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Submitted by: ASSEMBLY CHAIR HALL,
VICE-CHAIR JOHNSTON AND ASSEMBLY
PUBLIC SAFETY
COMMITTEE CHAIR HONEMAN

CLERK'S OFFICE
APPROVED

Prepared by: Municipal Clerk
For reading: May 8, 2012

Date: 5-8-12

**ANCHORAGE, ALASKA
AR NO. 2012-120**

**A RESOLUTION OF THE ANCHORAGE MUNICIPAL ASSEMBLY STATING ITS
PROTEST REGARDING A TRANSFER OF LOCATION AND OWNERSHIP OF A
BEVERAGE DISPENSARY LIQUOR LICENSE #1078 AND RESTAURANT DESIGNATION
PERMIT FOR WICKED WRISTER ENTERPRISES LLC dba THE CROSSBAR, LOCATED
AT 333 WEST 4TH AVENUE, AND AUTHORIZING THE MUNICIPAL CLERK TO TAKE
CERTAIN ACTION.**

WHEREAS, Wicked Wrister Enterprises LLC has made an application with the Alcoholic Beverage Control (ABC) Board and has paid the required fee for a Transfer of Location and Ownership of a Beverage Dispensary Liquor License # 1078 and Restaurant Designation Permit, to be used for The Crossbar, located at 333 West 4th Avenue , 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 13, 2012 and has determined that the last day for the Assembly to file a protest is May 14, 2012 and

WHEREAS, the Assembly Meeting on May 8, 2012 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. Approval from Municipal Building Safety Department has been received;
4. Conditional Use Permit required by AMC 21.50.160; **has** been approved;
5. Approvals from the Municipal Health & Human Services and Anchorage Fire Department **have been not received**; and

1
2 WHEREAS, protest by the Assembly is in order pending Municipal Clerk confirmation
3 that outstanding items required for this location have been completed;
4

5 NOW, THEREFORE, THE ANCHORAGE ASSEMBLY RESOLVES:
6

7 Section 1. The Anchorage Assembly hereby enters its PROTEST for a Transfer of
8 Ownership of a Beverage Dispensary Liquor License #1078 and
9 Restaurant Designation Permit until these conditions are met:

- 10
11 • Approvals from the Anchorage Fire Department and Municipal
12 Health & Human Services are received and confirmed by the
13 Municipal Clerk.
14

15 Section 2. A copy of this Assembly Resolution may be presented to the Alcoholic
16 Beverage Control Board as proof that the Anchorage Assembly, as the
17 local governing body, has stated its protest in order to allow the Director
18 of the Alcoholic Beverage Control Board to hold processing of Beverage
19 Dispensary Liquor License #1078 and Restaurant Designation Permit
20 under local protest, until receipt by the Director of confirmation from the
21 Municipal Clerk that the conditions in Section 1 have been met, and this
22 protest is lifted as authorized by this Assembly Resolution.
23

24 Section 3. The Anchorage Assembly hereby authorizes the Municipal Clerk, upon
25 Municipal Clerk confirmation that all conditions in Section 1 have been
26 met, to provide written notification to the Alcoholic Beverage Control
27 Board that this protest by the Anchorage Assembly is lifted, without
28 further action by the Assembly.
29

30 PASSED AND APPROVED by the Anchorage Assembly this JHK day of
31 May , 2012.
32

33
34 E. Hall
35 Chair
36

37 ATTEST:

38
39 B. Spivey
40 Municipal Clerk
41



State of Alaska
Department of Public Safety
Alcoholic Beverage Control Board

Sean Parnell, Governor
Joseph A. Masters, Commissioner

March 12, 2012

Municipality of Anchorage
Attn: Amanda Moser, Licensing & Minutes Clerk
VIA Email: munilicenses@muni.org

Wicked Wrister Enterprises, LLC - Beverage Dispensary #1078 DBA The Crossbar

- New Application Transfer of Ownership Transfer of Location
 Restaurant Designation Permit DBA Name Change

We have received an application for the above listed licenses (see attached application documents) within your jurisdiction. 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.

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

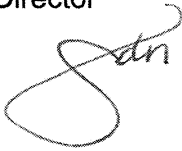
AS 04.21.010(d), if applicable, requires the municipality to provide written notice to the appropriate community council(s).

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.

Sincerely,

SHIRLEY A. GIFFORD
Director

A handwritten signature in black ink, appearing to read "Sdn", written over a large, stylized loop.

