

CLERK'S OFFICE

**APPROVED**

Date: 4-26-11

Submitted by: ASSEMBLY CHAIR TRAINI,  
VICE CHAIR FLYNN, AND ASSEMBLY  
PUBLIC SAFETY  
COMMITTEE CHAIR HONEMAN

Prepared by: Municipal Clerk  
For reading: April 26, 2011

**ANCHORAGE, ALASKA  
AR NO. 2011-120**

**A RESOLUTION OF THE ANCHORAGE MUNICIPAL ASSEMBLY STATING ITS  
PROTEST REGARDING A NEW RESTAURANT/EATING PLACE LIQUOR LICENSE  
#5038 AND RESTAURANT DESIGNATION PERMIT FOR HAPA VENTURES LLC dba  
LING AND LOUIE'S ASIAN BAR AND GRILL, LOCATED AT 3801 OLD SEWARD HWY,  
AND AUTHORIZING THE MUNICIPAL CLERK TO TAKE CERTAIN ACTION.**

WHEREAS, HAPA Ventures has made an application with the Alcoholic Beverage Control (ABC) Board and has paid the required fee for a New Restaurant/Eating Place Liquor License #5038 and Restaurant Designation Permit, to be used for Ling and Louie's Asian Bar and Grill, located at 3801 Old Seward Hwy, 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 March 4, 2011 and has determined that the last day for the Assembly to file a protest is May 3, 2011 and

WHEREAS, the Assembly Meeting on April 26, 2011 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 that would lead to an ABC Board violation;
2. No taxes owing to the Municipality of Anchorage;
3. Health Department approval was received on **April 11, 2011**;
4. Administrative site plan review, required by AMC 21.50.500, **has not been completed**;
5. Approvals from the Anchorage Fire and Building Safety Departments **have not been received**; and

WHEREAS, protest by the Assembly is in order pending 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 New Restaurant/Eating Place Liquor License #5038 and Restaurant Designation Permit until these conditions are met:

- Successful completion of the administrative site plan review under AMC 21.50.500 is confirmed by the Municipal Clerk.
- Approvals from the Anchorage Fire and Building Safety Departments have been 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 #5038 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.

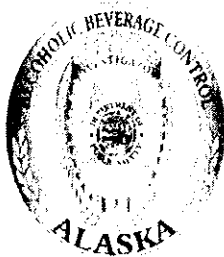
Section 3. The Anchorage Assembly hereby authorizes the Municipal Clerk, upon Municipal Clerk confirmation that all conditions in Section 1 have been met, to provide written notification to the Alcoholic Beverage Control Board that this protest by the Anchorage Assembly is lifted, without further action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

PASSED AND APPROVED by the Anchorage Assembly this 26<sup>th</sup> day of April, 2011.

Debbie Ossander  
Chair

ATTEST:

Shelene S. Jensen  
Municipal Clerk



State of Alaska  
Department of Public Safety  
**Alcoholic Beverage Control Board**

Sean Parnell, Governor  
Joseph A Masters, Commissioner

March 4, 2011

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

**Re: Ling and Louie's Asian Bar and Grill – License # 5038 - Restaurant Designation Permit application attached.**

We have received the enclosed application for a new liquor license 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 15 AAC 104.145, Local Governing Body Protest.

**Note:** Applications applied for under AS 04.11.400(g), 15 AAC 104.335(a)(3), AS 04.11.090(e), and 15 AAC 104.660(e) must be approved by the governing body.

**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

## New 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 \_\_\_\_\_  
☒ Full 2-year period \_\_\_\_\_ Mo/Day \_\_\_\_\_ Mo/Day

