

Submitted by: ASSEMBLY CHAIR FLYNN,
VICE CHAIR GUTIERREZ, AND
ASSEMBLY PUBLIC SAFETY
COMMITTEE CHAIR CLAMAN

CLERK'S OFFICE
APPROVED

Prepared by: Municipal Clerk
For reading: February 2, 2010

Date: 2-2-10
ANCHORAGE, ALASKA
AR NO. 2010-23

**A RESOLUTION OF THE ANCHORAGE MUNICIPAL ASSEMBLY STATING ITS
PROTEST REGARDING THE TRANSFER OF RESTAURANT EATING PLACE LIQUOR
LICENSE #4725 AND RESTAURANT DESIGNATION PERMIT FOR WINGWORLD, INC.,
DBA:WINGS 'N THINGS, LOCATED AT 701 W 36TH AVENUE UNIT A17, AND
AUTHORIZING THE MUNICIPAL CLERK TO TAKE CERTAIN ACTION.**

WHEREAS, WingWorld, Inc. has made an application with the Alcoholic Beverage Control (ABC) Board and has paid the required fee for a Transfer Restaurant Eating Place Liquor License #4725 and Restaurant Designation Permit, to be used for Wings 'N Things, located at 701 W 36th Avenue Unit A17, Anchorage, Alaska; and

WHEREAS, the Assembly must enter any protest to the ABC Board within 60 days following receipt of the application; and

WHEREAS, the Anchorage Municipal Clerk received a copy of this application on December 9, 2009 and has determined that the last day for the Assembly to file a protest is February 7, 2010; and

WHEREAS, the Assembly Meeting on February 2, 2010 is the last scheduled regular meeting of the Anchorage Assembly prior to the expiration of the protest period; and

WHEREAS, the Municipal Clerk reports the following status concerning this location:

1. No ABC Board violations and/or incidents are on file that would lead to an ABC Board violation;
2. No taxes are owing to the Municipality of Anchorage;
3. Fire Department approval was received on December 15, 2009;
4. Conditional Use Permit, required by AMC 21.50.160, **was completed September 8, 2004;**
5. Approval from the Health & Human Services Departments **has not been received;** and

WHEREAS, protest by the Assembly is in order until Municipal Clerk confirmation that outstanding items required for this location have been completed;

NOW, THEREFORE, THE ANCHORAGE ASSEMBLY RESOLVES:

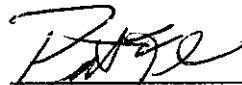
Section 1. The Anchorage Assembly hereby enters its **PROTEST** for a transfer Restaurant Eating Place Liquor License #4725 and Restaurant Designation Permit until this condition is met:

- Approval from the Health & Human Services Department is received and confirmed by the Municipal Clerk.

Section 2. A copy of this Assembly Resolution may be presented to the Alcoholic Beverage Control Board as proof that the Anchorage Assembly, as the local governing body, has stated its protest in order to allow the Director of the Alcoholic Beverage Control Board to hold processing of Restaurant Eating Place Liquor License #4725 and Restaurant Designation Permit under local protest, until receipt by the Director of confirmation from the Municipal Clerk that the conditions in Section 1 have been met, and this protest is lifted as authorized by this Assembly Resolution.

Section 3. The Anchorage Assembly hereby authorizes the Municipal Clerk, upon Municipal Clerk confirmation that all conditions in Section 1 have been met, to provide written notification to the Alcoholic Beverage Control Board that this protest by the Anchorage Assembly is lifted, without further action by the Assembly.

PASSED AND APPROVED by the Anchorage Assembly this 2nd day of February, 2010.


Chair

ATTEST:


Municipal Clerk



State of Alaska
Department of Public Safety
Alcoholic Beverage Control Board

Sean Parnell, Governor
Joseph A Masters, Commissioner

December 9, 2009

Municipality of Anchorage
Barbara Gruenstein
P.O. Box 196650
Anchorage, Alaska 99519

Re: Wings 'N Things – License #4725

☒ Transfer of Ownership ☐ Name Change ☒ Restaurant Designation Permit
☐ Transfer of Location Old License # (if changed): _____

We have received the enclosed liquor license application within the **Municipality of Anchorage**. This is the notice as required under AS 04.11.520. Additional information concerning filing a "protest" by a local governing body under AS 04.11.480 is included in this letter.

