grove, CA 92840 #70-369152 Hotel Beverage Company, LLC dba Hilton Garden Inn: Orange County 27082 Towne Centre Drive Lake Forest, CA 92610 #68-419085 365 Lodging, LLC (Past Interest) dbaHomewood Suites 140 West Tudor Road Anchorage, AK 99503 # 4354 Cherry Creek Lodging, LLC dba Cherry Creek Hotel 600 South Colorado Blvd. Glendale, CO 80241

42-50473

Grand Conjunction, LLC dba Doubletree Grand Junction 743 Horizon Drive Grand Junction, CO 81506 #41-88774 Gateway RI, LLC dba Residence Inn: Denver Airport 16490 East 40th Circle Aurora, CO 80011 # 42-24656 Roanoke Lodging, LLC dba Wyndham Roanoke Hotel 2801 Hershberger Road Roanoke, VA 24017 # 40691 Garden Grove Lodging, LLC dba Hilton Garden Inn: Anaheim/Garden Grove 11777 Harbor Blvd Garden Grove, CA 92840 # 47-354470 Hotel Beverage Company, LLC dba Hilton Garden Inn: Arcadia 199 North Second Avenue Arcadia, CA 91006 47-420045 Borealis Lodging, LLC (Past Interest) dba Hilton Garden Inn 100 West Tudor Road Anchorage, AK 99503 # 4236

James P. Koehler currently holds an interest in the following liquor licensed establishment: Ann Arbor Lodging, LLC Holiday Inn 3155 Boardwalk Drive Ann Arbor, MI 48108

Project Narrative

Denali Lodging, LLC d/b/a Denali Hotel Suites, LLC is a new 169 suite hotel, currently under construction and scheduled for completion in May of 2008. The hotel, operating as the Embassy Suites Anchorage, will offer complimentary breakfast, complimentary Evening Manager's Reception, a full service restaurant, lobby bar and banquet/meeting facilities. This upscale hotel has been designed to appeal to business and leisure market segments offering quality service associated with the Embassy Suites name. The hot breakfast is complimentary. The Evening Manager's Reception, also complimentary, consists of beer, wine mixed drinks and Hors d'œuvres. We will also feature a market concept which will serve a variety of Grab-N-Go food and beverage items. The hotel will also feature a restaurant serving lunch and dinner daily.

We anticipate the market mix for this hotel to be 45% corporate, 30% leisure and 25% social, fraternal, educational and government – 90% of which will be attracted from outside the State of Alaska. The guest profile will represent corporate and leisure travelers attending business functions and/or visiting Alaska for leisure fishing, hunting, sightseeing, etc. Our promotion and marketing efforts will incorporate direct sales and advertising to corporations, internet travel companies, associations, travel agents through trade business journals, newspapers, magazines, credit card holders, convention bureau publications and travel writers designing articles to generate and encourage increased travel to Alaska and our new hotel.



December 17, 2007

Alcoholic Beverage Control Board State of Alaska 5848 East Tudor Road Anchorage, AK 99507

RE: Beverage Dispensary Tourism License:

Denali Lodging, LLC d/b/a Denali Hotel Suites, LLC

Trade Name: Embassy Suites-Anchorage

To Whom It May Concern:

Denali Lodging, LLC d/b/a Denali Hotel Suites, LLC is applying for a new liquor license under AS 04.11.400 (d). This new 169 suite hotel, currently under construction and scheduled for completion in May of 2008, will offer complimentary breakfast, complimentary Evening Manager's Reception, a full service restaurant, lobby bar and banquet/meeting facilities. This upscale hotel has been designed to appeal to business and lelsure market segments offering quality service associated with the Embassy Suites name. The hot breakfast is complimentary. The Evening Manager's Reception, also complimentary, consists of beer, wine, mixed drinks and hors d'oeuvres. We will also feature a market concept which will serve a variety of Grab-N-Go food and beverage items. The hotel will also feature a restaurant serving lunch and dinner daily.

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We feel the new liquor license requested is necessary to support the services and needs of our guests' expectations and further meet the compliance requirements for the new license issuance as stated under AS 04.11.400 (d).

Sincerely

Navin C. Dimond

Manager, Denali Lodging, LLC d/b/a Denali Hotel Suites, LLC

STATE OF ALASKA ALCOHOLIC BEVERAGE CONTROL BOARD

AFFIDAVIT IN CONNECTION WITH POSTING LIQUOR LICENSE APPLICATION Section 04.11.260, 04.11.310, & AAC 104.125 Alaska Statutes, Title 4

POSTING AFFIDAVIT

| | I, the undersigned, being first duly sworn on oath, depose and say that: | | | | | | | | | | |
|---------------------------------------|--|--|--|--|--|--|--|--|--|--|--|
| 1. | 20140000 01 010000 | | | | | | | | | | |
| | | for <u>benali</u> <u>Lodgina</u> dibba benali Hotel Suites, LLC alpla embassy suites Hotel | | | | | | | | | |
| | | located at 600 East Benson BIVD Anchorage AK 99503 | | | | | | | | | |
| | | (address and/or location) | | | | | | | | | |
| OR | 1 | · · · · · · · · · · · · · · · · · · · | | | | | | | | | |
| | b. | Posting of application for transfer of a NA liquor license | | | | | | | | | |
| | | currently issued to whose business name (d/b/a) | | | | | | | | | |
| islocated at(address and/or location) | | | | | | | | | | | |
| | (address and/or location) | | | | | | | | | | |
| 2. | Has been completed by me for the following 10 FULL day period: | | | | | | | | | | |
| | | 11-27-07 to 12-8-07 | | | | | | | | | |
| 3. | Prior to the filing of said application, a true copy of the application was posted at the following described locations: (name and address of location) a. Location of premises to be licensed 600 E. BENSON BIVO Anchorage AK b. Other conspicuous location in the area 45P5 3201 C street #500 Anchorage AK 1 believe that with the approval of this application, population would not at one time exceed in the aggregate AK of one license of the type requested for population as provided by law. AS 04.11.400 (check one) | | | | | | | | | | |
| | | () a radius of five (5) miles of the proposed location. | | | | | | | | | |
| | b. | () an incorporated city, organized borough or unified municipality. | | | | | | | | | |
| | c. (X) does not apply (application filed under AS 04.11.400(d)(e)(g) or transfer of license holder or location within an incorporated city or unified municipality or organized borough). | | | | | | | | | | |
| | d. | () established village. | | | | | | | | | |
| | e. (| () lodge license. | | | | | | | | | |
| | | | | | | | | | | | |
| | | (signature) | | | | | | | | | |
| ; | SUBS | SCRIBED and SWORN to me this 18th day of December 2007 | | | | | | | | | |
| | | SHERYL A. HANEBRINK Notary Public State of Colorado State of Colorado | | | | | | | | | |
| | د بدن ر | Notary Public in and for Alasko COLOGO | | | | | | | | | |

My commission expires: _@[30/2009]

AFFIDAVIT OF PUBLICATION

STATE OF ALASKA THIRD JUDICIAL DISTRICT

Ryan Estrada

being first duly sworn on oath deposes and says that he/she is an representative of the Anchorage Daily News, a daily newspaper. That said newspaper has been approved by the Third Judicial Court, Anchorage, Alaska, and it now and has been published in the English language continually as a daily newspaper in Anchorage, Alaska, and it is now and during all said time was printed in an office maintained at the aforesaid place of publication of said newspaper. That the annexed is a copy of an advertisement as it was published in regular issues (and not in supplemental form) of said newspaper on

November 9, 16, 23, 2007

and that such newspaper was regularly distributed to its subscribers during all of said period. That the full amount of the fee charged for the foregoing publication is not in excess of the rate charged private individuals.

Signed

Subscribed and sworn to before

Me this 13 day of Dor

USED TO HAVE TICHTER SKIN YOU THE YOUNGER, CET BACK



Weabett Memorial Courthouse • 825 W. 4th Avenue, Anchorage, AK Movember 27, 2007 at 10:00 A.M.

DKECTORNIE

Vimer-uluM Moders: 1023 W. 26th Ave., Anchotage, AK 99503 Proporty Address: 1023, W. 200.00 • Monuman Bid: \$836,629.35

have no basis in reality." willing to popularize ideas that dia talk show hosts perfectly out there are mainstream methe most obnoxious elements searcher at the Southern Poverty Law Center, said, "One of fused to recant Mark Fotok, a lead re-

grants and disease that he reample, comes under fire for what the group calls "false pro-pagands" about illegal immi-

ances to comple their report and activists media appearviewed Web sites, news reports Researchers With the ADL reeves frogen sti sbangegorg.

ents are the driving force becusations that illegal immiby the noise of uniounded acgration has been drowned out Rational debate over immi-

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"This guy is not the sharpest gaid shè remembers thinking, school also offers Prench A stunned Dupre -- whose

Mexico." cause people like you are try-ing to change California into lem with illegal alicns — begrowl when she later listened. That's why we've gol a problish only, she heard a voice "I thought this was Amer-ics, not Mexico, This is Eng-

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s Thursday in San Francisco. it St. Anthony Dining Room, carries turkeys



Anchorage Daily News

NATION

Feds' cell track ag raises

SURVEILLANCE: Some

practice may expose average Amer- 911 (E911) location tracking. Sprint quest by a Drug Encount icans to a new level of government Nextel, for instance, boasts that its ministration agent

don't remure Saturday. 349-7078

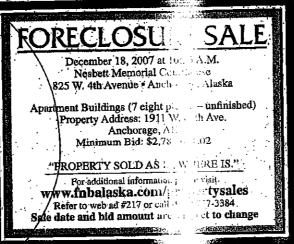
563-8600

্র

_iQUOR LICENSE

Denali Hotel Sultes, LLC Is applying for a new Beverage :Tourism : `AS Dispensary 04.11.400(d) Liquor License doing business as Embassy Anchorage located Suites at 600 East Benson Blvd 99503 AK Anchorage,

interested persons should submit written comment to their local governing body, the applicant and to the Alcoholic Beverage Control Board at 5848 E. Tudor Road, Anchorage, AK 99507



SWEE OFF OUR NEW COLLEC OF HAND PLANEL SOLID CHERRY DINI Where Eurniti 433 West Fift

This fax was received by GFI FAXmaker fax server. The state information, visit: http://www.gfi.com

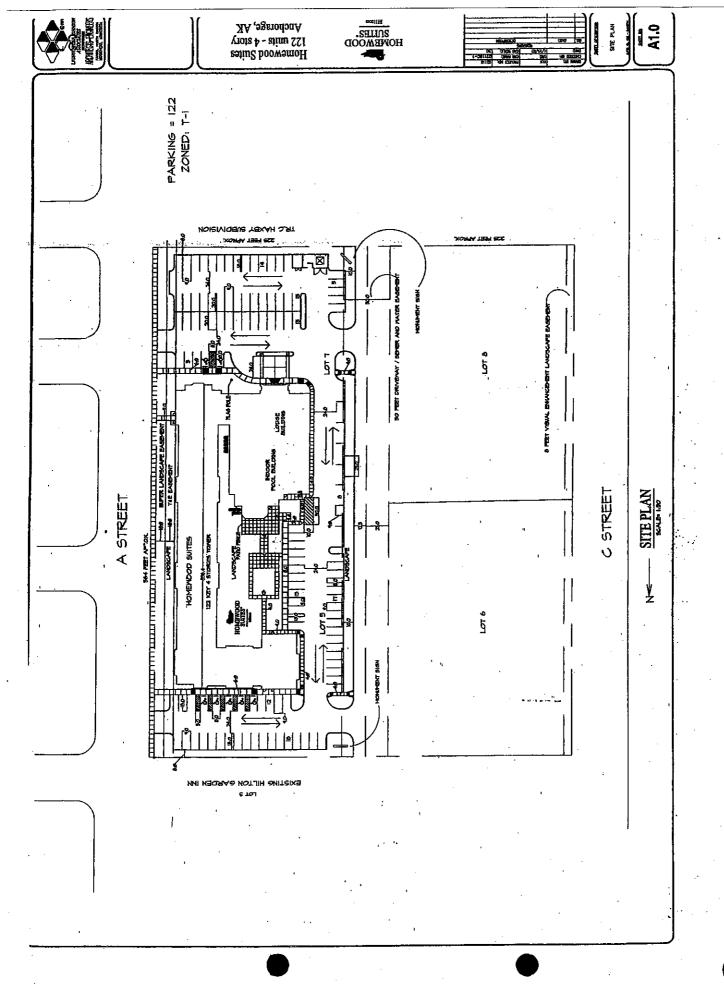
Maximum Occupancies & Seating Information Embassy Suites Hotel

Maximum Occupancies:

- Complimentary: 166
- Lounge Bar: 131
- Marketplace: 41
- Boardroom: 29
- Breakout Room 1: 29
- Breakout Room 2: 24
- Meeting Room 1: 52
- Meeting Room 2: 52
- Meeting Room 3: 52

Seating:

- Complimentary: 102
- Lounge Bar: 33
- Marketplace: 16
- Boardroom: 14
- Breakout Room 1: 28
- Breakout Room 2: 28
- Meeting Room 1: 52
- Meeting Room 2: 52
- Meeting Room 3: 52