Sarah D. Oates
Business Registration Examiner
sarah.oates@alaska.gov
(907)269-0356

State of Alaska
Alcoholic Beverage Control Board

Date of Notice: March 12, 2012

Application Type: **NEW**_____

~~Ownership~~ **TRANSFER**
~~Location~~
~~Name Change~~

Governing Body: **Municipality of Anchorage**
 Community Councils: Downtown Community Council

License #: 1078
 License Type: Beverage Dispensary
 D.B.A.: The Crossbar
 Licensee/Applicant: Wicked Wrister Enterprises, LLC
 Physical Location: 333 W 4th Avenue, Suite 228, Anchorage, AK 99501
 Mail Address: 8531 Longhorn Street, Anchorage, AK 99507
 Telephone #: 907-230-1207
 EIN: 45-2130434

Corp/LLC Agent:	Address	Phone	Date and State of Incorporation	Good standing?
Wicked Wrister Enterprises, LLC	8531 Longhorn Street Anchorage, AK 99507	907-230-1207	05/06/2011 Alaska	Yes

Please note: the Members/Officers/Directors/Shareholders (principals) listed below are the principal members. There may be additional members that we are not aware of because they are not primary members. We have listed all principal members and those who hold at least 10% shares.

Member/Officer/Director:	DOB	Address	Phone	Title/Shares (%)
Brock Lindow Member	04/28/1975	8531 Longhorn Street Anchorage, AK 99507	907-230-1207	50%
Kenneth Ryther Member	09/20/1974	2905 West 30 th Avenue Anchorage, AK 99517	907-317-3968	50%

If **transfer** application, current license information:

License #: 1078
 Current D.B.A.: Mac's Sports Bar
 Current Licensee: Crazy Horse Too, Inc.
 Current Location: 156 Muldoon Road, Anchorage, AK 99504

Additional comments: Restaurant Designation Permit Application attached.

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.**

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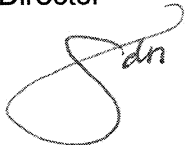
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Note: Applications applied for under AS 04.11.400(g), 15 AAC 104.335(a)(3), AS 04.11.090(e), and 15 AAC 104.660(e) must be approved by the governing body.

Sincerely,

SHIRLEY A. GIFFORD
Director



Sarah D. Oates

Business Registration Examiner
sarah.oates@alaska.gov
(907)269-0356

Transfer Liquor License

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

(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

\$8800

SECTION A - LICENSE INFORMATION. Must be completed for all types of applications			FEES
License Year: <u>2012-2013</u>	License Type: <u>Beverage Dispensary</u>	Statute Reference: <u>Sec 04.11 090</u>	License Fee: \$ <u>1250.</u>
License #: <u>1078</u>			Filing Fee: \$100.00
Local Governing Body: (City, Borough or Unorganized) <u>MOA</u>	Community Council Name(s) & Mailing Address: <u>Downtown</u>		Fingerprint: <u>108.50</u> <small>(\$54.25 per person)</small>
Name of Applicant (Corp/LLC/LP/LLP/Individual/Partnership): <u>Wicked Wrister Enterprises, LLC</u>	Doing Business As (Business Name): <u>The Crossbar</u>	Business Telephone Number: <u>907-230-1207</u>	Total Submitted: \$ <u>1508.50</u>
Mailing Address: <u>8531 Longhorn St.</u>	Street Address or Location of Premise: <u>333 W. 4th Ave. Ste 228</u>	Email Address:	
City, State, Zip: <u>Anchorage, AK 99507</u>	<u>Anchorage, AK 99501</u>		

SECTION B - TRANSFER INFORMATION.

Regular Transfer

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.

Involuntary Transfer. Attach documents which evidence default under AS 04.11.670.

Name and Mailing Address of CURRENT Licensee: <u>Crazy Horse Too Inc, Anchorage, AK</u> <u>156 Muldoon Rd., Anchorage 99504</u>	
Business Name (dba) BEFORE transfer: <u>Mac's Sports Bar</u>	
Street Address or Location BEFORE transfer: <u>156 Muldoon Rd., Anchorage 99504</u>	

SECTION C - PREMISES TO BE LICENSED. Must be completed for **RELOCATION** applications.

Closest school grounds: <u>0.5 mi</u>	Distance measured under: <input checked="" 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.
Closest church: <u>0.4 mi</u>	Distance measured under: <input checked="" type="checkbox"/> AS 04.11.410 OR <input type="checkbox"/> Local ordinance No.	<input type="checkbox"/> Premises is LESS than 50 miles from the boundaries of an incorporated city, borough, or unified municipality.
Premises to be licensed is: <input type="checkbox"/> Proposed building <input checked="" type="checkbox"/> Existing facility <input type="checkbox"/> New building		<input checked="" type="checkbox"/> Not applicable
		<input type="checkbox"/> Plans submitted to Fire Marshall (required for new & proposed buildings) <input checked="" type="checkbox"/> Diagram of premises attached

Does any individual, corporate officer, director, imited 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 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 No If Yes, attach written explanation.