A local governing body as defined under AS 04.21.080(11) may protest the approval of an application(s) pursuant to AS 04.11.480 by furnishing the board and the applicant with a clear and concise written statement of reasons in support of a protest within 60 days of receipt of this notice. If a protest is filed, the board will not approve the application unless it finds that the protest is "arbitrary, capricious and unreasonable". Instead, in accordance with AS 04.11.510(b), the board will notify the applicant that the application is denied for reasons stated in the protest. The applicant is entitled to an informal conference with either the director or the board and, if not satisfied by the informal conference, is entitled to a formal hearing in accordance with AS 44.62.330-44.62-630. **IF THE APPLICANT REQUESTS A HEARING, THE LOCAL GOVERNING BODY MUST ASSIST IN OR UNDERTAKE THE DEFENSE OF ITS PROTEST.**

Under AS 04.11.420(a), the board may not issue a license or permit for premises in a municipality where a zoning regulation or ordinance prohibits the sale or consumption of alcoholic beverages, unless a variance of the regulation or ordinance has been approved. Under AS 04.11.420(b) municipalities must inform the board of zoning regulations or ordinances which prohibit the sale or consumption of alcoholic beverages. If a municipal zoning regulation or ordinance prohibits the sale or consumption of alcoholic beverages at the proposed premises and no variance of the regulation or ordinance has been approved, please notify us and provide a certified copy of the regulation or ordinance if you have not previously done so.

Protest under AS 04.11.480 and the prohibition of sale or consumption of alcoholic beverages as required by zoning regulation or ordinance under AS 04.11.420(a) are two separate and distinct subjects. Please bear that in mind in responding to this notice.

AS 04.21.010(d), if applicable, requires the municipality to provide written notice to the appropriate community council(s).

If you wish to protest the application referenced above, please do so in the prescribed manner and within the prescribed time. Please show proof of service upon the applicant. For additional information please refer to 13 AAC 104.145, Local Governing Body Protest.

Note: Applications applied for under AS 04.11.400(g), 13 AAC 104.335(a)(3), AS 04.11.090(e), and 13 AAC 104.660(e) must be approved by the governing body.

rj

Alcoholic Beverage Control Board
5848 E Tudor Rd - Anchorage, AK 99507 - Voice (907) 269-0350 - Fax (907) 272-9412

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

Transfer Liquor License

PAGE 1 OF 2

(907) 269-0350

Fax: (907) 272-9412

www.dps.state.ak.us/abc

This application is for:

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

45716

SECTION A - LICENSE INFORMATION. Must be completed for all types of applications.			FEEs
License Year: 2009/2010	License Type: Restaurant or Eating Place	Statute Reference Sec. 04.11.100	License Fee: \$ Filing Fee: \$ 100.00
License #: 4725			Fingerprint: (\$54.25 per person)
Local Governing Body: (City, Borough or Unorganized) Municipality of Anchorage	Community Council Name(s) & Mailing Address: Midtown Spenard ATTN: Don Pohland ATTN: Matt Burkholder 3800 W. 43rd Avenue 4859 Canterbury Way Anchorage, Alaska 99517 Anchorage, Alaska 99503		Total Submitted: \$ 204.25
Federal EIN or SSN: 27-0314620			
Name of Applicant (Corp/LLC/LP/LLP/Individual/Partnership): WingWorld, Inc.	Doing Business As (Business Name): Wings 'N Things	Business Telephone Number: (907) 277-9464 Fax Number: (907) 274-7508	
Mailing Address: 701 W. 36th Avenue, Unit A17	Street Address or Location of Premise: 701 W. 36th Avenue, Unit A17 Anchorage, Alaska 99503	Email Address: N/A	
City, State, Zip: Anchorage, Alaska 99501			

SECTION B - TRANSFER INFORMATION.

