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Submitted by: ASSEMBLY MEMBER HONEMAN, Public
Safety Committee Chair
For reading: March 8, 2011

5 **ANCHORAGE, ALASKA**
6 **AR NO. 2011-70**
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8 **A RESOLUTION OF THE ANCHORAGE MUNICIPAL ASSEMBLY STATING ITS**
9 **CONDITIONAL PROTEST REGARDING RENEWAL OF RESTAURANT/EATING PLACE**
10 **LICENSE #4293, D.B.A. UNCLE JOE'S PIZZERIA, LOCATED AT 3401 E. TUDOR ROAD,**
11 **ANCHORAGE, ALASKA.**

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13 WHEREAS, the licensee has made an application with the Alcoholic Beverage Control
14 (ABC) Board for renewal of Restaurant/Eating Place License #4293, Uncle Joe's Pizzeria,
15 located at 3401 E. Tudor Road, Anchorage, Alaska; and

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17 WHEREAS, the Assembly must enter any protest to the ABC Board within 60 days
18 following receipt of the application and March 14, 2011 is the last day for the Assembly to file
19 a protest; and

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21 WHEREAS, preliminary review of licensee's application for this location indicates
22 items and/or incidents appropriate for review by the Anchorage Assembly's Public Safety
23 Committee:

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 - One or more TAMS card violation(s) for failure to provide
26 proof of server training (*See AMC 2.30.125B.*)
 - More than one incident involving service of alcohol to an
27 underage patron, without checking identification prior to
28 service. (*See AMC 2.30.125D.*)

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32 WHEREAS, protest by the Assembly is in order to allow notice and opportunity for
33 review by the Assembly Public Safety Committee prior to the exercise of additional action by
34 the Assembly;

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36 **NOW, THEREFORE, THE ANCHORAGE ASSEMBLY RESOLVES:**

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38 Section 1. The Anchorage Assembly hereby enters this PROTEST for a renewal of
39 Restaurant/Eating Place License #4293 to allow the licensee the
40 opportunity to meet with the Public Safety Committee of the Anchorage
41 Assembly.

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43 Section 2. Licensee shall provide the Municipal Clerk proof that Licensee shall be in
44 continued and prospective compliance with AMC 2.30.125B, *Training*
45 (T.A.M).

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Section 3. 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 License #4293 under local protest, until receipt by the Director of confirmation from the Municipal Clerk that the conditions in Section 1 and Section 2 have been met, and this protest is lifted as authorized by Section 4 of this Assembly Resolution.

Section 4. The Anchorage Assembly hereby authorizes the Municipal Clerk, upon (i) confirmation from the Public Safety Committee that all conditions in Section 1 have been met; and (ii) upon Clerk's confirmation that the conditions in Section 2 have been satisfied, 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.

Section 5. The Municipal Clerk shall provide the licensee with the date and time of the meeting of the Assembly Public Safety Committee.

PASSED AND APPROVED by the Anchorage Assembly this _____ day of _____, 2011.

Chair

ATTEST:

Municipal Clerk