
OFFICE OF THE MUNICIPAL CLERK

March 17, 2010

TO: Property Clerk – Ruth Joens
Collections – Mary Martin
Municipal Billings, Tideland Lease – Valerie Connell
Sales Tax – Brenda Calkins
Utility Billing Clerk – Bev Brill
Fire Department
Police Department
Building Official

FROM: Colleen Ingman, Municipal Clerk



SUBJECT: New **Liquor License – Restaurant Designation**

This is similar to the license approved last February however, the new license is different in two ways: 1) Only Amy Kane is an owner & 2) the license is a Restaurant/Eating Place license (not a public convenience license like the old one we processed in February 2009).

Larkspur Café
Restaurant/Eating Place
Amy Kane
#2 Lincoln Street

Please advise by **April 7** of any reason to object to this request.



State of Alaska
Department of Public Safety
Alcoholic Beverage Control Board

Sean Parnell, Governor
Joseph A. Masters, Commissioner

March 12, 2010

City & Borough of Sitka
Attn: Clerk
VIA Email: colleen@cityofsitka.com
Re: **Larkspur Cafe License #4971**

- Transfer of Ownership Name Change Restaurant Designation Permit
 Transfer of Location New Application Old License # (if changed):

We have received the enclosed application for Restaurant Designation Permit within the **City and Borough of Sitka**. 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 have 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.

/s/Christine C. Lambert
Christine C. Lambert
Business Registration Examiner

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Sincerely,

/s/ Christine C. Lambert
Christine C. Lambert
Business Registration Examiner

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 | <input checked="" type="checkbox"/> | Under AS 04.16.010(c) | Bona fide restaurant/eating place. |
| 2 | <input checked="" type="checkbox"/> | Persons between 16 & 21 may dine unaccompanied. | |
| 3 | <input checked="" type="checkbox"/> | Persons under 16 may dine accompanied by a person 21 years or older. | |
| 4 | <input checked="" type="checkbox"/> | Persons between 16 and 19 years may be employed. (See note below). | |

#6372

LICENSEE: Larkspur Cafe, LLC

D/B/A: Larkspur Cafe

ADDRESS: 2 Lincoln Street, Suite 1A Sitka, AK 99835

1. Hours of Operation: 10:00 AM to 10:00 PM Telephone # (907) 966-2326

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).

8/27/09 Backdoor to cafe seemed to be tampered with. No evidence of anyone getting into cafe. Nothing missing. Wanted police report to cover damages to door handle. No other instances.

3. Duties of employment: dishwashing.

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

5. Do you provide entertainment: Yes | No If yes, describe. Acoustic music acts provided by & coordinated with our landlord, KCAW-Sitka's public radio station (they are upstairs from the cafe)

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 ***

see #9 & #7.

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.

Amy Stone
Applicant(s) signature

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

Subscribed and sworn to before me this
Eleventh day of February 2010

Date: _____

Ruth M. Jones
Notary Public in and for Alaska

My Commission expires: 12/2012

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

STATE OF ALASKA
ALCOHOL BEVERAGE CONTROL BOARD
Licensed Premises Diagram

INSTRUCTIONS:

Draw a detailed floor plan of your present or proposed licensed premises on the graph below; show all entrances and exits, and all fixtures such as tables, booths, games, counters, bars, coolers, stages, etc.

NAME: The Larkspur Cafe

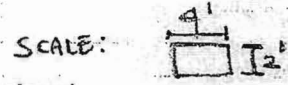
REMISES LOCATION: 2 Lincoln Street, Suite 1A

Indicate scale by x after appropriate statement or show length and width of premises. _____ 1 SQ. = 4 FT.

SCALE A: _____ 1 SQ. = 1 FT.