X Regular Transfer <input type="checkbox"/> Transfer with security interest: Any instrument executed under AS 04.11.670 for purposes of applying AS 04.11.360(4)(b) in a later involuntary transfer, must be filed with this Application (15 AAC 104.107). Real or personal property conveyed with this transfer must be described. Provide security interest documents. <input type="checkbox"/> Involuntary Transfer. Attach documents which evidence default under AS 04.11.670.	Name and Mailing Address of Current Licensee: WingWorld, Inc. 701 W. 36th Avenue, Unit A17, Anchorage, AK 99501 Business Name (dba) BEFORE transfer: Wings 'N Things Street Address or Location BEFORE transfer: 701 W. 36th Avenue, Unit A17, Anchorage, Alaska 99503
--	--

SECTION C - PREMISES TO BE LICENSED. Must be completed for RELOCATION applications. *NOT A RELOCATION APPLICATION.

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

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

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

Name	Name of Business	Type of License	Business Street Address	State

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

☐ Yes **X** No If Yes, attach written explanation.

Office use only

Date Approved	Director's Signature
---------------	----------------------

Liquor License

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): WingWorld, Inc.		Telephone Number: (907) 277-9464	Fax Number: (907) 274-7508
Corporate Mailing Address: 701 W. 36th Avenue, Unit A17	City: Anchorage	State: Alaska	Zip Code: 99501
Name, Mailing Address and Telephone Number of Registered Agent: Tracy Olson, 701 W. 36th Avenue, Unit A17, Anchorage, Alaska 99503 (907) 715-6150		Date of Incorporation OR Certification with DCED: 4/28/09	State of Incorporation: Alaska
Is the Entity in compliance with the reporting requirements of Title 10 of the Alaska Statutes? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If no, attach written explanation. 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%)

Name	Title	%	Home Address & Telephone Number	Work Telephone Number	Date of Birth
Tracy Olson	President, S/T	100	16860 West 2 nd Avenue, Wasilla, AK 99654 (907) 357-1902	(907) 715-6150	09-26-68

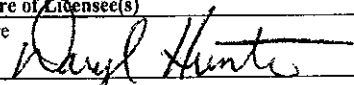
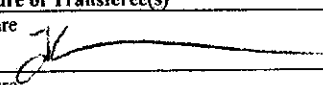
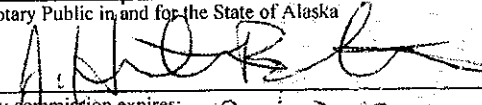
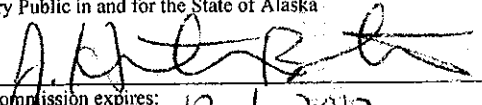
NOTE: On a separate sheet provide information on ownership other organized entities that are shareholders of the licensee.

Individual Licensees/Affiliates (The ABC Board defines an "Affiliate" as the spouse or significant other of a licensee. Each Affiliate must be listed.)

Name: Address: Home Phone: Work Phone:	Applicant <input type="checkbox"/> Affiliate <input type="checkbox"/> Date of Birth:	Name: Address: Home Phone: Work Phone:	Applicant <input type="checkbox"/> Affiliate <input type="checkbox"/> Date of Birth:
Name: Address: Home Phone: Work Phone:	Applicant <input type="checkbox"/> Affiliate <input type="checkbox"/> Date of Birth:	Name: Address: Home Phone: Work Phone:	Applicant <input type="checkbox"/> Affiliate <input type="checkbox"/> Date of Birth:

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, and this application is not in violation of any security interest or other contracted obligations.
- I hereby certify that there have been no changes in officers or stockholders that have not been reported to the Alcoholic Beverage Control Board. The undersigned certifies on behalf of the organized entity, it is understood that a misrepresentation of fact is cause for rejection of this application or revocation of any license issued.
- I further certify that I have read and am familiar with Title 4 of the Alaska statutes and its regulations, and that in accordance with AS 04.11.450, no person other than the licensee(s) has any direct or indirect financial interest in the licensed business.
- I agree to provide all information required by the Alcoholic Beverage Control Board in support of this application.