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): Wicked Wrister Enterprises, LLC.	Telephone Number: 230-1207	Fax Number:
Corporate Mailing Address: 8531 Longhorn St.	City: Anchorage.	State: AK
Name, Mailing Address and Telephone Number of Registered Agent: Ashburn & Mason 907-276-4331	Date of Incorporation OR Certification with DCED: 05/06/11	Zip Code: 99507
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		State of Incorporation: AK

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
Brock Lindow	Member	50	8531 Longhorn St Anchorage AK 99507	230-1207	4-28-75
Kenneth Ryther	Member	50	2905 West 30th Ave Anchorage AK 99517	317-3968	9-20-74

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

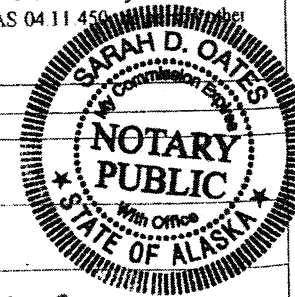
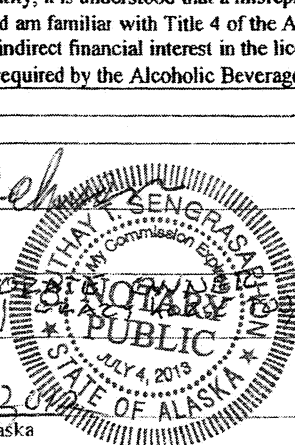
Individual Licensees/Affiliates (The ABC Board defines an "Affiliate" as the spouse or significant other of a licensee. Each Affiliate must be listed.)

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 I am the owner of the license(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 Current Licensee(s) Signature: <i>Jeanette Johnson</i>	Signature of Transferee(s) Signature: <i>Brock Lindow</i>
Name & Title (Please Print) JEANETTE JOHNSON Subscribed and sworn to before me this <i>6th</i> day of <i>February</i> , 2012	Name & Title (Please Print) Brock Lindow OWNER Subscribed and sworn to before me this <i>6th</i> day of <i>February</i> , 2012
Notary Public in and for the State of Alaska <i>Ruthy Sprybe</i> My commission expires: <i>will expire</i>	Notary Public in and for the State of Alaska <i>Jan</i> My commission expires: <i>will expire</i>



STATE OF ALASKA
ALCOHOLIC BEVERAGE CONTROL BOARD
APPLICATION FOR RESTAURANT DESIGNATION PERMIT - AS 04.16.049 & 13 AAC 104.715-794
FEE: \$50.00

Lic #1078

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 age 16 to 20 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: Wicked Wrister Enterprises, LLC

D/B/A: The Crossbar

ADDRESS: 333 W. 4th Ave, Ste 228, Anchorage, AK 99501

1 Hours of Operation: 11 AM to 2 AM Telephone # 230-1207
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: Bussing, Dishwasher, Hostess

4 Are video games available to the public on your premises? yes

5 Do you provide entertainment: Yes No If yes, describe: All Sports Viewing

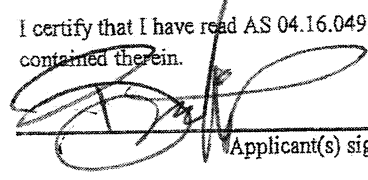
6 How is food served? Table Service Buffet Service Counter Service Other*

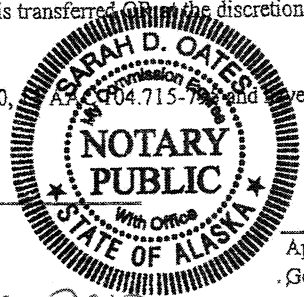
7 Is the owner, manager, or assistant manager always present during business hours? Yes No

*** 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, AS 04.16.070, AS 04.16.071, AS 04.16.072, AS 04.16.073, AS 04.16.074, AS 04.16.075, AS 04.16.076, AS 04.16.077, AS 04.16.078, AS 04.16.079, AS 04.16.080, AS 04.16.081, AS 04.16.082, AS 04.16.083, AS 04.16.084, AS 04.16.085, AS 04.16.086, AS 04.16.087, AS 04.16.088, AS 04.16.089, AS 04.16.090, AS 04.16.091, AS 04.16.092, AS 04.16.093, AS 04.16.094, AS 04.16.095, AS 04.16.096, AS 04.16.097, AS 04.16.098, AS 04.16.099, AS 04.16.100 and have instructed my employees about provisions contained therein.