| SECTION A. LICENSE INFORMATION. Must be completed for all types of applications.            |  |   | FEEs                                 |
|---|--|---|--------------------------------------|
| License Year: <b>2011</b>   | License Type: <b>RESTAURANT EATING PLACE</b>   | Statute Reference<br>Sec. 04.11. <b>100</b>       | License Fee: \$                      |
| (Office Use Only)<br>License #: <b>5038</b>   |  |   | Filing Fee: \$100.00                 |
| Local Governing Body: (City, Borough or Unorganized)<br><b>ANCHORAGE</b>                    | Community Council Name(s) & Mailing Address:<br><b>MIDTOWN COMMUNITY COUNCIL<br/>MT. VERNON COMMON HOUSE 500 BLOCK 34TH<br/>TUGER COMMUNITY COUNCIL SHELI DOTSON<br/>P.O. Box 230808 ANCHORAGE, AK 99523</b> |   | Fingerprint:<br>(\$54.25 per person) |
| Name of Applicant<br>(Corp/LLC/LP/LLP/Individual/Partnership):<br><b>HAPA VENTURES LLC.</b> | Doing Business As (Business Name):<br><b>LING AND LOUIS Asian Bar and Grill</b>  | Business Telephone Number:<br><b>907-229-2557</b> | Total Submitted: \$                  |
| Mailing Address:<br><b>3801 OLD SEWARD Hwy #4</b>   | Street Address or Location of Premise:<br><b>3801 OLD SEWARD Hwy<br/>ANCHORAGE, AK 99503</b>   | Email Address:<br><b>MWOODWARD756@GMAIL.COM</b>   | Fax Number:                          |
| City, State, Zip:<br><b>ANCHORAGE, AK 99503</b>   |  |   |                                      |

| SECTION B. PREMISES TO BE LICENSED. Must be completed.  |  |
|---|--|
| Closest school grounds<br><b>LAKE OTIS ELEMENTARY</b>   | Distance measured under:<br><input type="checkbox"/> AS 04.11.410 OR<br><input type="checkbox"/> Local ordinance No. _____   |
| Closest church:<br><b>FIRST CHRISTIAN METHODIST</b>   | Distance measured under:<br><input type="checkbox"/> AS 04.11.410 OR<br><input type="checkbox"/> Local ordinance No. _____   |
| Premises to be licensed is:<br><input type="checkbox"/> Proposed building<br><input checked="" type="checkbox"/> Existing facility<br><input type="checkbox"/> New building | <input type="checkbox"/> Premises is GREATER than 50 miles from the boundaries of an incorporated city, borough, or unified municipality.<br><input type="checkbox"/> Premises is LESS than 50 miles from the boundaries of an incorporated city, borough, or unified municipality.<br><input checked="" type="checkbox"/> Not applicable<br><br><input type="checkbox"/> Plans submitted to Fire Marshall (required for new & proposed buildings)<br><input checked="" type="checkbox"/> Diagram of premises attached |

| SECTION C. Individual, corporate officer, limited liability organization member, manager or partner background.   |                  |                 |                         |       |
|---|------------------|-----------------|-------------------------|-------|
| 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?  |                  |                 |                         |       |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> 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? |                  |                 |                         |       |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> 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)<br><b>HAPA VENTURES LLC</b>                                   | Telephone Number<br><b>907-229-2557</b>                            | Fax Number<br><b>-</b>                  |
| Corporate Mailing Address:<br><b>3801 OLD SEWARD Hwy #4</b>   | City<br><b>ANCHORAGE</b>   | State<br><b>AK</b>                      |
|   |  | Zip Code<br><b>99503</b>                |
| Name, Mailing Address and Telephone Number of Registered Agent<br><b>MARK WOODWARD</b><br><b>7017 RIO TAMISA DR. ELM GROVE, CA. 95757</b> | Date of Incorporation OR Certification with DCED<br><b>7-22-10</b> | State of Incorporation<br><b>ALASKA</b> |

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%)**

| Name                 | Title         | %         | Home Address & Telephone Number                 | Work Telephone Number | Date of Birth  |
|----------------------|---------------|-----------|---|-----------------------|----------------|
| <b>MARK WOODWARD</b> | <b>MEMBER</b> | <b>50</b> | <b>7017 RIO TAMISA DR. ELM GROVE, CA. 95757</b> | <b>916-388-2727</b>   | <b>6/8/55</b>  |
| <b>DAMIEN OWENS</b>  | <b>"</b>      | <b>25</b> | <b>610 PRINCESS CIRCLE, ANCHORAGE AK 99504</b>  | <b>907-227-5918</b>   | <b>6/12/69</b> |
| <b>JUDITH OWENS</b>  | <b>"</b>      | <b>25</b> | <b>" " " " " "</b>                              | <b>907-227-9565</b>   | <b>3/20/72</b> |
|                      |               |           |   |                       |                |
|                      |               |           |   |                       |                |

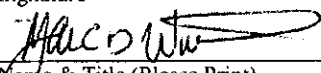
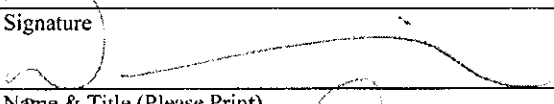
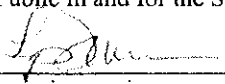
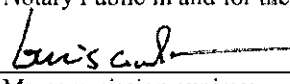
**NOTE: On a separate sheet provide information on ownership other organized entities that are shareholders of the licensee.**