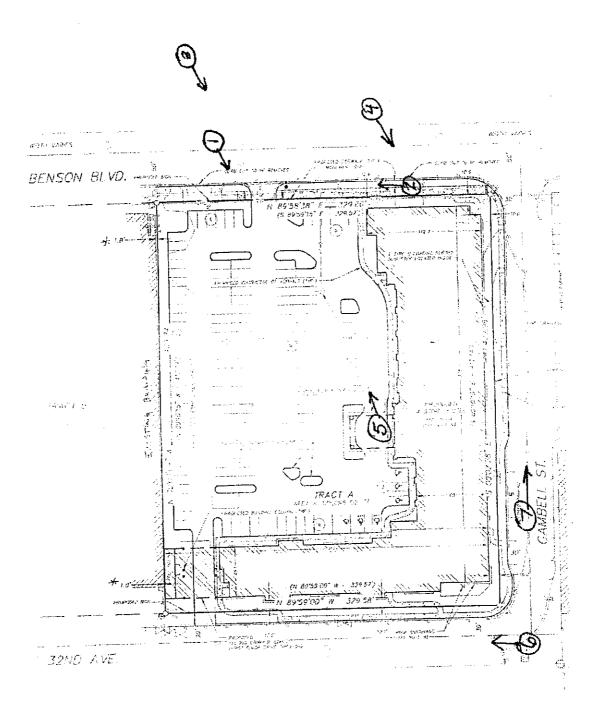
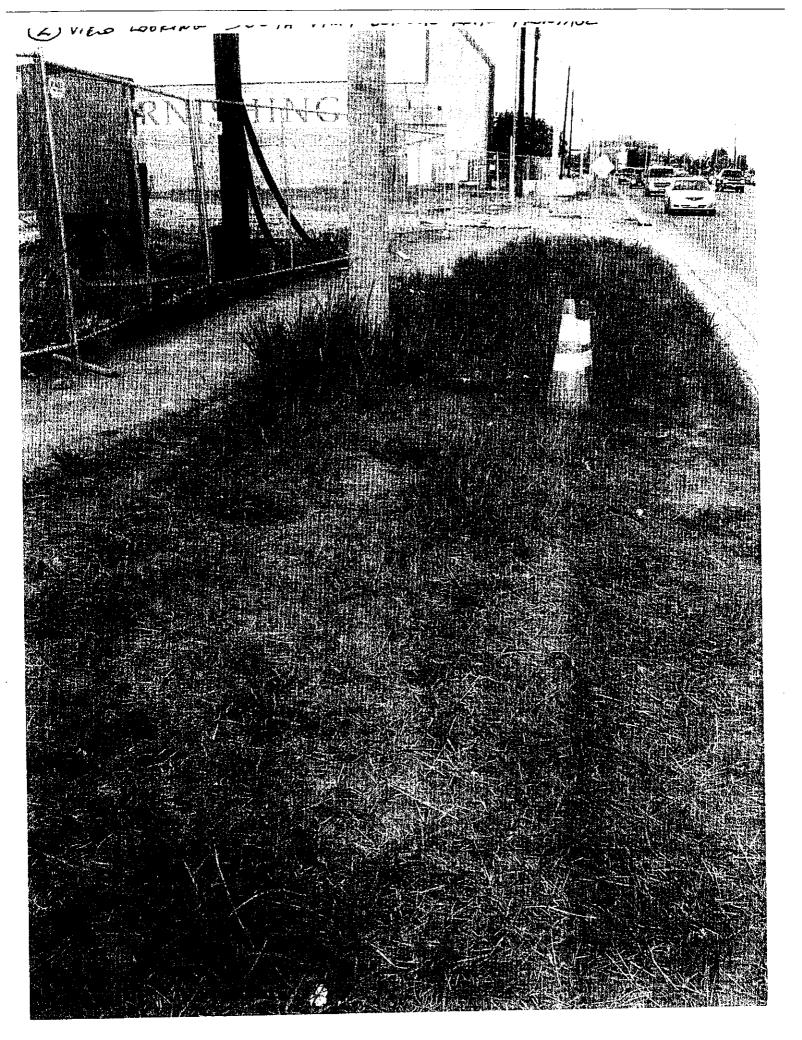


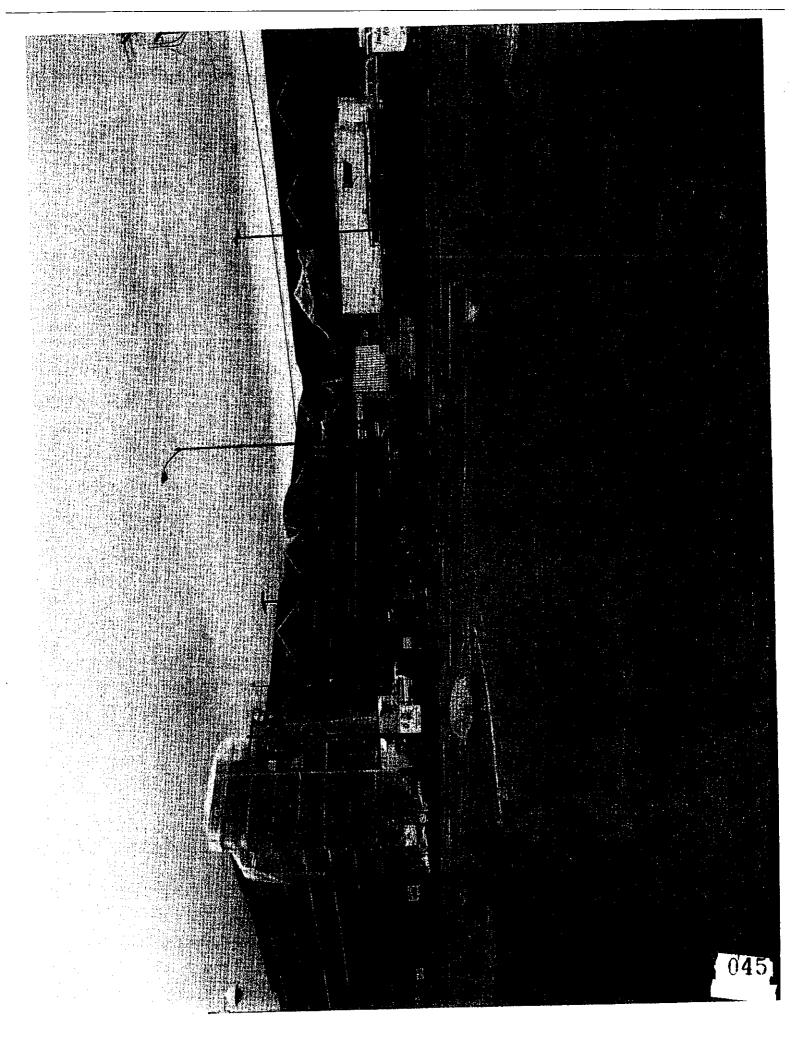
PHOTO LAYOUR REFERENCE DEMOL, LODGING, LLC - EMBASSY SUITE

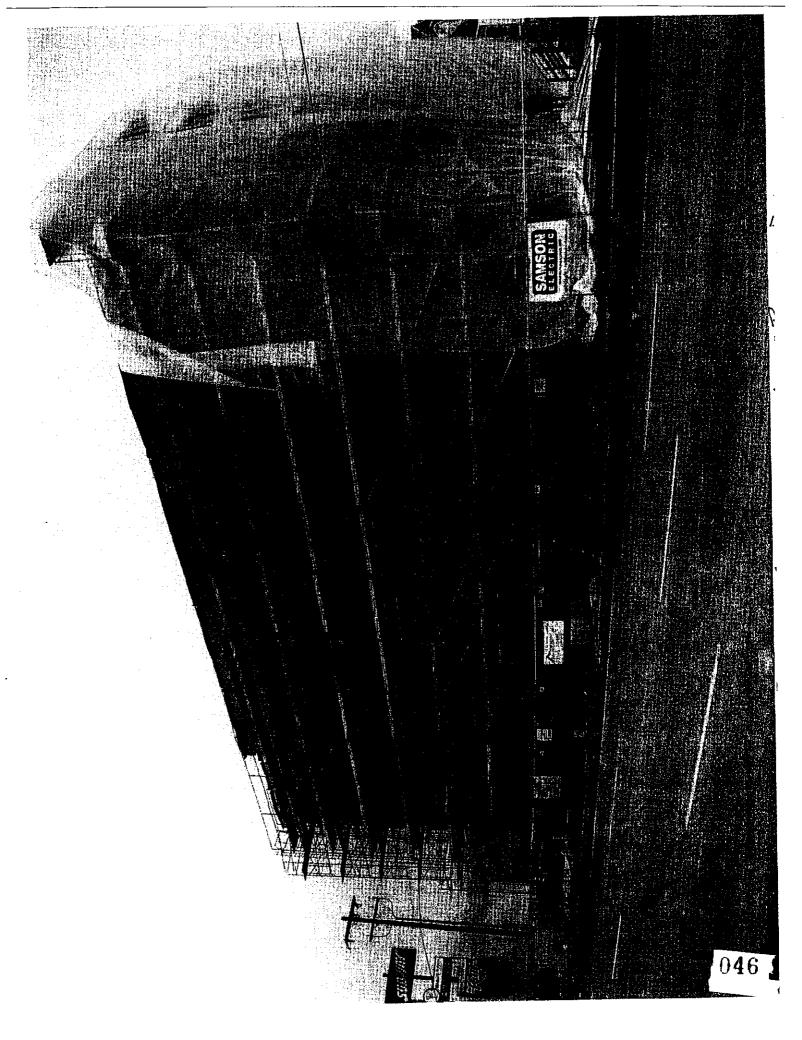
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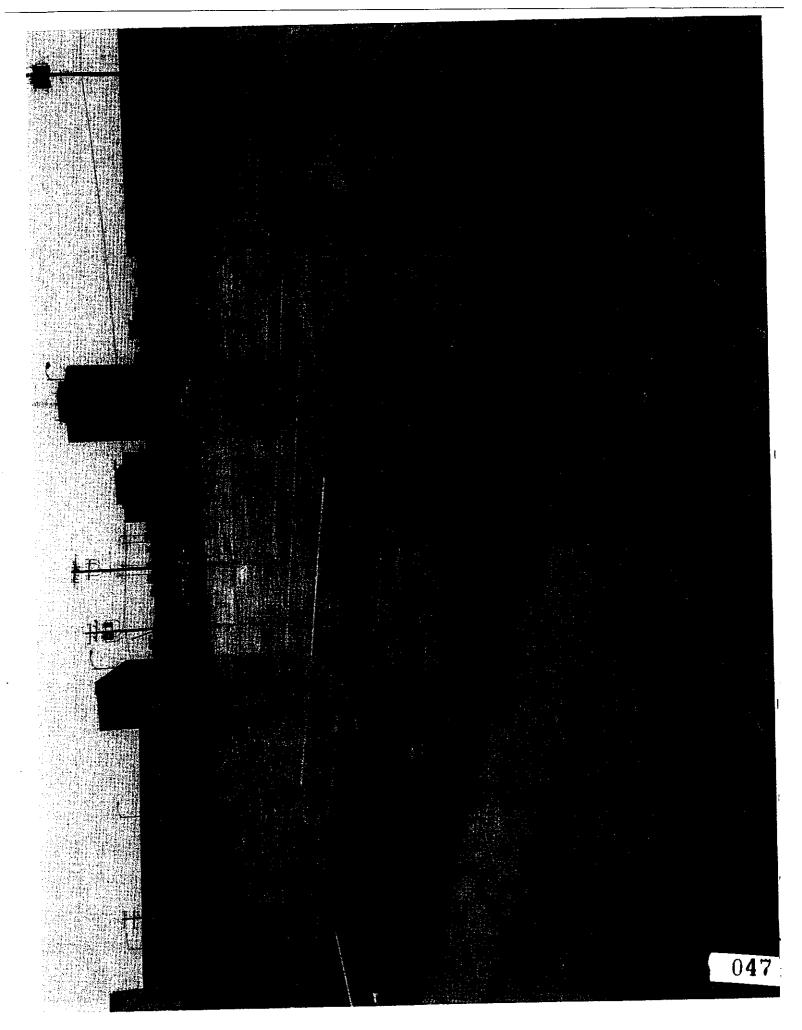
PARKING CALCULATIONS

