

CLERK'S OFFICE

APPROVED

Date: _____

1-31-12

Submitted by: ASSEMBLY MEMBER DRUMMOND
ASSEMBLY MEMBER GRAY-JACKSON
Prepared by: Assembly Counsel
For reading: January 31, 2012

**ANCHORAGE, ALASKA
AR NO. 2012-34**

1 **A RESOLUTION OF THE ANCHORAGE MUNICIPAL ASSEMBLY STATING ITS**
2 **TEMPORARY NON-OBJECTION TO ISSUANCE OF A NEW PACKAGE STORE LIQUOR**
3 **LICENSE #5114 TO PRINILLAS, LLC, DBA WINTER DREAMS, AND TO ALLOW**
4 **ALCOHOLIC BEVERAGE PACKAGE STORE LICENSE USE TEMPORARILY AT THE**
5 **LOCATION, UNTIL FINAL ACTION BY THE ASSEMBLY ON APPLICATION 2012-016**
6 **FOR CONDITIONAL USE.**

7
8 WHEREAS, Prinillas, LLC, *DBA Winter Dreams*, has made appropriate application for
9 a new package store liquor license #5114, to be located in an I-1 light industrial use area at
10 2300 E. 88th Avenue, Anchorage, Alaska, 99507, adjacent to *Little Italy Restaurante*; and
11

12 WHEREAS, the Municipal Clerk reports: 1) No ABC Board violations and/or incidents
13 that would lead to an ABC Board violation; 2) No taxes owing to the Municipality; 3) Receipt
14 of Anchorage Fire Department Approval; and timely receipt of approvals from Municipal
15 Health & Human Services and Building Safety Departments; and
16

17 WHEREAS, issuance of the new conditional use permit (#2012-016) by the Assembly
18 under AMC 21.50.160 is scheduled to come before the Assembly on February 14, 2012; and
19

20 WHEREAS, the owners of *Winter Dreams* wish to secure temporary issuance and use
21 of the new Beverage Dispensary Liquor License #5114 for the Valentine's Day celebration,
22 prior to public hearing before the Assembly; and
23

24 WHEREAS, a copy of the special zoning exception issued by Assembly Memorandum
25 422-79 on May 15, 1979 to an earlier business for a package liquor store at the same
26 address and location has been provided by the municipal licensing clerk and attached for
27 ease of reference;
28

29 NOW, THEREFORE, THE ANCHORAGE ASSEMBLY RESOLVES:
30

31 Section 1. The Anchorage Assembly hereby states its temporary non-objection to
32 issuance of a new Package Store Liquor License #5114 to Prinillas, LLC, *DBA Winter*
33 *Dreams*, at the location of 2300 E. 88th Avenue, Anchorage, Alaska, 99507.
34

35 Section 2. The Anchorage Assembly temporarily allows conditional use at this
36 location by *Winter Dreams*, until final action is taken by the Assembly on Application
37 2012-016, in recognition of the historical conditional use under the prior package store
38 license special zoning exception at this location, demonstrated under AM 422-79, as
39 attached.
40



MUNICIPALITY OF ANCHORAGE

ASSEMBLY MEMORANDUM

No. AM 422-79

APPROVED
Date 5-15-79

Meeting Date: May 15, 1979

From: Clerk's Office
Subject: New Retail Liquor License for BROWN JUG, INC., 2300 E. 88th Ave.

The Municipality of Anchorage has received from the Alcoholic Beverage Control Board an application for a new retail liquor license as follows:

Edward O'Neill
8727 Emerald Dr.
Robert Gonze
9204 Kirkwall
Patricia Larouche
4001 James Rd.

DBA: BROWN JUG INC.
2300 E. 88th Ave.
Anchorage, Alaska 99504

The proposed establishment is located in a I-1 use district. The Alcoholic Beverage Control Board may pursuant to Alaska State Statute 04.10.230 deny a request for a liquor license application based on the disapproval of a special zoning exception, which is required by Section 21.45.170 of the Anchorage Municipal Code. Therefore, the Director of the Alcoholic Beverage Control Board has requested that the Assembly take two actions:

1. to grant or deny the special zoning exception
2. to issue an approval or disapproval of the issuance of the liquor license and waive the 30 day protest period.

There is an estimated population of 202,101 residing within the Municipality of Anchorage and there are 110 other like licenses. Notices were mailed to the 95 property owners within 500 feet of the premises on April 26, 1979 and an ad appeared in the newspaper on May 6, 1979.