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

|  |   |   |  |
|--|---|---|--|
| Name: <b>DEBBIE WOODWARD</b><br>Address: <b>7017 RIO TAMISA DR. ELM GROVE, CA 95757</b><br>Home Phone: <b>916-685-8002</b><br>Work Phone: <b>N/A</b> | Applicant <input type="checkbox"/><br>Affiliate <input checked="" type="checkbox"/><br>Date of Birth: <b>2/8/55</b> | Name:<br>Address:<br>Home Phone:<br>Work Phone: | Applicant <input type="checkbox"/><br>Affiliate <input type="checkbox"/><br>Date of Birth: |
| Name:<br>Address:<br>Home Phone:<br>Work Phone:  | Applicant <input type="checkbox"/><br>Affiliate <input type="checkbox"/><br>Date of Birth:                          | Name:<br>Address:<br>Home Phone:<br>Work Phone: | Applicant <input type="checkbox"/><br>Affiliate <input type="checkbox"/><br>Date of Birth: |

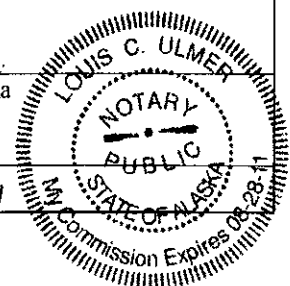
**Declaration**

- 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.

|   |  |
|---|--|
| <b>Signature of Licensee(s)</b>   |  |
| Signature<br>                                    | Signature<br>                                    |
| Name & Title (Please Print)<br><b>MARK D. WOODWARD MEMBER</b>   | Name & Title (Please Print)<br><b>DAMIEN L OWENS</b>   |
| Subscribed and sworn to before me this<br><b>11th</b> day of <b>JANUARY</b> , <b>2011</b>   | Subscribed and sworn to before me this<br><b>18th</b> day of <b>JANUARY</b> , <b>2011</b>  |
| Notary Public in and for the State of Alaska<br> | Notary Public in and for the State of Alaska<br> |
| My commission expires: <b>6/17/2012</b>   | My commission expires: <b>28 August 2011</b>   |

New License App 3/09

**NOTARY CERTIFICATE ATTACHED**



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: Hapa Ventures LLC

D/B/A: Ling & Louie's Asian Bar and Grill

ADDRESS: 3801 Old Seward Hwy Suite 6

1. Hours of Operation: 11 to 12 Telephone # 907-338-5464
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: All restaurant duties excluding serving or handling liquor

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 04th day of March 2011

[Signature]  
Notary Public in and for Alaska

My Commission expires 01/19/13

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

Date: \_\_\_\_\_

\_\_\_\_\_  
Director, ABC Board

Date: \_\_\_\_\_



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 and when consent or exemption is served on back of form.

**Content ID:** 010128**Type:** AR\_AllOther - All Other Resolutions

A RESOLUTION OF THE ANCHORAGE MUNICIPAL ASSEMBLY STATING ITS PROTEST REGARDING A NEW RESTAURANT/EATING PLACE LIQUOR LICENSE #5038 AND RESTAURANT DESIGNATION PERMIT FOR HAPA

**Title:** VENTURES LLC dba LING AND LOUIE'S ASIAN BAR AND GRILL, LOCATED AT 3801 OLD SEWARD HWY, AND AUTHORIZING THE MUNICIPAL CLERK TO TAKE CERTAIN ACTION. Assembly Chair Traini, Vice-Chair Flynn and Assembly Public Safety Committee Chair Honeman.

**Author:** moserak**Initiating Dept:** Muni\_Clk**Date Prepared:** 4/15/11 9:08 AM**Assembly Meeting Date:** 4/26/11

| <u>Workflow Name</u>    | <u>Action Date</u>    | <u>Action</u> | <u>User</u>  | <u>Security Group</u> | <u>Content ID</u> |
|-------------------------|-----------------------|---------------|--------------|-----------------------|-------------------|
| Clerk_Admin_SubWorkflow | 4/15/11<br>9:14<br>AM | Exit          | Amanda Moser | Public                | 010128            |
| AllOtherARWorkflow      | 4/15/11<br>9:14<br>AM | Checkin       | Amanda Moser | Public                | 010128            |