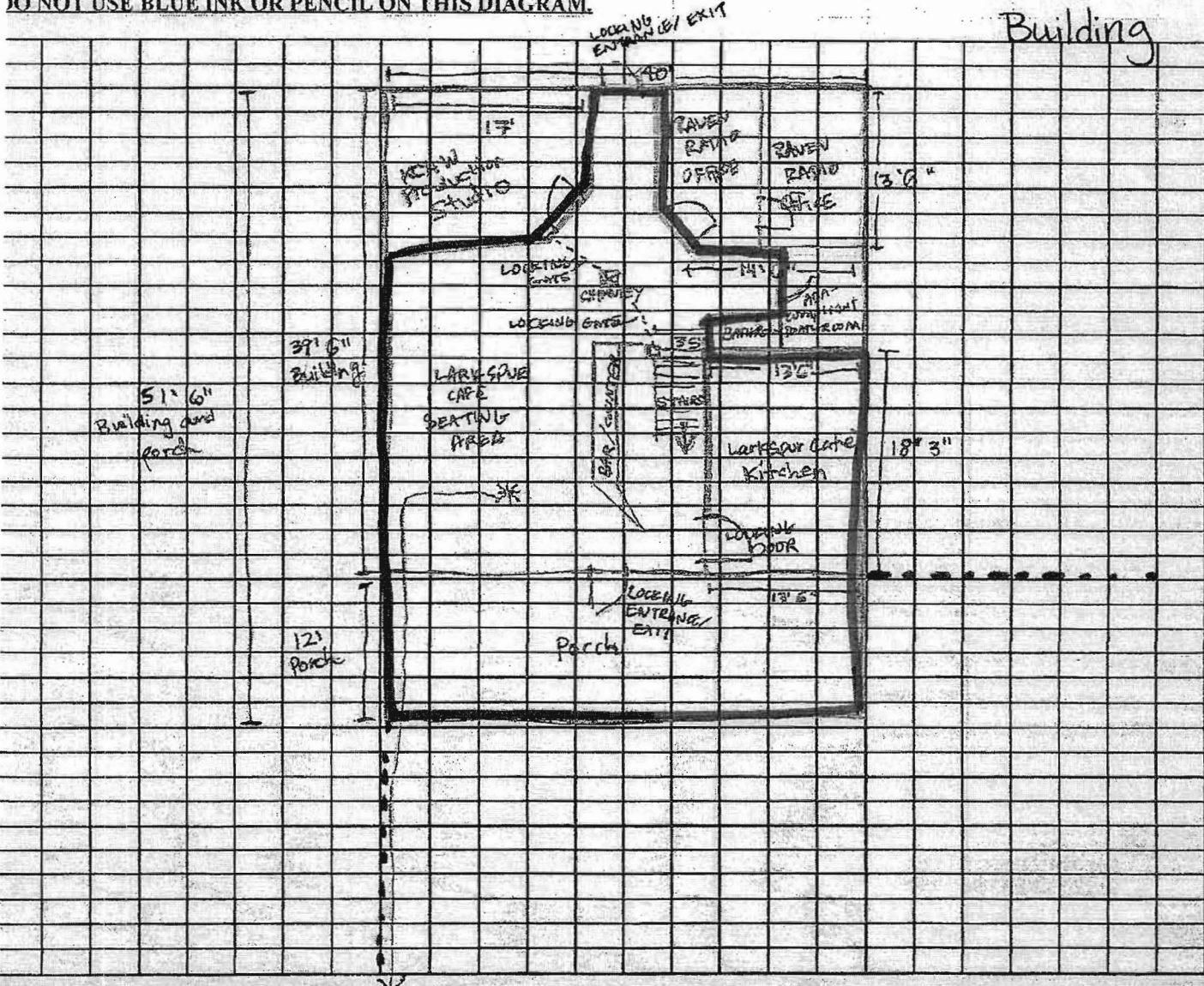
SCALE B: _____

Length and width of premises in feet: _____



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.



39' 6"

Outdoor Seating area

Outdoor Kitchen

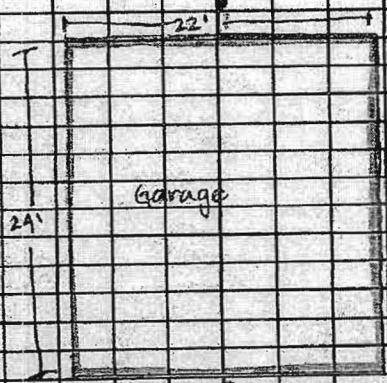
Covered Porch

12'

40'

YARD

* This section of the Cable House premises is walkway and lawn, and is a potential outdoor performance and seating area. We would like to encompass this area in our application if possible.



~~WE ARE NOT...~~
~~...~~
~~...~~
~~...~~

Atypical menu:

The Larkspur Cafe

Today's Menu, February 28th

Appetizers & Small Plates

- Lox plate* - Toasted Bavarian rye bread with cream cheese, smoked Sockeye Salmon Lox from Petersburg, red onion, capers and cracked black pepper. 6
- Cheese Board* - Brie and Manchego cheeses, fresh strawberries, D'Anjou pear, Granny Smith apple, spiced nuts, and focaccia. 12
- Savory Board* - Agrumi and Winter salamis from Salumi's of Seattle, Manchego, kalamata olives, spiced nuts, red grapes, and focaccia. 15
- Mediterranean Board* - Hummus, carrots, celery, kalamata olives, feta cheese, spiced nuts, and focaccia. 12
- Baked Brie* - with fresh strawberries, D'Anjou pears, spiced nuts, and focaccia. 10

Desserts

- Dark Chocolate Mexican Tart \$4
Pumpkin Bar \$3
Cinnamon Roll with apricots and almonds \$4
Cookies with cranberries, almonds, & chocolate chips \$1.75
A la mode \$1

The Larkspur Cafe

Today's Menu, February 28th

Soups Spicy tomato with scallions, cilantro, & lime. Served with a buttermilk biscuit. cup 6/bowl 19

Panini with garlic aioli, hothouse tomatoes, red onion choice of **brie, smoked gouda, cheddar, mozzarella, or swiss** and choice of **proscuitto, pastrami, chicken breast, cracked pepper ham, or sopressata salami** on focaccia. 12
(vegetarian \$10)

Salmon Salad - fresh local king salmon salad served on rye toast with choice of soup or salad of the day 14

Burrito with spiced black beans and corn, pico de gallo, scallions, chipotle aioli, cheddar cheese and chorizo (vegetarian). Served with lime, cilantro, and sour cream. 12

Quesadilla with chipotle aioli, pico de gallo, and mozzarella cheese Served with sour cream. **Add vegetarian chorizo \$2** 9

Greek Salad mixed greens with feta, tomatoes, cucumber, red onion, olive oil, salt and pepper. Served with focaccia. half 6/full 12

King Salmon Patties - topped with chipotle aioli and served over bed of mixed greens tossed in sesame vinaigrette with focaccia. 15

King Salmon Dinner - baked king salmon encrusted with toasted almonds. Served with Gouda mashed potatoes and side of Greek salad. 20