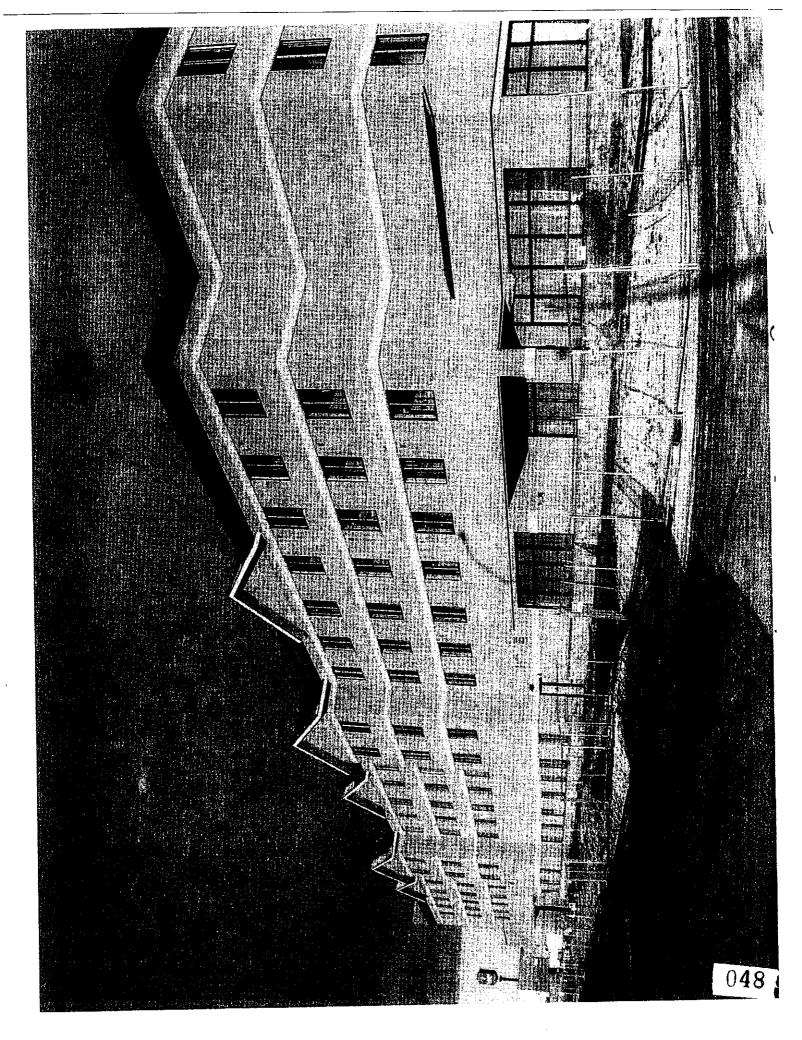


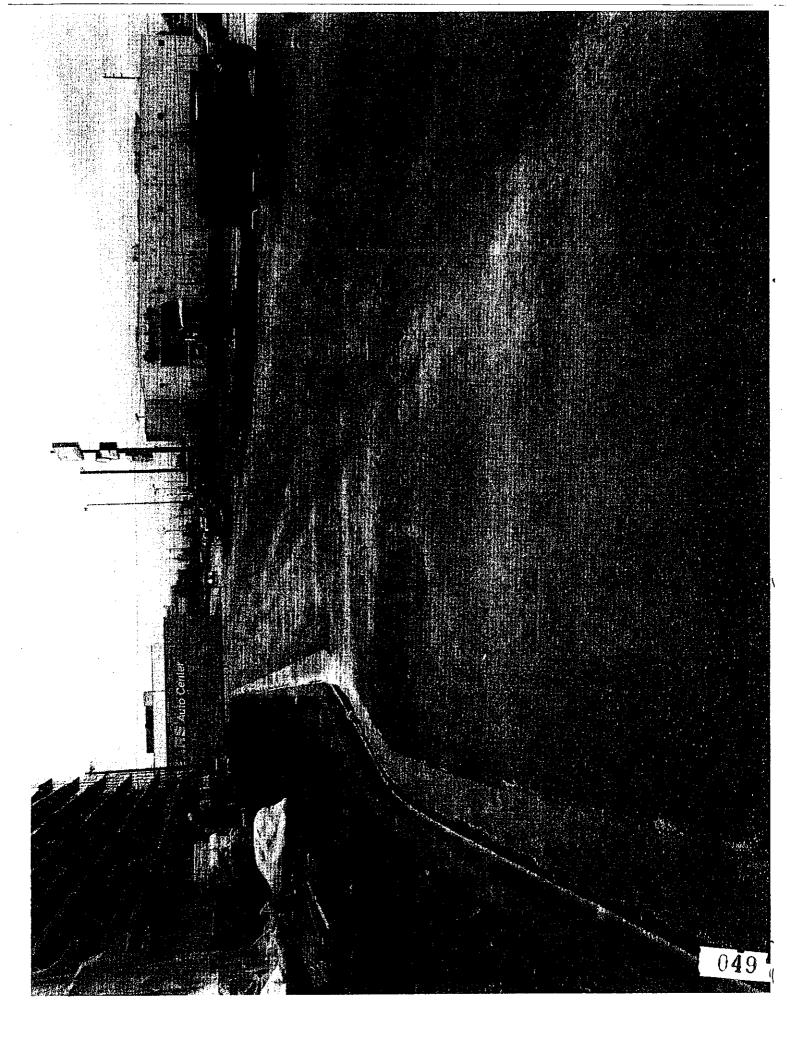












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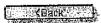




Services Directory | Departments | Mayor | Assembly | About Anchorage

You are here : Home > Departments > Finance > Property Appraisal > New Search > Results

Find



Taxes

Public Inquiry Parcel Details

Show Parcel on Map

PARCEL: 009-043-36-000

01/01 Commercial

Hotel/Motel High R

12/31/07

DENALI LODGING LLC

HIGH LINE #1

TR Α

9100 E Panorama Drive #300

Englewood

CO 80112

Site 600 E Benson Blvd

Lot Size:

134,989

---Date Changed---Owner : 05/19/03

---- Deed Changed----

: B3 Zone Tax Dist: 003

Address: 05/19/03

Stateid: 2003 0042675 05/05/03 Date :

Hra # :

700296 Plat:

Grid : SW1631

REF #:

GRW: PIWC

ASSESSMENT HISTORY

| Appraised Val Appraised Val Appraised Val Exempt Value State Credit Resid Credit | 2006: 2007: 2007: 2007: 2007: | Land 1,822,300 1,822,300 2,126,100 0 | Building- 0 0 785,300 0 | Total 1,822,300 1,822,300 2,911,400 0 0 0 2,911,400 | Exemption |
|---|---|--|-------------------------------------|--|-----------|
| Taxable Value | 2007: | | | 2,911,400 | |

Liv Units: 000 Common Area:

Leasehold:

Insp Dt: 12/04 Land Only

11/90 Exterior

10/07 Desk Edit

BUILDING DATA

Name: EMBASSY SUITES HOTEL

Bldg Area: 143,389

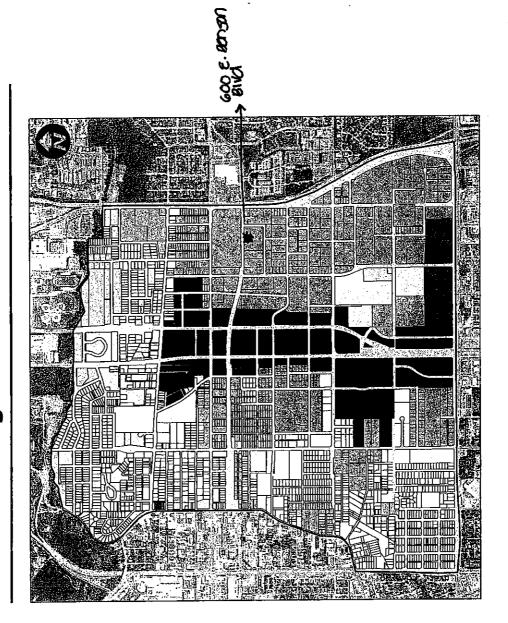
Eff Yr: 2007 Ident

Bldg Use : Hotel/Motel High Ris Grade : Good Plus # Units: 179 Units: 1

INTERIOR FEATURES

| Floor Level C1/C1 01/01 | 40,278 | Use Type: Crawl Sp Hotel | ac 04 09 | Material: None Stucco | Wood Joist(Wood Joist(| Type: None Hot Wate | r 0 Normal | Funct Utilt Normal Normal |
|----------------------------------|------------------|-----------------------------------|-------------|-----------------------------|----------------------------|---------------------------|------------|------------------------------------|
| 02/02 | 34,350 34,387 | Hotel | 09 | Stucco Stucco | Wood Joist(Wood Joist(| Hot Wate | r O Normal | Normal Normal |

Land Use Designations



Land Use Designations

Land Use Policy Areas

Maintain Existing Neighborhood

Residential - Low/Medium Intensity

Residential - Medium Intensity

Residential - City Center Intensity

Residential Redevalopment

Mixed Use - Low Intensity

Mixed Use - Medium Intensity

Mixed Use - Medium/High Intensity

Mixed Use - High Intensity

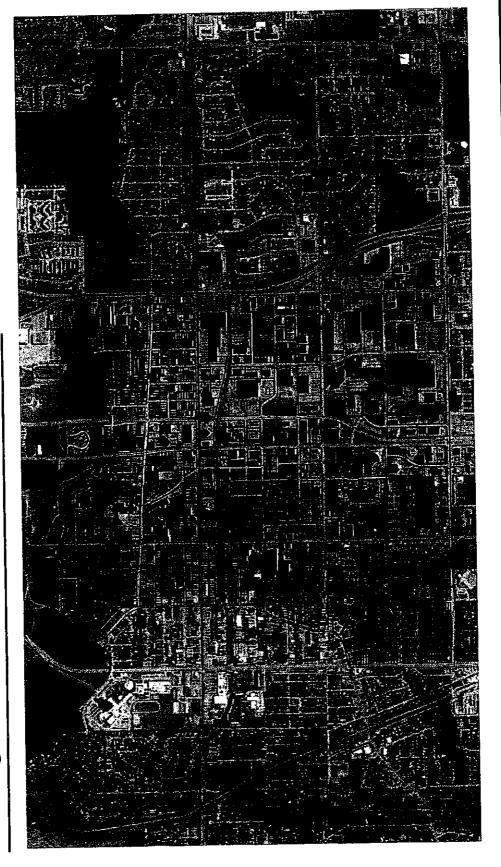
Commercial Corridor

Spenard Entertainment Are

Institutional Park Right of Way

Anchorage Midtown District Plan Charrette Sketchbook March 2007

FX Alaska Inc. Agnew:: Beck



Land Use Area Descriptions

Maintain Existing Neighborhood

- No change in density or character of the existing residential neighborhood.

Residential - low-moderate intensity

 Residential neighborhood retains its low to moderate density character but added emphasis on rehabilitation of existing structures and public improvements.

Mixed-Use High

employment density. Primarily office with supporting retail. Up to 6

stories in height.

Part of employment core that surrounds and connects areas of higher

Mixed-Use Medium/High

Area of the employment core with the highest employment densities.
 Compactness of the area is encouraged through development of parking structures. Primarily office with supporting retail. Up to 15 stories in height

 Automobile dependent corridor characterized by low rise, single use retail buildings or strip malls on individual sites.

Commercial Corridor

- Highest density residential district. Multi-family complexes. Limited commercial

Residential - City Center Intensity

stories in height.

space is allowed within high density residential development. Development

characterized by structured parking, orientation to sidewalks and connections to

nearby activity centers.

Residential redevelopment

design amenities such as private open space and recreation areas. Between 2 to 4

- Multi-family complexes and attached townhouses. New development provides

Residential - Medium Density

buildings of strip malls on individual sites.
Spenard Entertainment Area
City-wide entertainment destination. Emphasis on interesting, well-lit streetscape to encourage walk trips between businesses within the district.

Institutional

development allowed. Mixed uses can be either horizontal or vertical in nature. Up

to 3 stories in height.

Mixed-Use Low

- Predominately multi-family residential in character with up to 50% commercial

Main street style mixed use development with orientation of entrances to the street

with parking either to the side or rear. 2-3 stories in height.

 Public facilities that can either serve the adjacent neighborhood or a wider area of the community. Includes schools and libraries.

Park

 Includes neighborhood as well as community parks. Character and design of parks differs depending on function and context.

Right-of-way

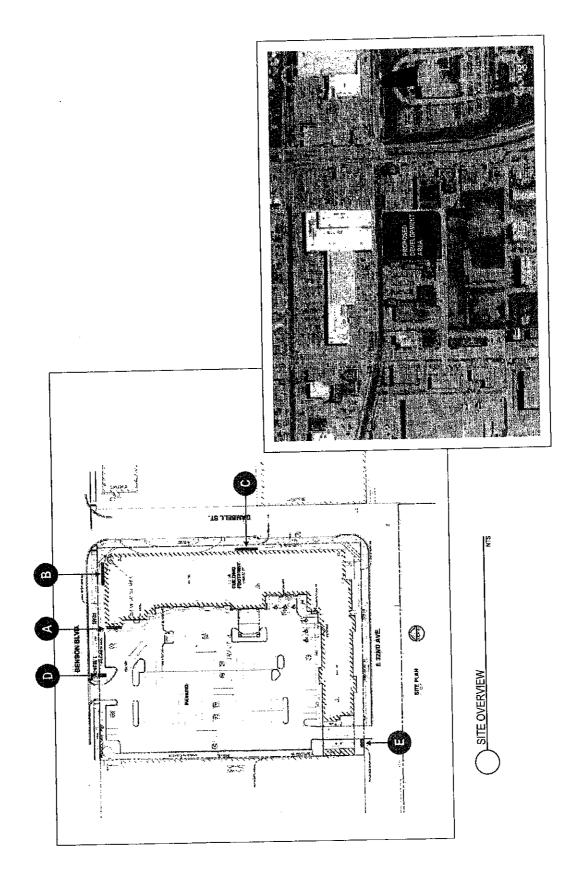
 Includes all local, collector, and arterial streets within the Midtown District

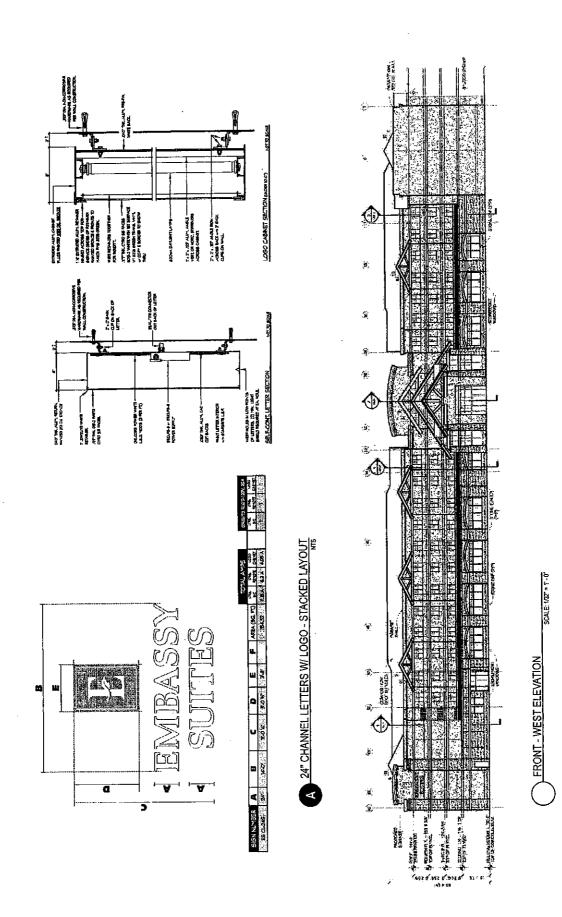
Mixed-Use Medium

Mixed use office, retail, and residential zone. Area north of 34th Ave. has more
of a commercial emphasis while area south of 34th Ave. has more of a residential
emphasis. Up to 4 stories in height.