Applicant(s) signature



Subscribed and sworn to before me this 6th day of February, 2012


Notary Public in and for Alaska

My Commission expires w/office

Application approved (13 AAC 104.725(e))
Governing Body Official

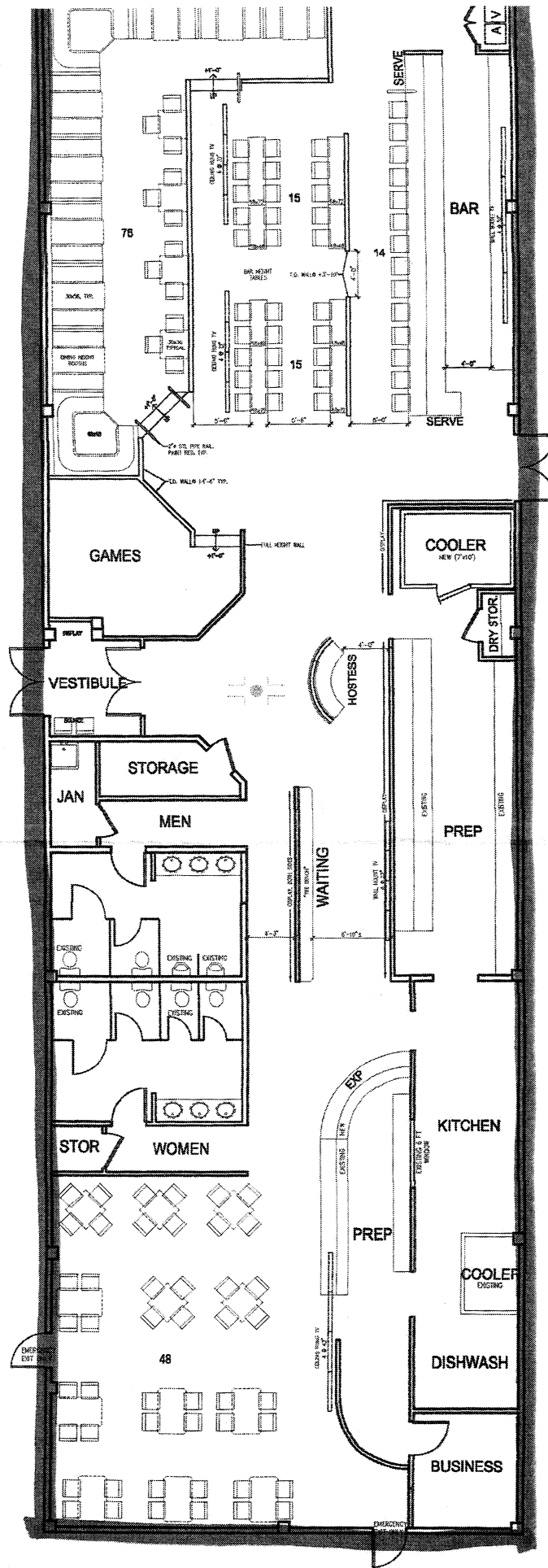
Date: _____

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



OPTION 3

BAR AREA SEATING = 120 MIN.
 RESTAURANT SEATING = 48 MIN.

Sample Menu- Cross Bar

Alaska Grown Potato Chowder
Black Bean Bisque w/ Chipotle Sour Cream
Lazy Mountain Bison Chili

Grilled Panzanella Caprese Salad
Bacon Blue Cheese Wedge Salad
Mixed Green Salad / Rhubarb Dressing, Goat Cheese and Marinated Beets

Macadamia Nut Chicken Tenders w/ Guava Rum Sauce
Chimichanga Poquito Real w/ Jalapeno crème
Black Bean Hummus w/ Grilled flat bread, chorizo and escabiche
Potato Crusted Halibut Fingers w/ Sundried Tomato Roast Garlic Ketchup
Chicken Wings like you read about w/ blue cheese dressing to match!
Sausage Plate w/ House mustard and grilled bread
Sweet Potato Fries w/ Whole Grain Mustard Aioli
Pulled Pork Sliders on Hawaiian Sweet Bread
Alaska Grown Cheese Curds – Ale Battered or Herb Marinated
House Made Soft Pretzel – with your choice of sauce
Goat Cheese Stuffed Olive Popper
Ceviche o' the Day with Alaskan Seafood and Fresh tortilla chips
Spicy Garlic Peanuts – to taunt you taste buds...

Alaska Grown Grilled Burger - cheese?
Chicken Avocado BLT w/ Pepperjack
Crab & Artichoke Sourdough Flatbread Sandwich
Grilled Sausage Sandwich w/ house made sauerkraut
Porter Braised Lamb Shank w/ Chorizo Polenta
Alder Roasted Pork Tenderloin w/ Bourbon Sweet Potatoes
Butternut Squash Ravioli w/ Sage Brown Butter