The Department of Health and Environmental Protection has inspected the facility and it complies with Environmental Health Codes. The Municipal Fire Department has approved of the operation of this license. There are no taxes owing. There are no utilities owing.

The Municipal Clerk will notify the Alcoholic Beverage Control Board of the Assembly's action in this matter.

Respectfully submitted,

Lesley Newman
Liquor License Clerk

Phyllis Eileen Banks

POLICE DEPARTMENT CHECK LIST FOR INVESTIGATION OF LIQUOR LICENSE APPLICATIONS.

- 1. Criminal record in local police files? No
- 2. Violations occurring within licensing year:

Type of Incident	Arrest	Did Establishment Notify
-0-	-0-	-0-

BROWN JUG, INC.
Business Name

E. 88th & Elm (2300 E. 88th)
Location

Edward O'Neill
Name of Applicant

- New
- Renewal
- Transfer of License
- Transfer of Location

RECOMMENDATION: Approved
Disapproved

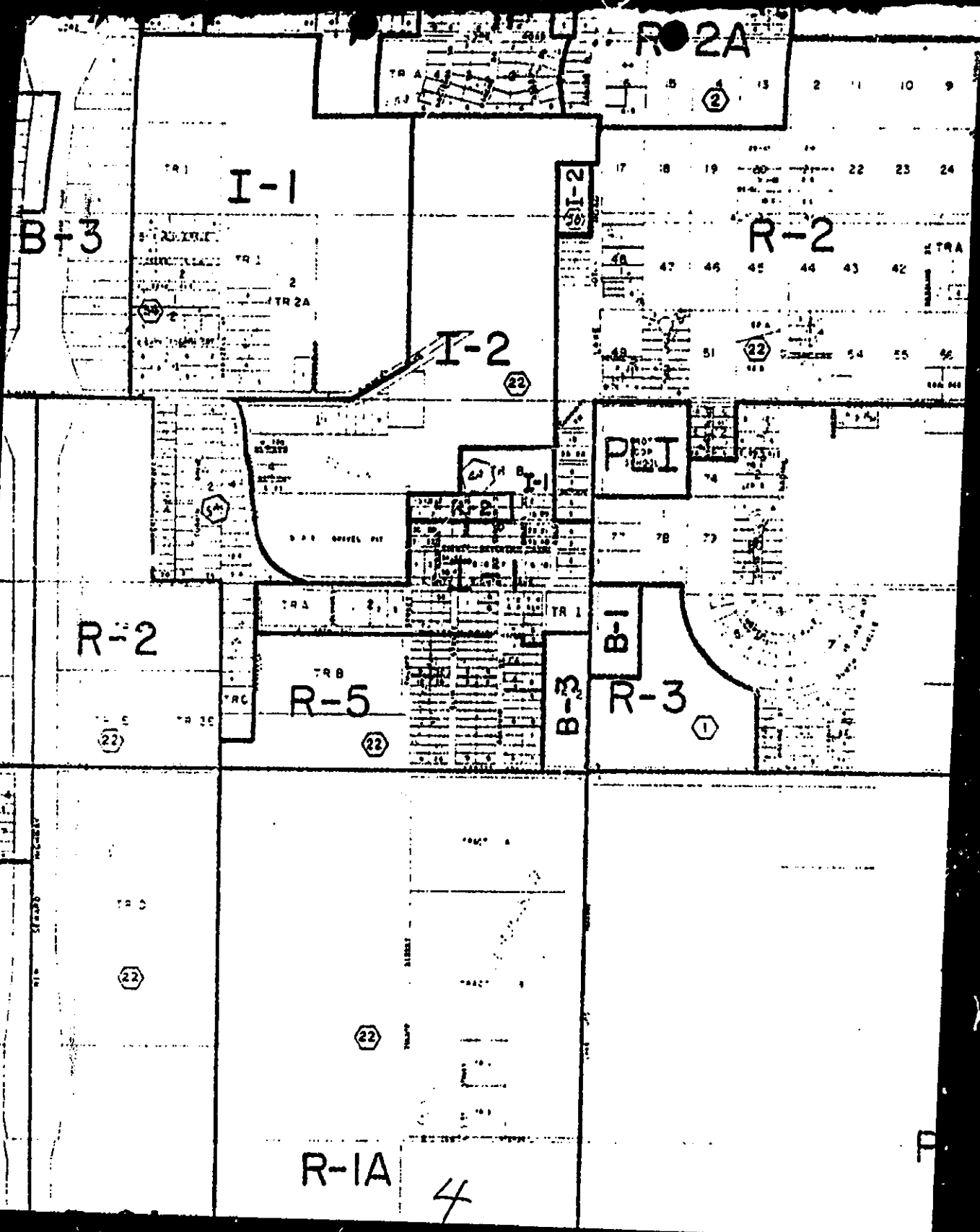
April 11, 1979
Date

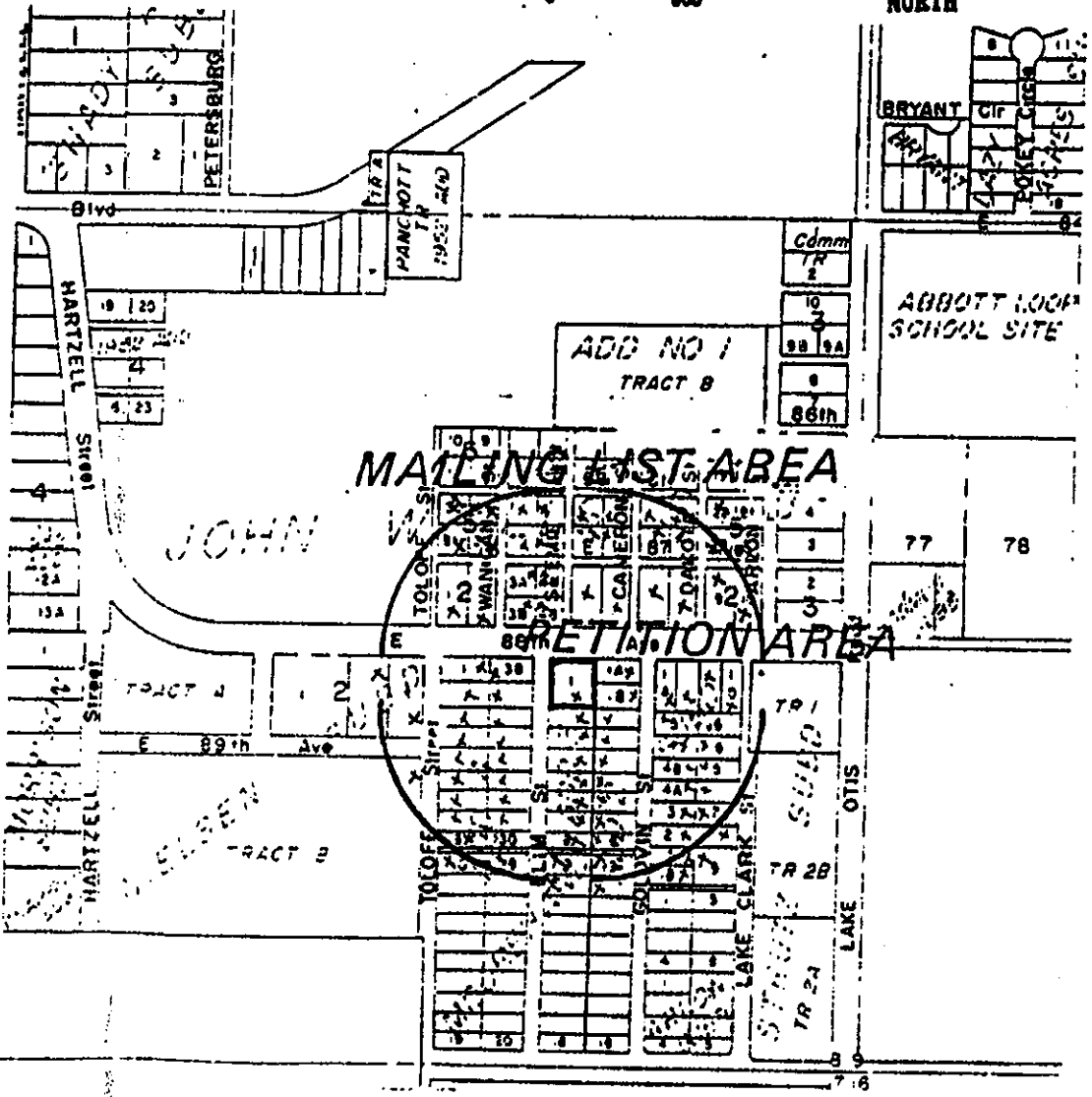
Wesley Anderson
Chief of Police

AS:kw

bcc: Penny Herndon
Greg Shelton

3





Lot 1 Moorehand Subdivision Add. #3
 Brown Jug 2300 E. 85.n. Avenue
 Zoning: I-1
 Like Licenses Within Municipality: 112
 Current Population Estimate Within Municipality: 202,101