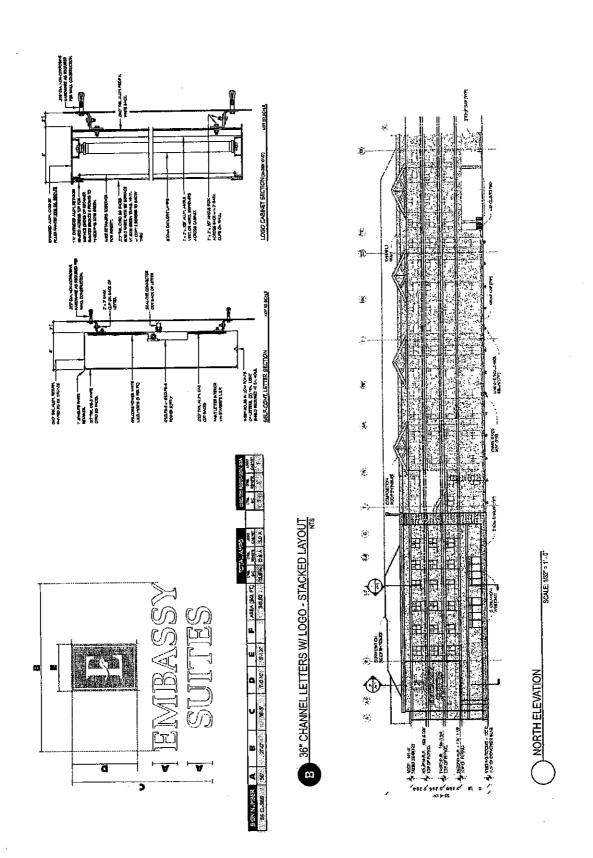
Anchorage Midtown District Plan Charrette Sketchbook March 2007

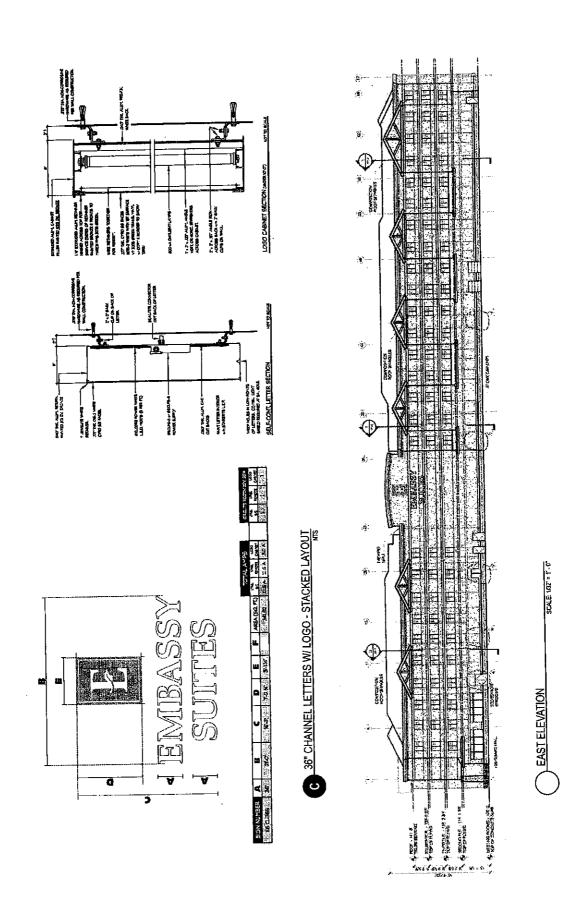
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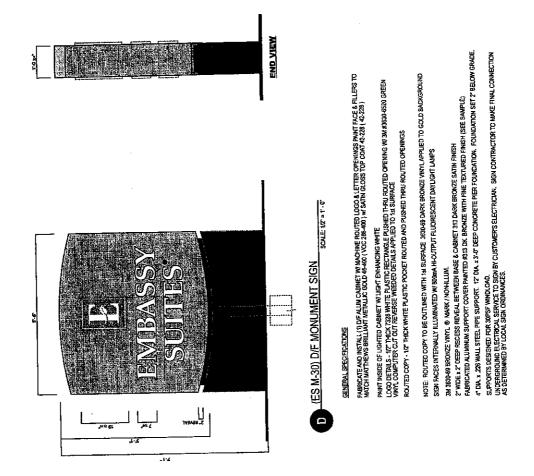
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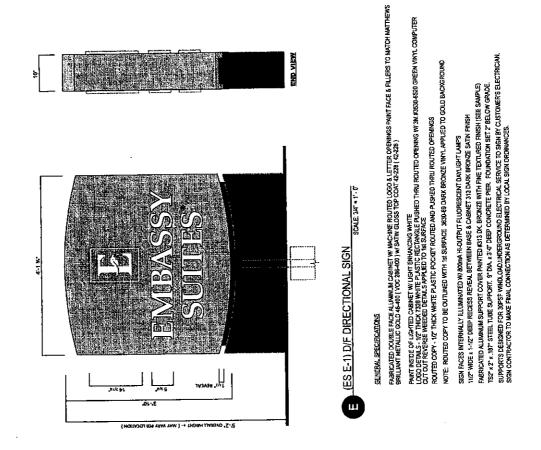


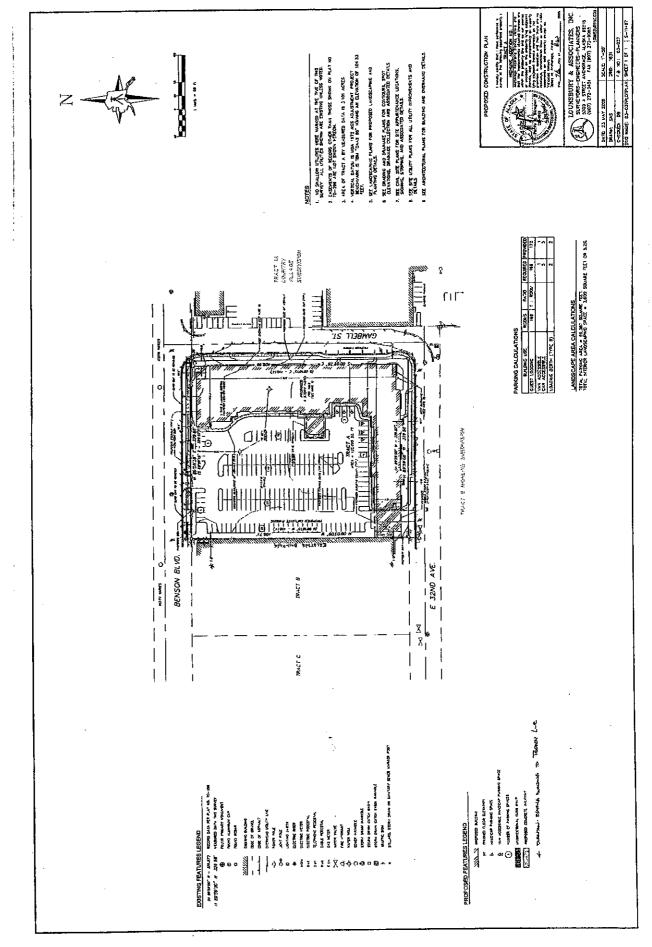


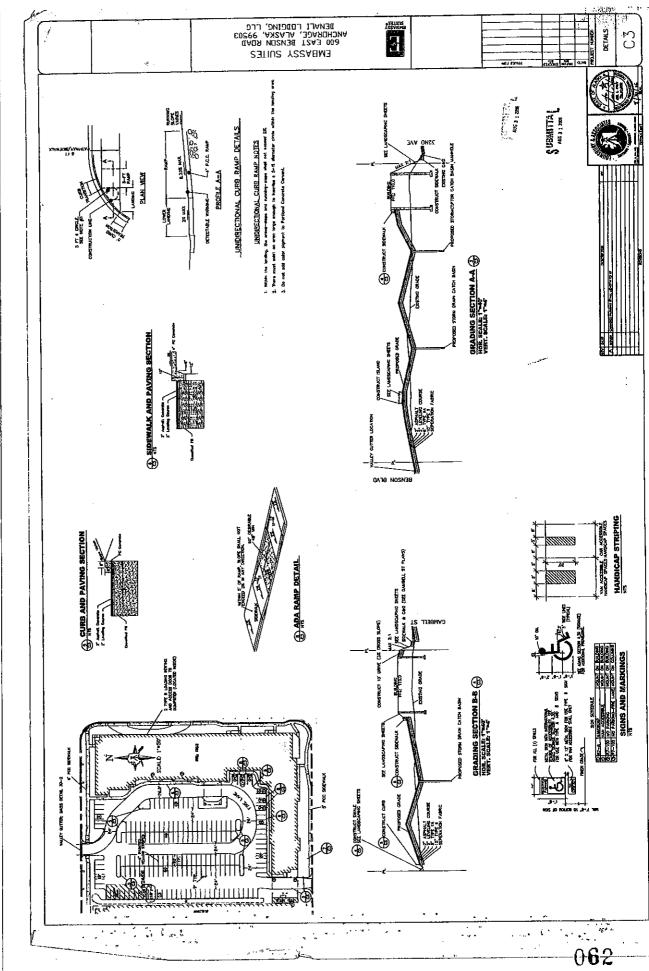
111) <u>...</u>}---NO ACTION REQUIRED AT THIS ELEVATION

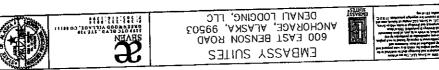
SOUTH ELEVATION

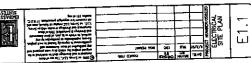








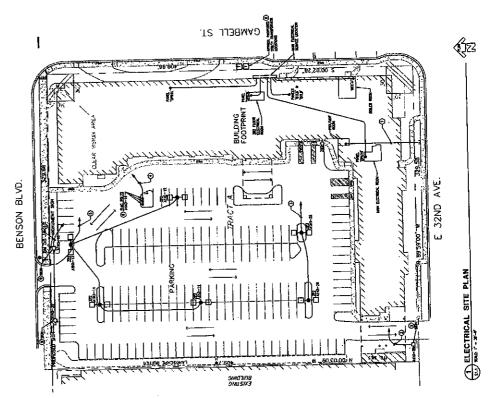








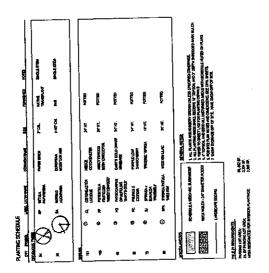


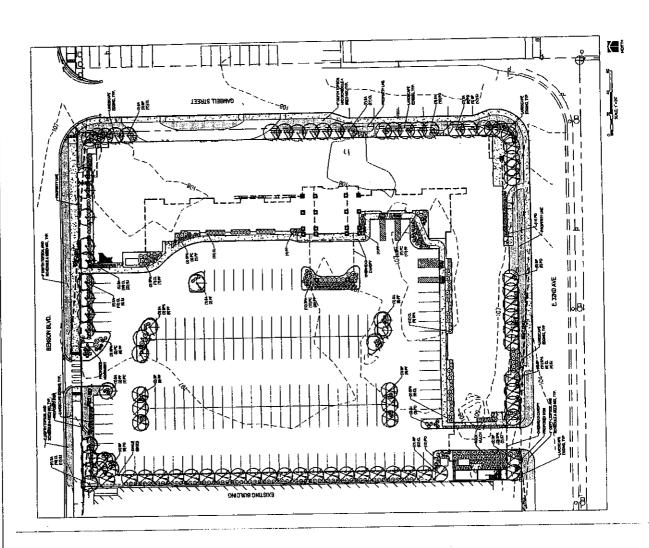


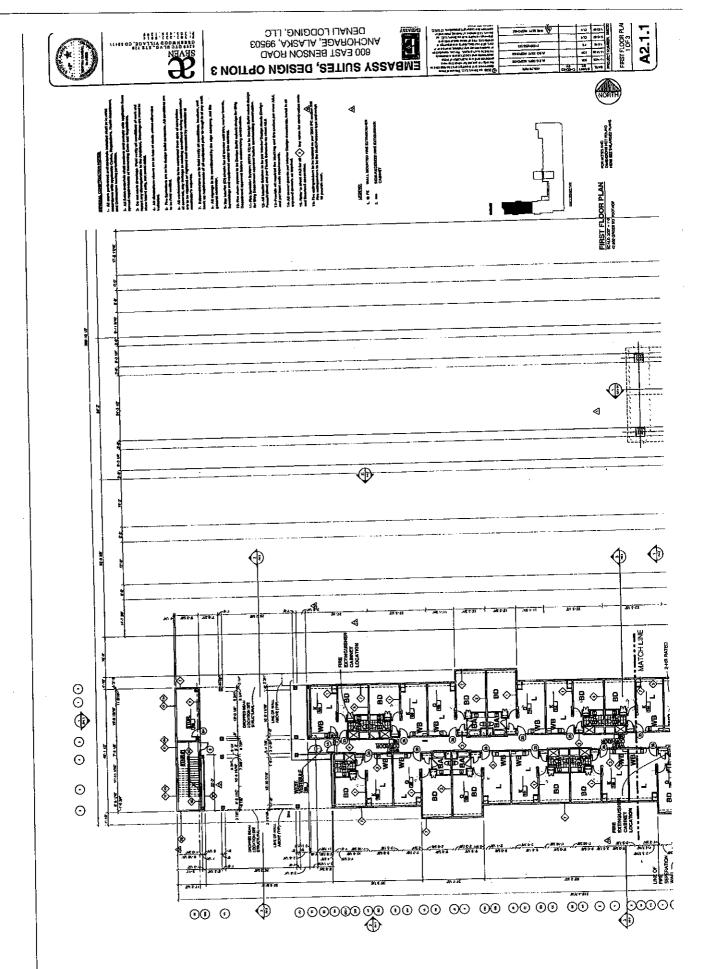
EMBASSY SUITES, DESIGN OPTION 3 600 BENSON ROAD ANCHORAGE, ALASKA, 99503 DENALI LODGING, LLC