Signature of Licensee(s) Signature 	Signature of Transferee(s) Signature 
Signature	Signature
Name & Title (Please Print) Daryl Hunter, prior owner of WingWorld, Inc.	Name & Title (Please Print) Tracy Olson, President of WingWorld, Inc.
Subscribed and sworn to before me this 1 st day of November 2009	Subscribed and sworn to before me this 1 st day of November 2009
Notary Public in and for the State of Alaska 	Notary Public in and for the State of Alaska 
My commission expires: 12-1-2012	My commission expires: 12-1-2012

STATE OF ALASKA
ALCOHOLIC BEVERAGE CONTROL BOARD
APPLICATION FOR RESTAURANT DESIGNATION PERMIT - AS 04.16.049 & 15 AAC 104.715-794
FEE: \$50.00

The granting of this permit allows access of persons under 21 years of age to designated licensed premises for purposes of dining, and persons under the age of 19 for employment. If for employment, please state in detail, how the person will be employed, duties, etc. (13 AAC 104.745).

This application is for designation of premises where : (please mark appropriate items).

- 1 ☒ Under AS 04.16.010(c) Bona fide restaurant/eating place.
- 2 ☒ Persons between 16 & 21 may dine unaccompanied.
- 3 ☒ Persons under 16 may dine accompanied by a person 21 years or older.
- 4 ☒ Persons between 16 and 19 years may be employed. (See note below).

LICENSEE: WingWorld, Inc.

D/B/A: Wings 'N' Things

ADDRESS: 701 W. 36th Avenue, Unit A17, Anchorage, Alaska 99503

1. Hours of Operation: M-Wed. 10a.m.-8p.m. Thurs.-Sat. 10a.m.-10p.m. Telephone # (907) 277-9464
2. Have police ever been called to your premises by you or anyone else for any reason: ☐ Yes ☒ No
If yes, date(s) and explanation(s).

3. Duties of employment: Wait staff, kitchen staff, host(ess), maintenance staff

4. Are video games available to the public on your premises? No

5. Do you provide entertainment: ☐ Yes ☒ No If yes, describe.

6. How is food served? ☒ Table Service ☐ Buffet Service ☐ Counter Service ☐ Other*

7. Is the owner, manager, or assistant manager always present during business hours? ☒ Yes ☐ No

*** A MENU AND A DETAILED LICENSED PREMISES DIAGRAM MUST ACCOMPANY THIS APPLICATION ***

This permit remains in effect until the liquor license is transferred OR at the discretion of the Alcoholic Beverage Control Board.
(13 AAC 104.795)

I certify that I have read AS 04.16.049, AS 04.16.060, 13 AAC 104.715-795 and have instructed my employees about provisions contained therein.

[Signature]
Applicant(s) signature

Subscribed and sworn to before me this

1st day of November
[Signature]
Notary Public in and for Alaska

My Commission expires 12-1-2012

[Signature]
Application approved (13 AAC 104.725(e))
Governing Body Official

Date: _____

Director, ABC Board

Date: _____

NOTE: AS 04.16.049(c) requires that written parental consent and an exemption by the Department of Labor must be provided to the licensee by the employee who is under 19 years of age. Persons 19 and 20 years of age are not required to have the consent or exemption.

* Describe how food is served on back of form.

Licensed Premises Diagram

show all entrances and exits and all fixtures such as tables, booths, games, counters, bars, coolers, stages, etc.

