

Submitted by: ASSEMBLY MEMBER COFFEY

Reviewed by: Assembly Counsel

For reading: November 25, 2008

CLERK'S OFFICE

APPROVED

Date: 11-25-08

ANCHORAGE, ALASKA

AR NO. 2008- 311

A RESOLUTION OF THE ANCHORAGE MUNICIPAL ASSEMBLY STATING ITS TEMPORARY NON-OBJECTION TO TRANSFER OF LOCATION OF A NO-PREMISES PACKAGE STORE LICENSE OWNED BY CURRENT ABC APPROVED LICENSEE, TCCH, INC., TO THE LOCATION OF 1901 WEST DIMOND BOULEVARD, CURRENTLY OWNED AND OPERATED BY LICENSEE TCCH, INC. AS DIMOND LIQUORS.

WHEREAS, by AM 712-2008, approved October 28, 2008, the Assembly took action to approve the transfer of ownership of Package Store Liquor License 2145 (*NO PREMISES*) from a previous owner to TCCH, Inc.; and

WHEREAS, TCCH, Inc. owns and operates Dimond Liquor, located at 1901 West Dimond Boulevard, Anchorage, Alaska 99515, under a separate package store license 2808; and

WHEREAS, to avoid license expiration and in keeping with guidelines of the Alcoholic Beverage Control Board, TCCH, Inc. has made application with the Alcoholic Beverage Control Board and has paid the required fee for a Transfer of Package Store Liquor License 2145 (*NO PREMISES*) to the location of 1901 West Dimond Boulevard, currently owned and operated by TCCH, Inc. as Dimond Liquor; and

WHEREAS, in transferring location from *NO PREMISES* to the designated location of 1901 West Dimond Boulevard, the Alcoholic Beverage Control Board replaces License 2145 with a new transfer license number 4853; and

WHEREAS, on November 25, 2008, the Anchorage Municipal Clerk received a copy of the TCCH, Inc. application for transfer of location, with new transfer license number 4853, from the Alcoholic Beverage Control Board; and

WHEREAS, staff of the Alcoholic Beverage Control Board has confirmed that once the transfer license 4853 is approved by the Alcoholic Beverage Control Board, and upon issuance by the Assembly of a temporary non-objection for the transfer license 4853 (formerly 2145) to operate at 1901 West Dimond Boulevard, the current package store license #2808 will be administratively moved to a *NO PREMISES* license; and

WHEREAS, the requisite research, review and Assembly protest process will proceed and this matter will be scheduled for public hearing; and

WHEREAS, to date the Municipal Clerk's Office has established that there are no taxes owing; both the municipal Health and Human Services Department and the Planning

1 Department have reviewed the proposed transfer and have no objection; review by the
2 Anchorage Fire Department and code abatement will proceed; and
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4 WHEREAS, upon Alcoholic Beverage Control Board approval and prior to public
5 hearing before the Assembly and elapse of the sixty-day protest period, TCCH, Inc. wishes to
6 use package store transfer license 4853 (formerly 2145) immediately at the 1901 West
7 Dimond Boulevard location, in lieu of the separate package store license 2808 owned by
8 TCCH, Inc. and currently operated at the same location;
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10 NOW, THEREFORE, the Anchorage Assembly RESOLVES:
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12 Section 1. The Anchorage Assembly states its temporary non-objection to transfer
13 of location for new license number 4853 (formerly *NO PREMISES* license 2145) to 1901
14 West Dimond Boulevard, Anchorage, Alaska 99515, currently owned and operated by TCCH,
15 Inc. as Dimond Liquors; and
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17 Section 2. This temporary non-objection is not intended and shall not be used to
18 bind the Assembly to any future action on the transfer of this liquor license, including without
19 limitation, action by the Assembly within the protest period.
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21 Section 3. A copy of this resolution may be presented to the Alcoholic Beverage
22 Control Board as proof that the Anchorage Assembly, as the local governing body, has stated
23 its temporary non-objection to the transfer of location of a package store license, in order to
24 permit the Director of the Alcoholic Beverage Control Board to issue temporary approval of
25 the license.
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27 PASSED AND APPROVED by the Anchorage Assembly this 25th day of November
28 2008.
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Chair

ATTEST:

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Municipal Clerk