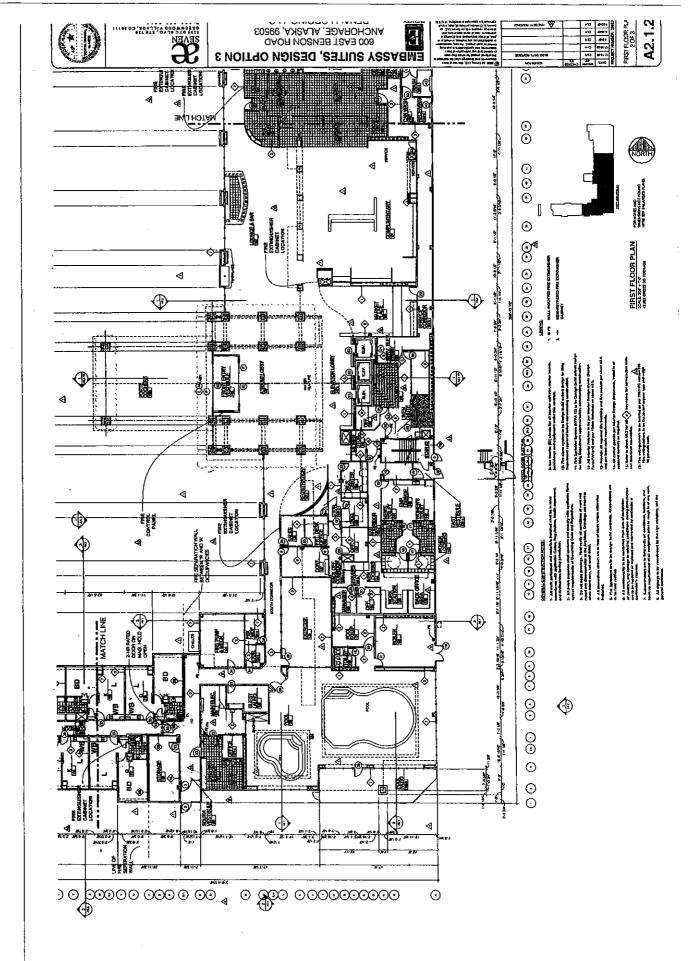


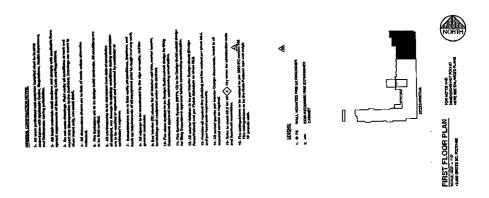


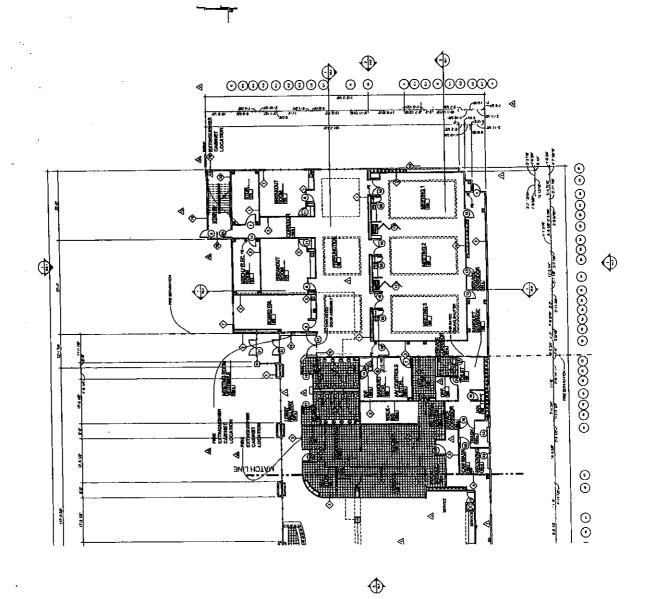


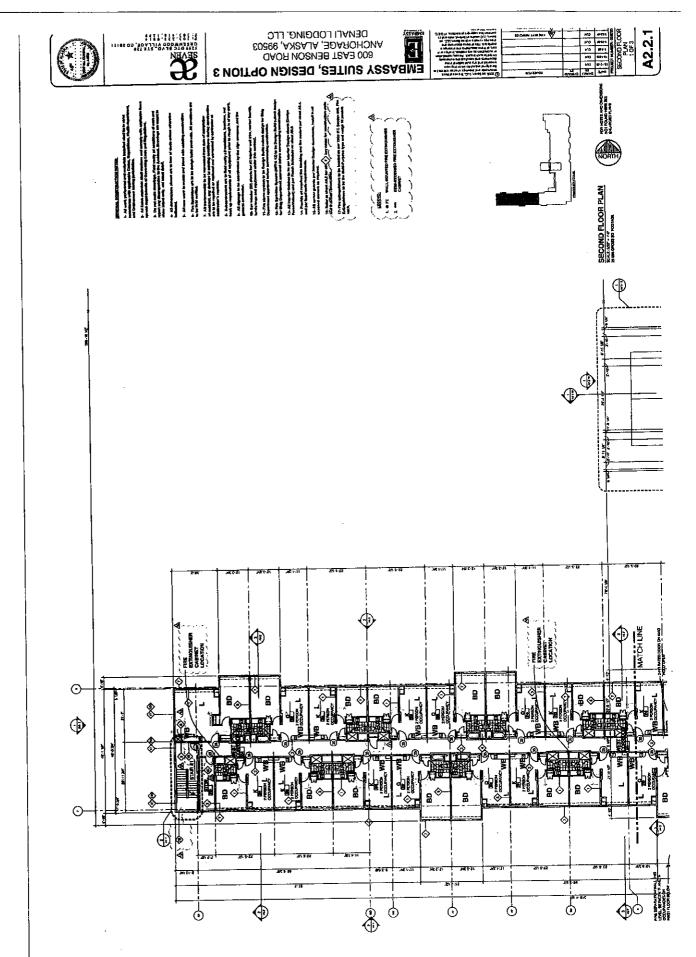


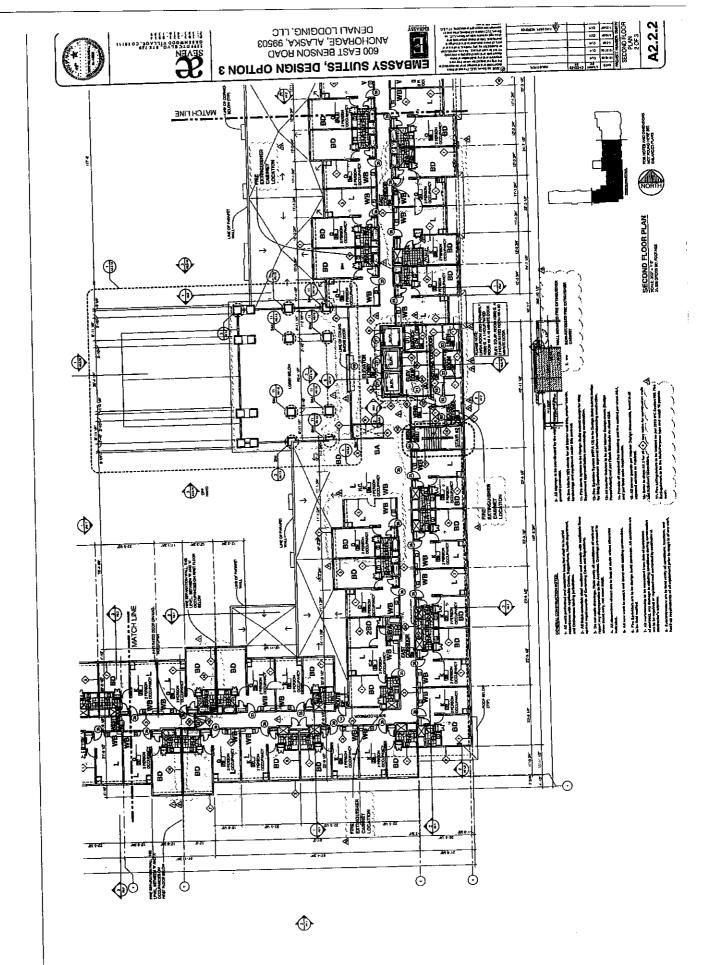


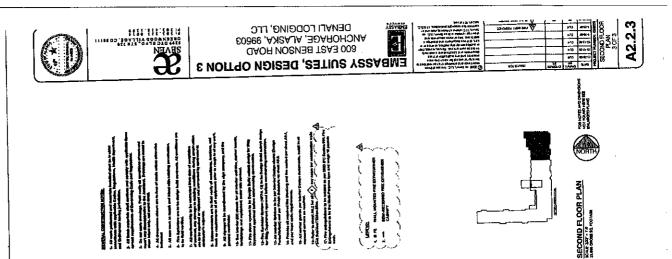


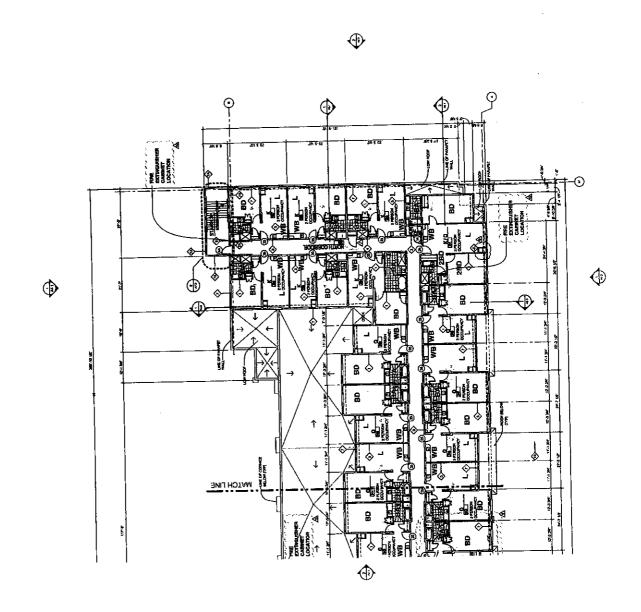


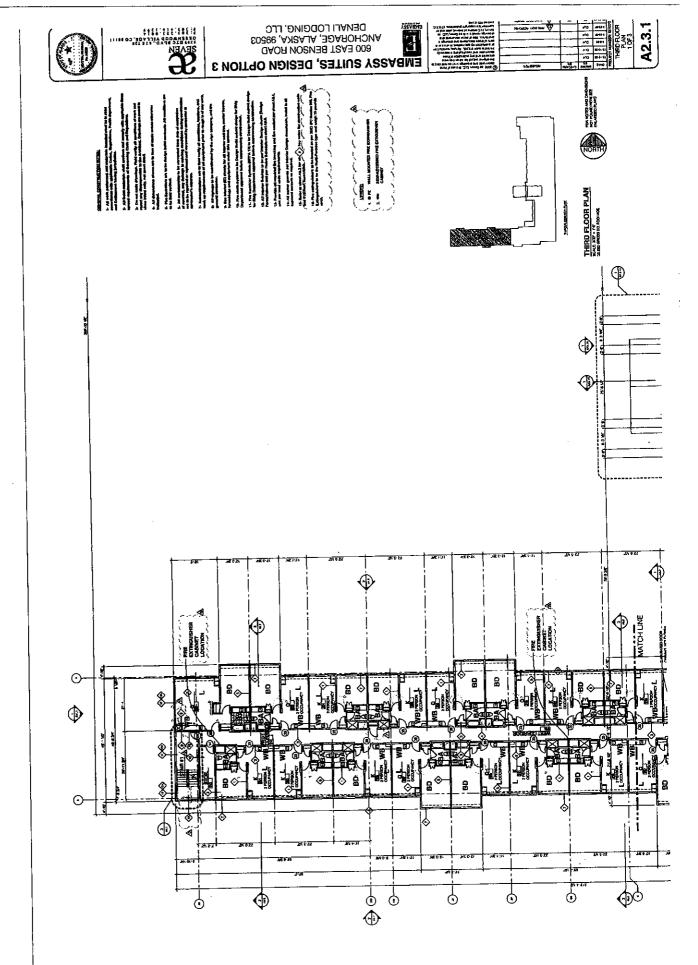


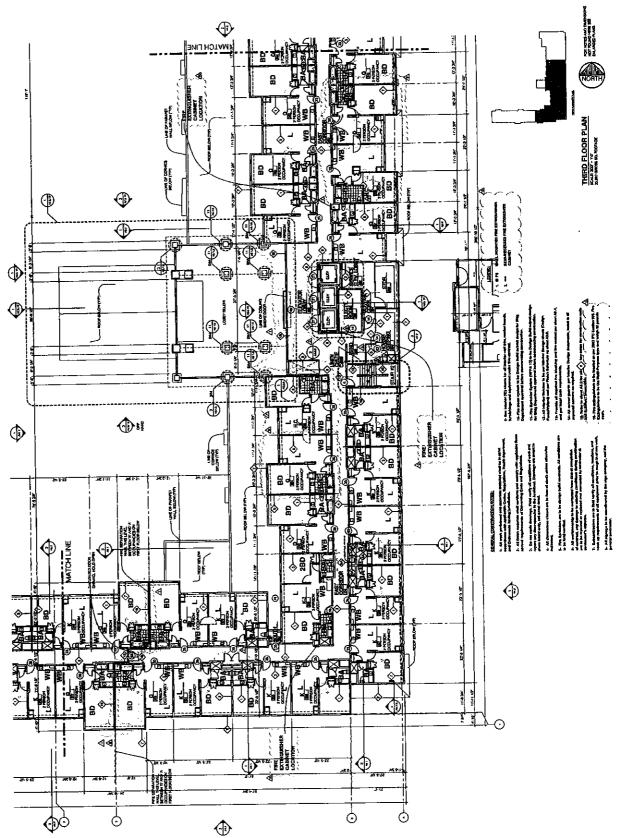


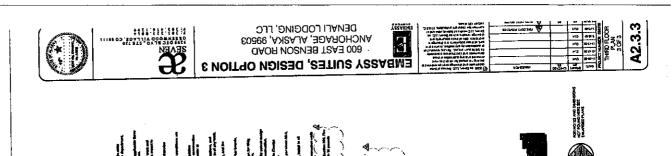