Wings 'N Things

folio. 36^a Ann. Discharge 7/17

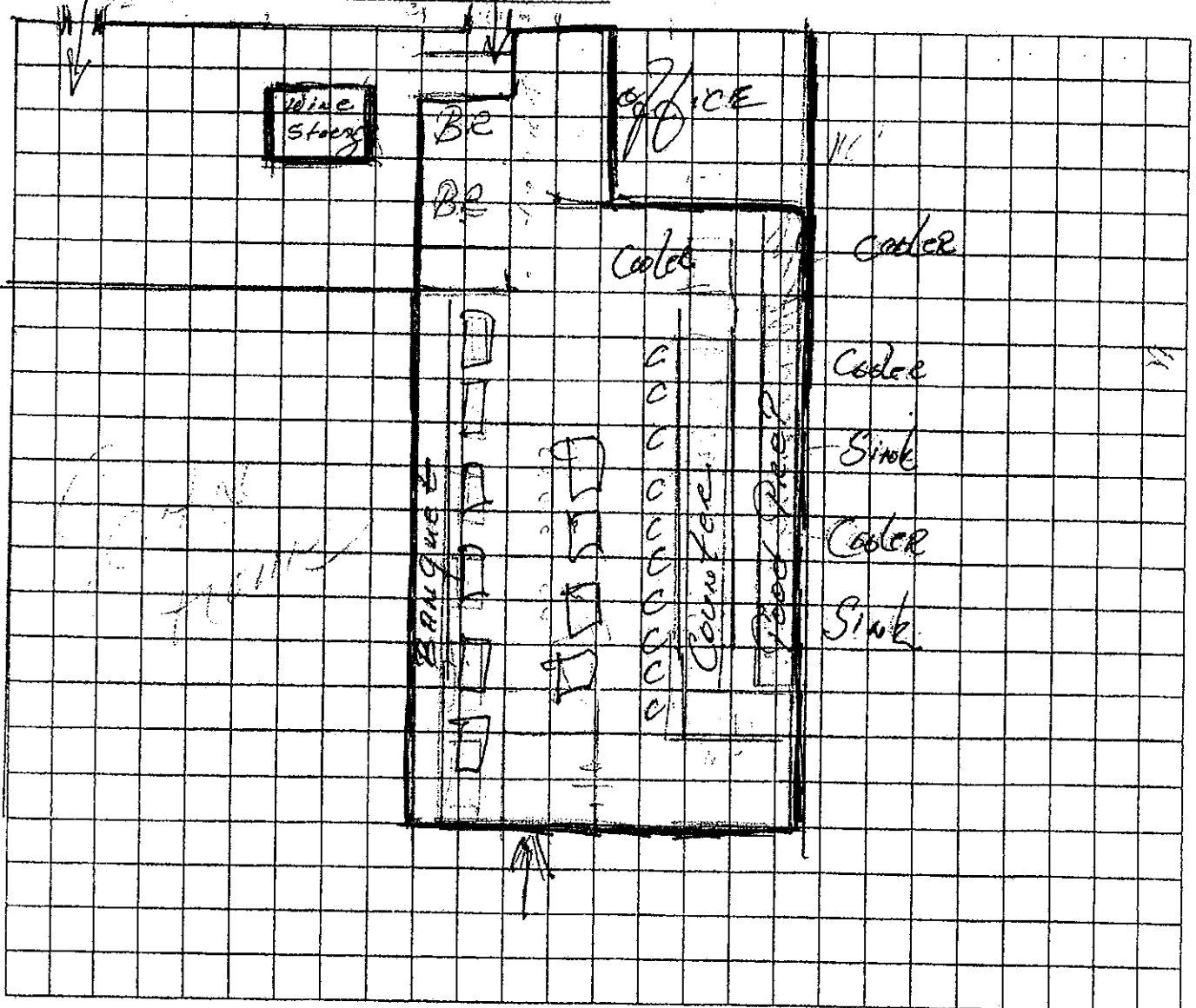
Indicate scale by x after appropriate statement or show length and width of premises.

1 SQ. = 1 FT.

Length and width of premises in feet:

Door

Outline the area to be designated for sale, service, storage, and consumption of alcoholic beverages in red. DO NOT USE BLUE INK OR PENCIL ON THIS DIAGRAM.



CHICKEN WINGS

Deliciously deep-fried in vegetable oil, spicy wings, basted with our unique, special sauce. Served with crisp celery sticks and our own delicious bleu cheese sauce for wing-dipping! Ranch dressing is available upon request.