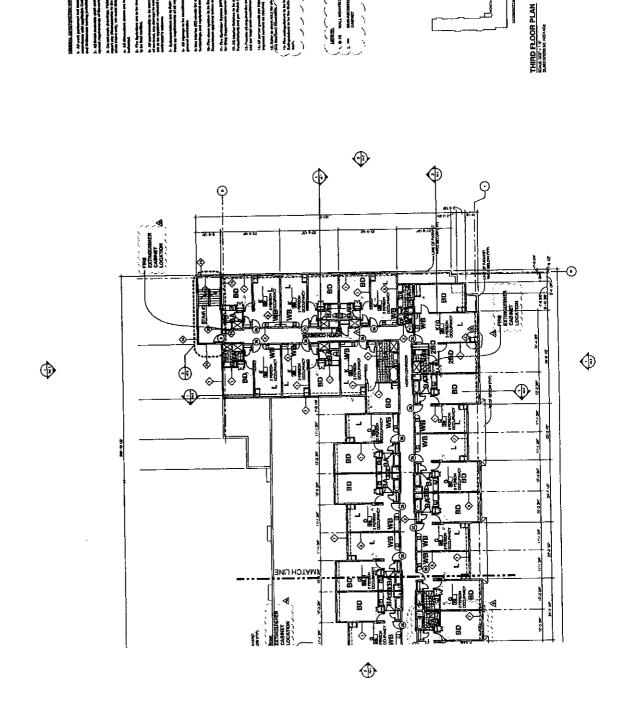


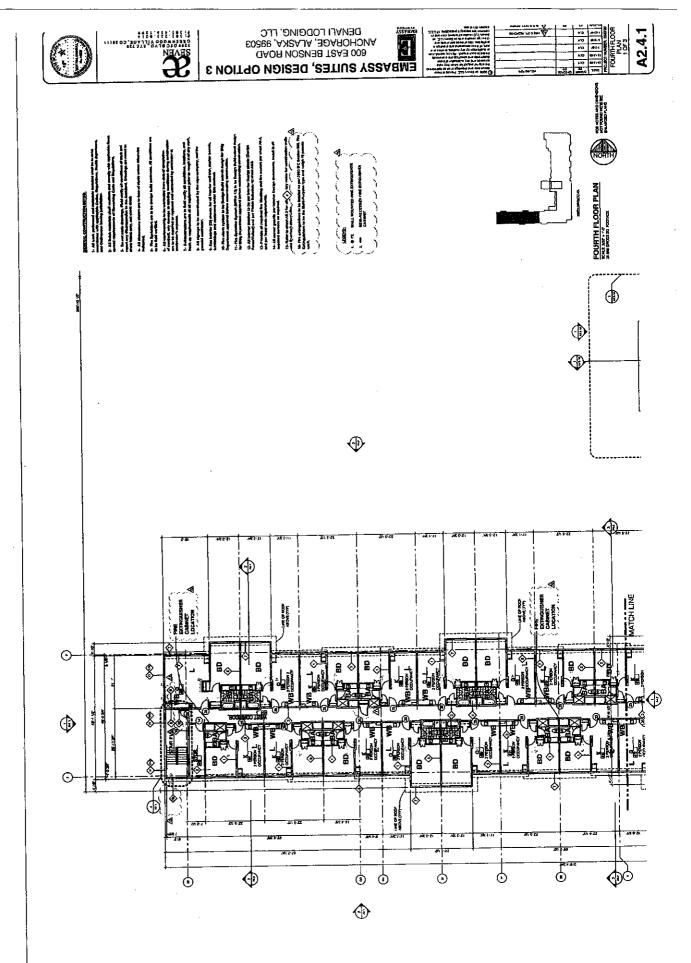


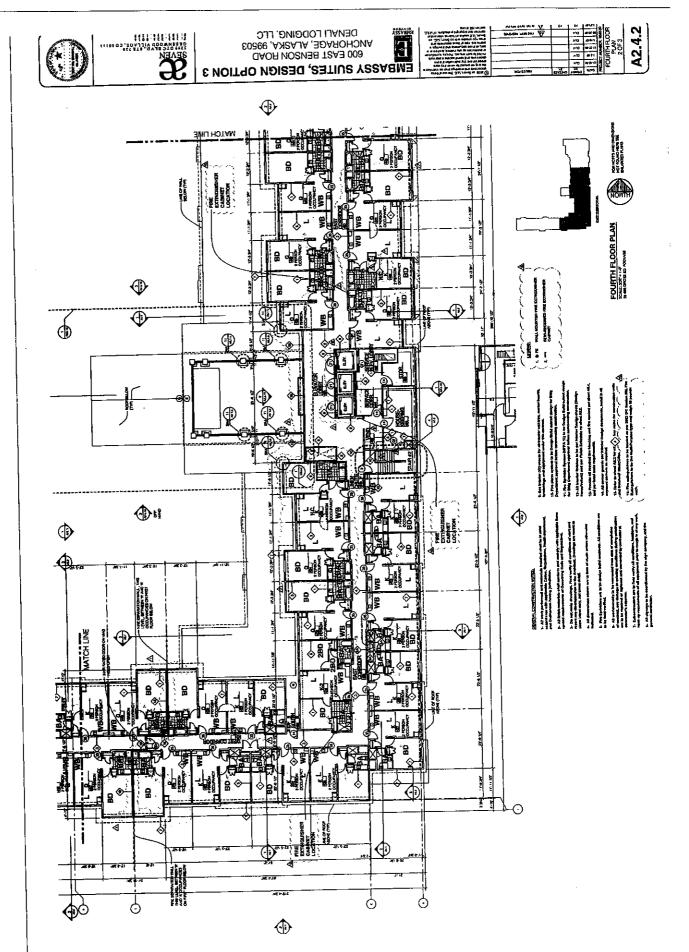


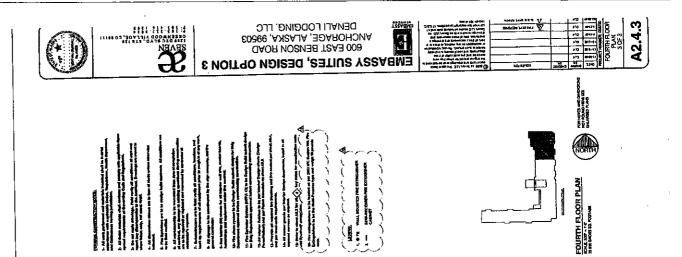


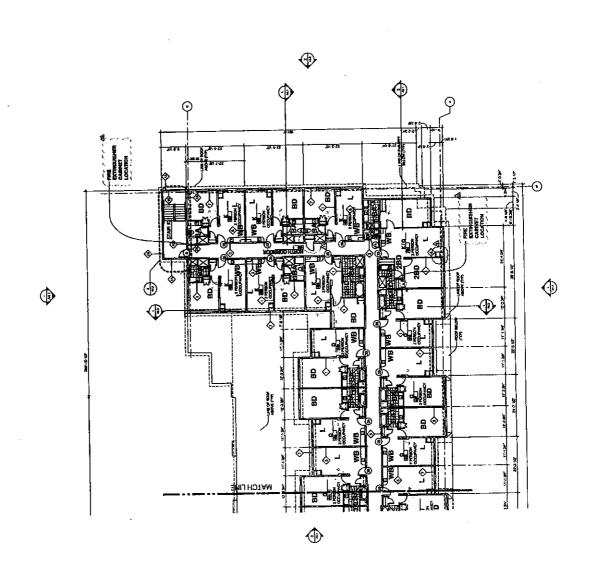












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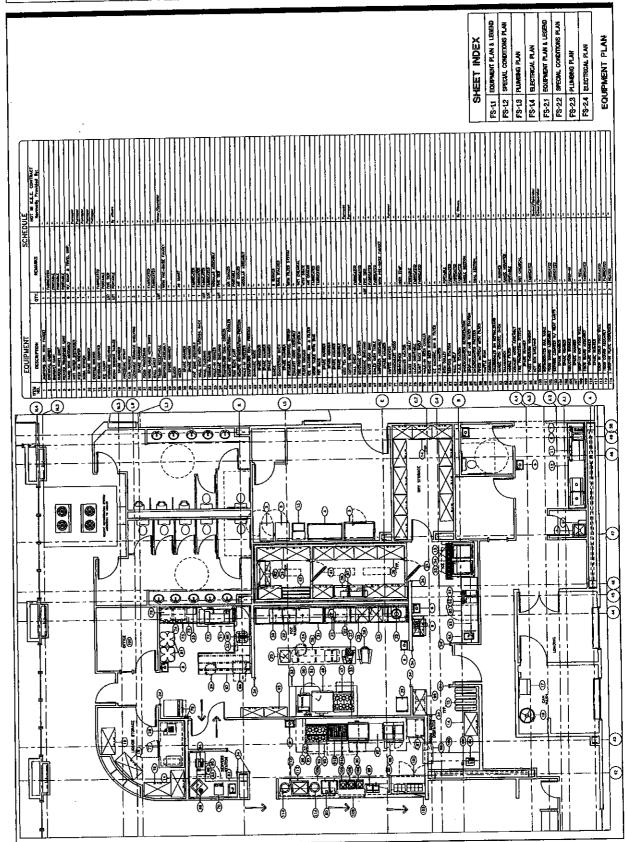
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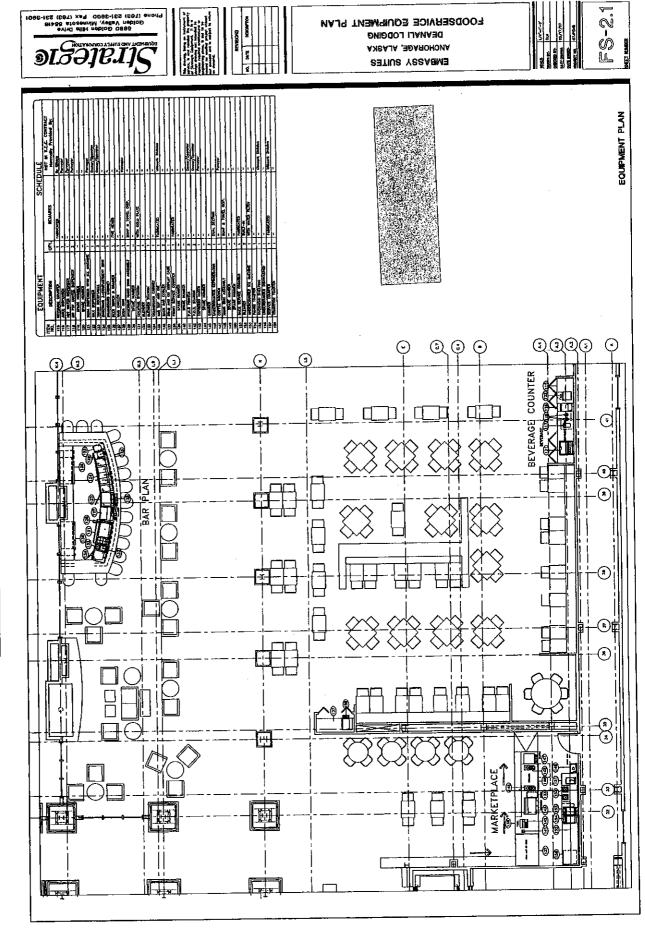


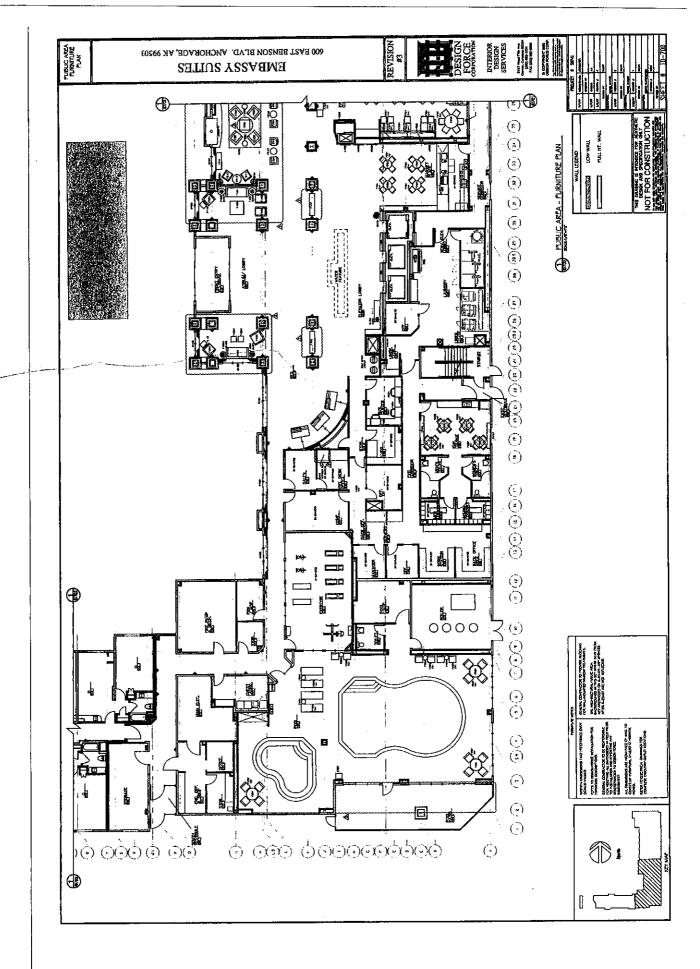


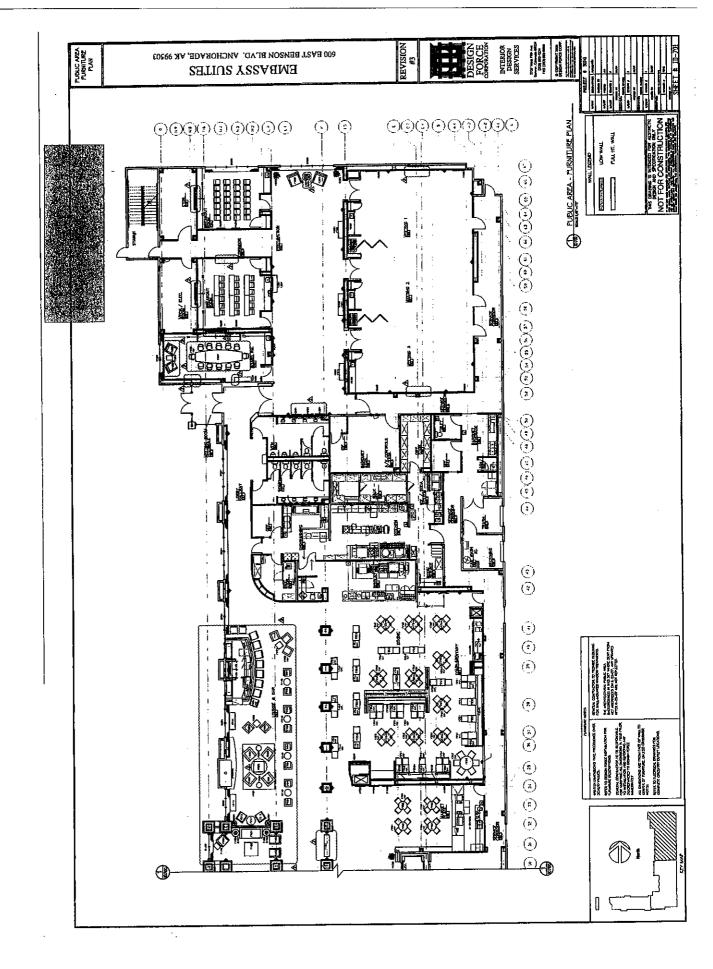
EMBASSY SUITES
ANCHORAGE, ALASKA
PEANALI LODGING
FOODSERYICE EQUIPMENT PLAN

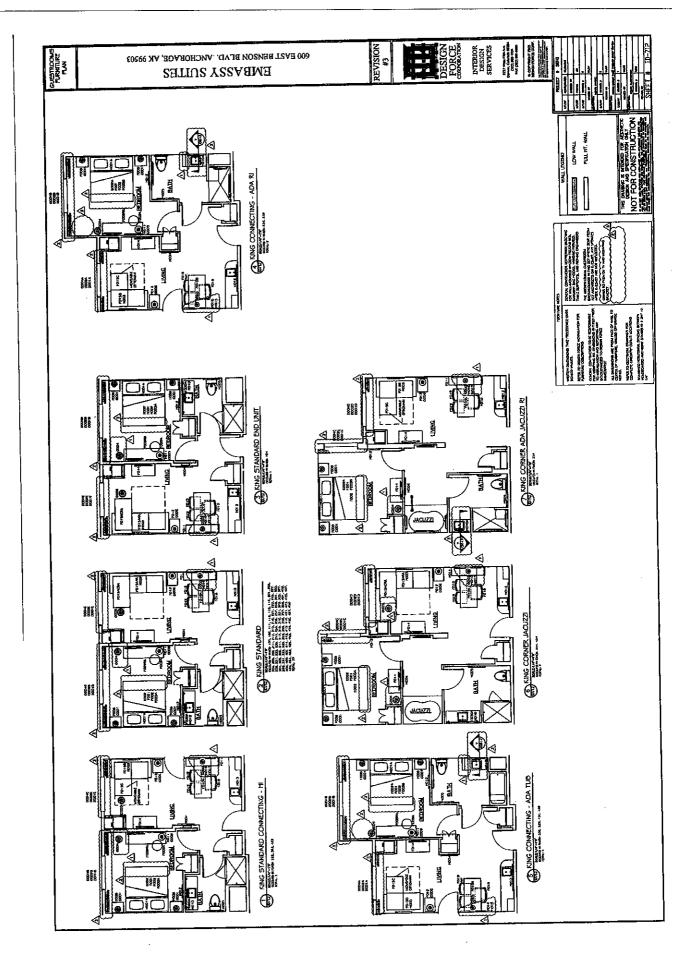
STREET CONTROL CONTROL

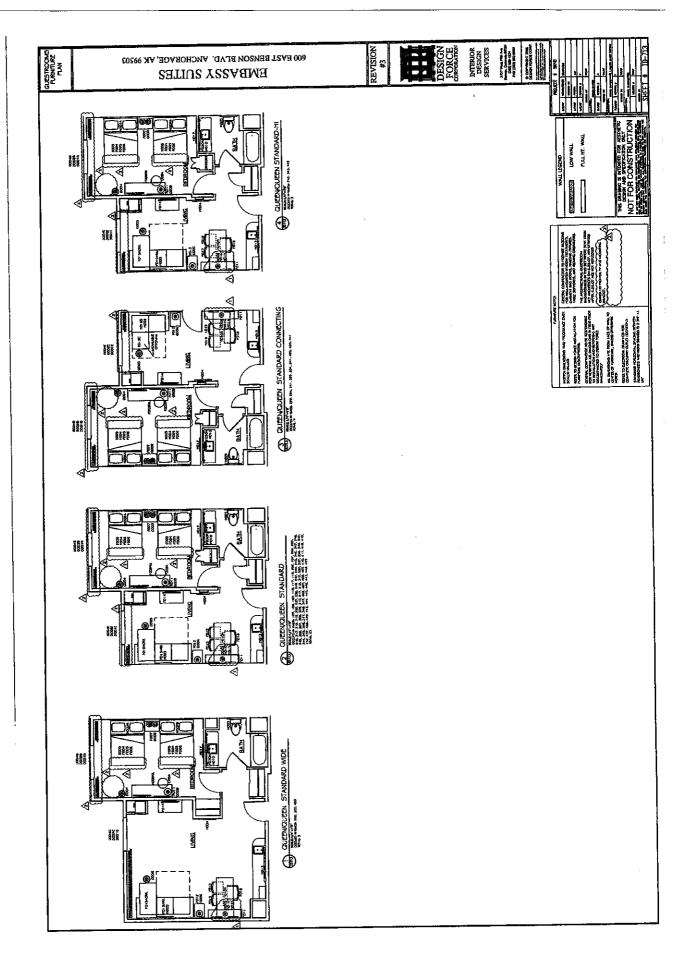


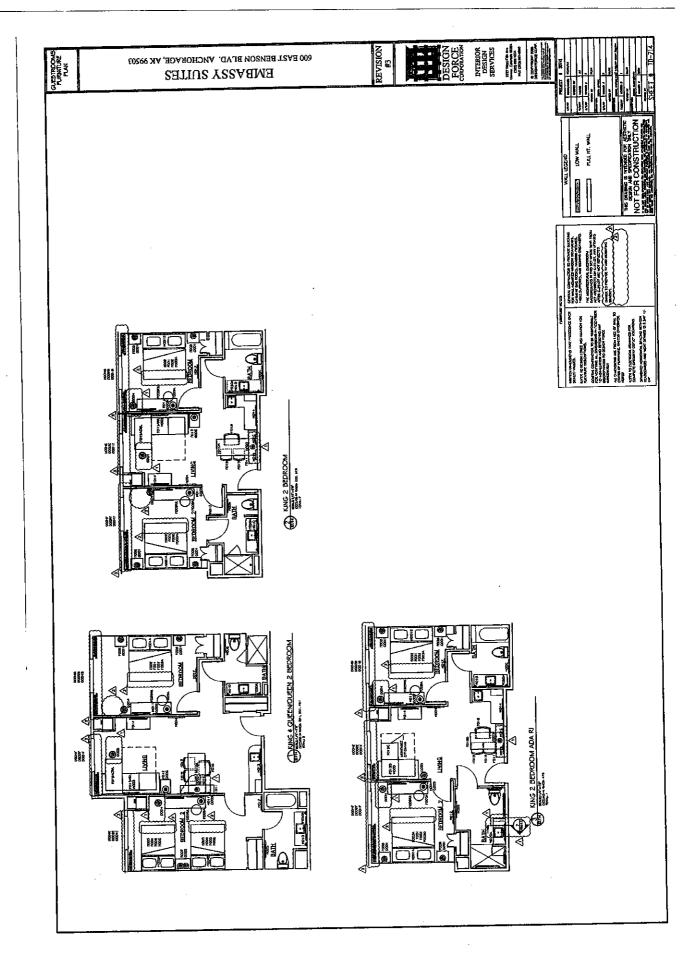


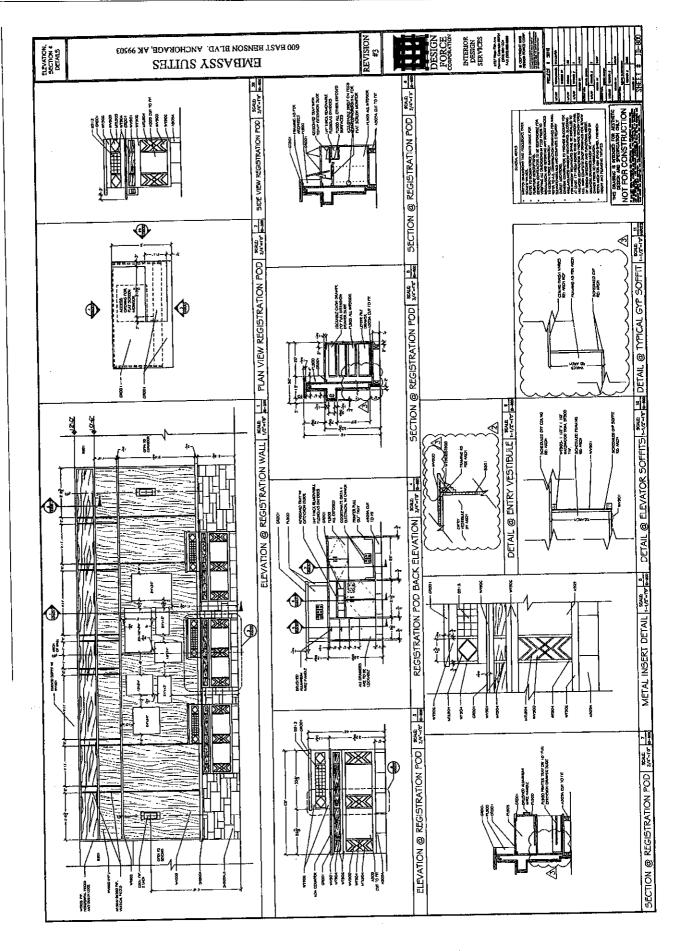


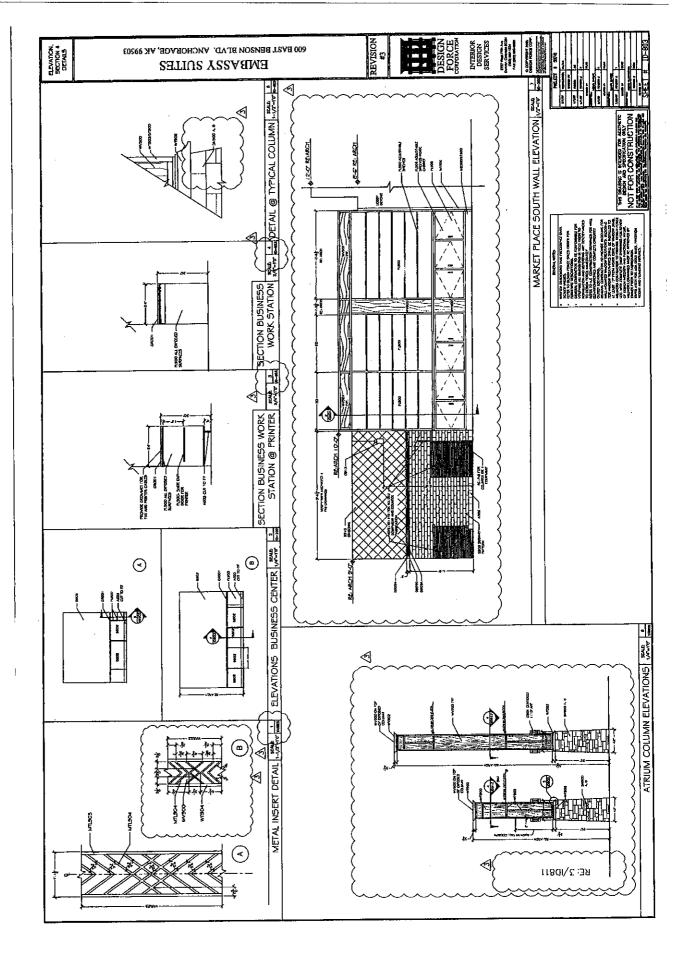


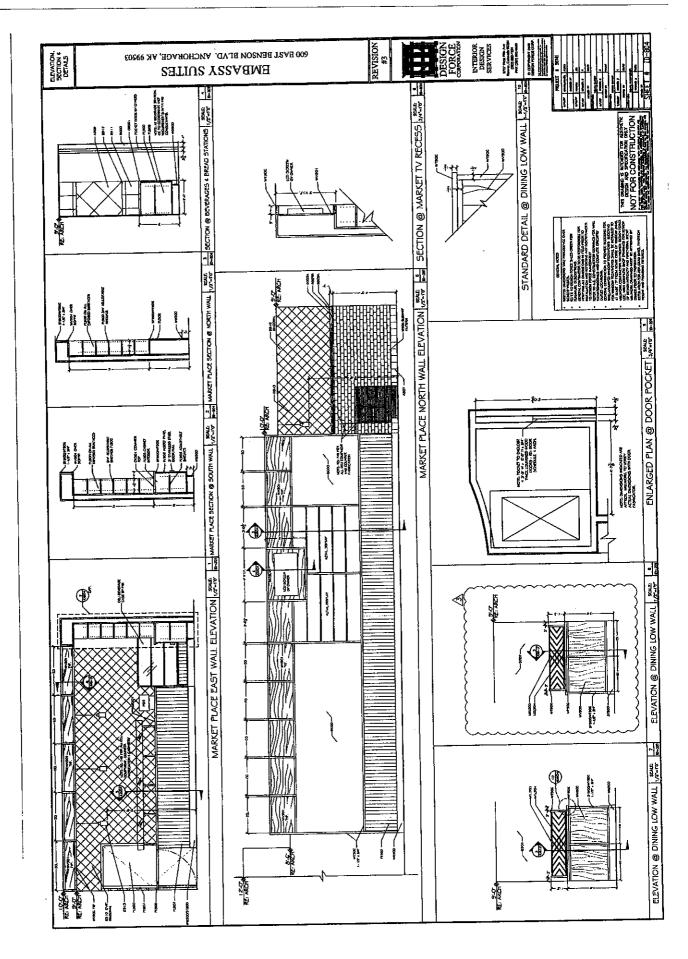


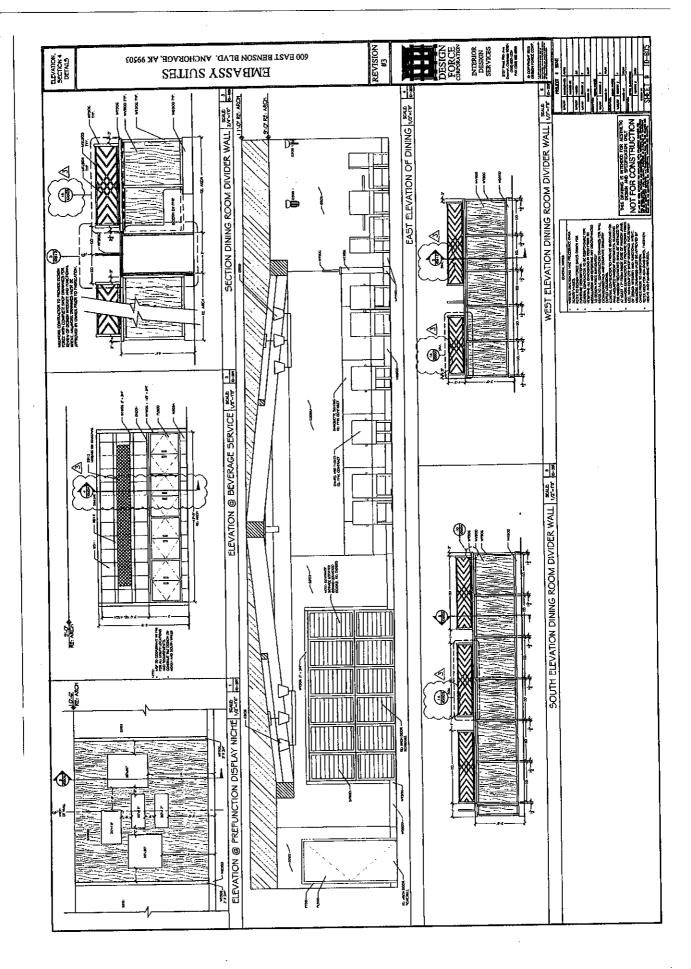


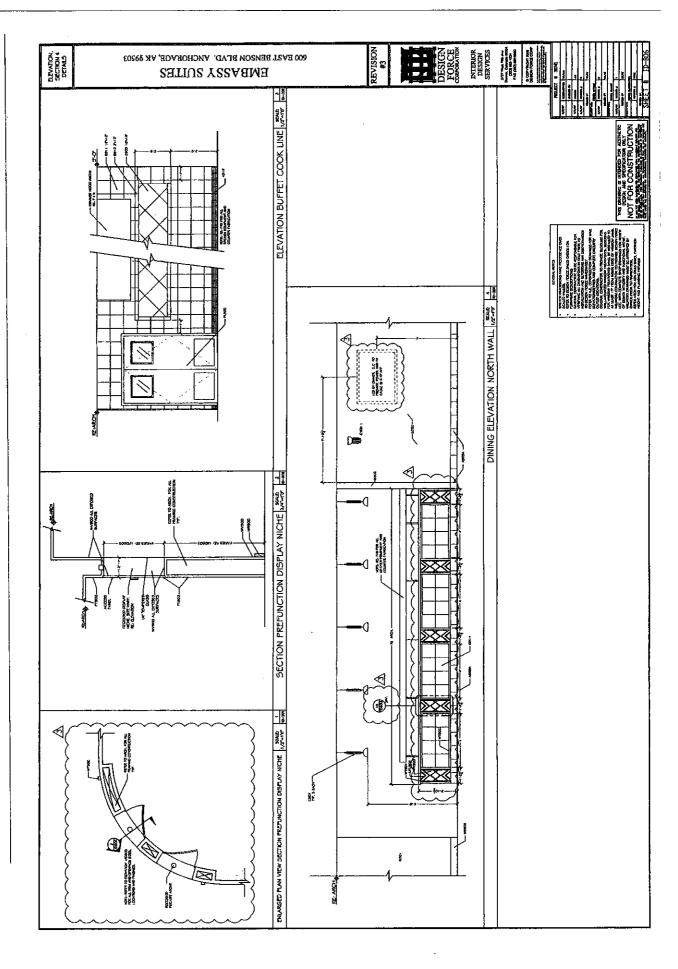












POSTING AFFIDAVIT



RECEIVED

JAN 1 8 2008

PLANNING DEPARTMENT

AFFIDAVIT OF POSTING

| CASE NUMBER: 2008 - 030 |
|---|
| I, hereby certify that I have posted a Notice of Public Hearing as prescribed by Anchorage Municipal Code 21.15.005 on the property that I have petitioned for horizonate USE. The notice was posted on 1/18/08 which is at least 21 days prior to the public hearing on this petition. I acknowledge this Notice(s) must be posted in plain sight and displayed until all public hearings have been completed. |
| Affirmed and signed this 18 day of JANUARY, 2008 |
| Willand Bobs |
| LEGAL DESCRIPTION 600 E. BENSON BLUD, |
| Tract or Lot |
| Block |
| Subdivision |

jtw G:\CPD\Public\FORMS\OtherDoc\AOP.DOC

HISTORICAL

INFORMATION

PARCEL INFORMATION APPRAISAL INFORMATION Legal HIGH LINE #1 Parcel 009-043-36-000 TR A Owner DENALI LODGING LLC 9100 E PANORAMA DRIVE #300 # Descr HOTEL/MOTEL HIGH RISE **ENGLEWOOD** CO 80112 7207 Site Addr 600 E BENSON BLVD RELATED CAMA PARCELS Cross Reference (XRef) Type Legend Get "Type" explanation Econ. Link E = Old to New Replat R = Old to New Uncouple U = Old to New Leased XRef Related Parcel(s) Bring up this form focused Type **Parcels** I = New to Old F= New to Old Q = New to Old Combine Lease on the related parcel Renumber C = New to Old P = Old to New L = GIS to Lease N = New to Old M = Lease to GIS X = Old to New # of Parcels 1 Case Number 2008-030 Hearing Date 01/02/2008 REZONE Case Type Assembly conditional use for a hotel serving alcoholic beverages 2008-030 Legal A Beverage Dispensary-Tourism Alcoholic Beverage Conditional Use for Embassy Suites Hotel. High Line Subdivision #1, Tract A. Case Number S11268 Grid SW1631 Proposed Lots 1 **Existing Lots 2 PLAT** Action Type Subdivision & Vacation Action Date 04/21/2004 S11268 Legal High Line Addition #1, Tracts A & G, located within the N1/2 of the NE 1/4 of Section 30, T13N, R3W, S.M., Alaska **PERMITS** Permit Number 06 5523 04 6131 Project EMBASSY SUITES 06 5523 Work Desc 149587 sq ft living / 169 units**1/30/07 elec transferred to Ironwood In ç**tb Use R-1 RESIDENTIAL HOTELS **BZAP**

Status

Type

Applicants Name

Action No. Action Date

Resolution

ALCOHOL

LICENSE

Business

Address

License Type Status

PARCEL INFORMATION PARCEL Parcel ID 009-043-36-000 **OWNER** # DENALI LODGING LLC Status Renumber ID 000-000-00-00000 Site Addr 600 E BENSON BLVD 9100 E PANORAMA DRIVE #300 Comm Concl MIDTOWN CO 80112 7207 Comments ROW TAKE 13361 SF B220 P94 **ENGLEWOOD** Deed 2003 0042675 CHANGES: Deed Date May 05, 2003 Name Date May 19, 2003 Address Date May 19, 2003 TAX INO District 003 42,331.75 Balance 0.00 2008 Tax HISTORY Total Land **LEGAL** Year Bullding 1,822,300 2,911,400 Assmt Final 2006 0 1,822,300 HIGH LINE #1 2,126,100 Assmt Final 2007 785,300 TR A 20,032,500 Assmt Final 2008 17,116,700 2,915,800 SQFT 134,989 Exemptions Unit 0 Plat 700296 State Credit 20,032,500 Grid SW1631 Zone B3 Tax Final **SALES DATA PROPERTY INFO** Type Land Use Source Mon Year Price Type 1,500,000 LAND SALE BUYER 03 1988 HOTEL/MOTEL HIGH RISE COMMERCIAL 01 LAND SALE 05 2003 | 1,607,150 BUYER

OWNER HISTORY

| APPRAISAL INFORMATION Legal HIGH LINE #1 TR A | Parcel 009-043-36-000 # 01 of 01 | | | | |
|--|--|--|--|--|--|
| | Site Adress 600 E BENSON BLVD | | | | |
| Current 05/05/03 DENALI LODGING LLC | 3rd 1719 0000 03/30/88 A D TRADING INC | | | | |
| 9100 E PANORAMA DRIVE #300 ENGLEWOOD CO 80112 7207 | 5700 W 6TH ST # 401 LOS ANGELES CA 90036 | | | | |
| Prev 3130 0000 09/29/97 CHOI SEONG MOON C/O HACOR INC | 4th 1719 0000 03/30/88 A D TRADING INC 4139 VIA MARINA STE 905 | | | | |
| 8506 OSAGE AVENUE LOS ANGELES CA 90045 | MARINA DEL REY CA 90292 | | | | |
| 2nd 2179 0000 08/06/91 KANG SUK JIN % MORGAN. LEWIS & BOCKIUS 801 S GRAND AVENUE | 5th 1300 0000 08/09/85 HACOR INC | | | | |
| 22ND FLOOR LOS ANGELES CA 90017 | 3551 POST MARK DR ANCHORAGE AK 99502 | | | | |



MUNICIPALITY OF ANCHORAGE ASSEMBLY MEMORANDUM

No. AM 111-2008

Meeting Date: February 26, 2008

From: Mayor

Subject: ALCOHOLIC BEVERAGES CONDITIONAL USE IN THE B-3

(GENERAL BUSINESS) DISTRICT FOR A BEVERAGE DISPENSARY TOURISM USE AND LICENSE PER AMC 21.40.180 D.8 FOR DENALI LODGING LLC, DBA DENALI HOTEL SUITES, DBA EMBASSY SUITES HOTEL – ANCHORAGE, ALASKA; LOCATED AT 600 EAST BENSON BOULEVARD, WITHIN TRACT A, HIGHLINE