Wings are served Mild, Medium, Hot,

Extra Hot, Mute or Barbeque

(Make—an "EXPLOSIVE" experience!)

SINGLE PORTION

(10 Pieces) \$8.95

DOUBLE PORTION

(20 Pieces) \$16.95

TRIPLE PORTION

(30 Pieces) \$24.95

QUADUPLE PORTION

(40 Pieces) \$32.95

Best Value

BUCKET PORTION

(50 Pieces) \$37.95

Extra Bleu Cheese or Ranch \$0.75

Extra Celery Sticks \$0.75

Great Food For Any

Office Party, Social Gatherings,

Or Get-Together

SUBMARINE SANDWICHES

Made with freshly baked Italian rolls, these delicious subs are the best! All Subs come with Provone cheese, lettuce, tomatoes, onions, mustard, mayonnaise, oil & vinegar. Available upon request: American cheese, Swiss cheese, pickles, green peppers, mushrooms, jalapenos & ketchup.

All subs can be custom built to your liking and served with POTATO CHIPS.

Wings 'N' Things COMBO

4" Sandwich, 5 wings, Celery, Dressing, Chips & Soda Only \$8.95

TRY OUR POPULAR 12" PHILLY CHEESE STEAK!

This sub, smothered in grilled onions and provone cheese, is the #1 choice of Alaska's Steak Lovers! Prepared with 1/2 pound of steak! This Sub is a meal in itself. Only \$10.95

Kid's 4" Sub for (1N1) \$3.95

8" 12"

1. HAM \$6.95 \$9.95

2. MEATBALL \$6.95 \$9.95

3. THREE CHEESE \$6.95 \$9.95

4. TUNA \$6.95 \$9.95

5. TURKEY BREAST \$7.95 \$10.95

6. BUILD YOUR OWN (2 cold cut choices) \$7.95 \$10.95

7. BUILD YOUR OWN (3 cold cut choices) \$7.95 \$10.95

8. CHEESEBURGER \$7.95 \$10.95

9. CHICKEN PHILLY \$7.95 \$10.95

10. COMBO (ham, turkey, roast beef) \$7.95 \$10.95

11. FRENCH DIP \$7.95 \$10.95

12. HAMBURGER \$7.95 \$10.95

13. ITALIAN COMBO (meat, salami, pepperoni) \$7.95 \$10.95

14. ITALIAN SAUSAGE \$7.95 \$10.95

15. PASTRAMI \$7.95 \$10.95

16. PHILLY CHEESE \$7.95 \$10.95

17. REINDEER SAUSAGE \$7.95 \$10.95

18. ROAST BEEF \$7.95 \$10.95

19. SALAMI \$7.95 \$10.95

20. TERIYAKI CHICKEN \$7.95 \$10.95

Extra Meat or Cheese \$2.00 8" SUB \$2.50 12" SUB

SPECIAL!

8" Sub, 5 wings, Celery sticks, Bleu Cheese or Ranch dip, chips (#1 thru #4) \$9.95, (#5 thru #20) \$10.95

Content ID: 008623**Type:** AR_AllOther - All Other Resolutions

A RESOLUTION OF THE ANCHORAGE MUNICIPAL ASSEMBLY STATING ITS PROTEST REGARDING THE TRANSFER OF RESTAURANT EATING PLACE LIQUOR LICENSE #4725 AND RESTAURANT DESIGNATION PERMIT FOR WINGWORLD, INC., DBA:WINGS 'N THINGS, LOCATED AT 701 W 36TH AVENUE UNIT A17, AND AUTHORIZING THE MUNICIPAL CLERK TO TAKE CERTAIN ACTION

Author: delongmm**Initiating Dept:** Muni_Clk**Date Prepared:** 1/22/10 9:54 AM**Assembly Meeting Date:** 2/2/10

Workflow Name	Action Date	Action	User	Security Group	Content ID
Clerk_Admin_SubWorkflow	1/22/10 10:00 AM	Exit	Michelle M. DeLong	Public	008623
AllOtherARWorkflow	1/22/10 10:00 AM	Checkin	Michelle M. DeLong	Public	008623