SUBDIVISION ADDITION #1.

Navin C. Dimond, representing Denali Lodging LLC, dba Denali Hotel Suites, dba Embassy suites Hotel — Anchorage, Alaska, has made application for a Beverage Dispensary Tourism Alcoholic Beverage Conditional Use and license in the B-3 District, located at 600 East Benson Boulevard, within Tract A, Highline Subdivision Addition #1.

This proposal is for a Beverage Dispensary Tourism Alcoholic Beverage Conditional Use for a new 169-guestroom hotel for the business and leisure traveling market. The restaurant has 102 non-fixed seating; the lounge/bar has 33 non-fixed seating. The hotel also includes four conference meeting rooms. Construction of the hotel will be completed in May of 2008. The property is zoned B-3, in which alcoholic beverage sales are permitted through the conditional use process.

The petitioner dba Embassy Suites Hotel – Anchorage, Alaska, has applied to the Alcoholic Beverages Control Board for a new Beverage Dispensary Tourism license. Tourism licenses (beverage dispensary or restaurant eating place license) are approved by the Alcohol Beverage Control Board upon a showing that construction of a tourist facility will encourage tourism, and that the tourist business will constitute a substantial portion of the business of the tourist facility.

There are no known churches or schools within 200 feet of the petition site, according to Municipal records.

Assembly Memorandum Embassy Suites Hotel Conditional Use Page 2

There are a total of eleven (11) alcohol conditional uses and licenses within a 1,000-foot radius of the petition site: two (2) beverage dispensary licenses, seven (7) restaurant licenses, and two (2) package store licenses. Approving this beverage dispensary tourism conditional use and license will add a third beverage dispensary license, and the first tourism license within a 1,000-foot radius of the petition site.

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The hotel restaurant and lounge/bar will operate seven days a week. Alcohol will be served in the restaurant during the hours of 5:00 PM to 10:00 PM and 4:00 PM to 12:00 AM in the lounge/bar. On-premise sale of alcohol beverages will be available, as permitted by the Alcohol Beverage Control Board requirements, only during the hours allowed for the specific day of the week applicable. The petitioner estimates the sale of alcoholic beverages will represent ten percent compared with ninety percent food sales. involved in the sale of alcoholic beverages will be trained in accordance with the Alcoholic Beverage Control Board's "Liquor Server Alcohol Awareness Training Program," (TAM) and will hold the necessary certifications.

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At the time this report was prepared, the Department of Health and Human Services, and the Anchorage Police Department did not provide comments. Treasury reports there are no delinquent Personal Property Taxes, or Real Property Taxes owing at this time.

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

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

Concur: 26

Tom Nelson, Director, Planning Department

Concur: 27

Mary Jane Michael, Executive Director, Office of Economic &

Community Development

29 Concur: Michael K. Abbott, Municipal Manager

30

Respectfully submitted: Mark Begich, Mayor

Content ID: 006023

Type: AR_AllOther - All Other Resolutions

ALCOHOLIC BEVERAGES CONDITIONAL USE IN THE B-3 (GENERAL BUSINESS) DISTRICT FOR A BEVERAGE DISPENSARY TOURISM USE

Title: AND LICENSE PER AMC 21.40.180 D.8 FOR DENALI LODGING LLC, DBA DENALI HOTEL SUITES, DBA EMBASSY SUITES HOTEL â€" ANCHORAGE,

ALASKA: LOCATED AT 60

Author: weaverit Initiating Planning Dept:

ALCOHOLIC BEVERAGES CONDITIONAL USE IN THE B-3 (GENERAL

Description: BUSINESS) DISTRICT FOR A BEVERAGE DISPENSARY TOURISM USE

FOR EMBASSY SUITES

Date 2/13/08 10:06 AM **Prepared:**

Director Tom Nelson **Name:**

Assembly 2/26/08 Meeting Date:

Public Hearing 2/26/08 Date:

| Workflow Name | Action Date | Action | User | Security Group | Content ID |
|--------------------------|---------------------|---------|----------------------|-------------------|---------------|
| Clerk_Admin_SubWorkflow | 2/15/08 2:17 PM | | Heather Handyside | Public | 006023 |
| MuniMgrCoord_SubWorkflow | 2/15/08 2:17 PM | Approve | Heather Handyside | Public | 006023 |
| MuniManager_SubWorkflow | 2/15/08 1:50 PM | Approve | Michael Abbott | Public | 006023 |
| ECD_SubWorkflow | 2/14/08 11:08 AM | Approve | Lisa Villareal | Public | 006023 |
| Planning_SubWorkflow | 2/13/08 1:59 PM | Approve | Tom Nelson | Public | 006023 |
| AllOtherARWorkflow | 2/13/08 10:21 AM | Checkin | Jerry Weaver Jr. | Public | 006023 |