
OFFICE OF THE MUNICIPAL CLERK

January 19, 2010

TO: Mayor and Assembly
FROM: Sara Peterson, Acting Municipal Clerk
SUBJECT: Liquor license Renewals

This office is in receipt of the following liquor license renewal applications:

Nugget Restaurant (Bev Disp - License #790)
Loyal Order of Moose (Club – License #748)
Little Tokyo (Restaurant/Eating Place – Public Convenience, License #4428)
Roma's (Restaurant/Eating Place, License #4595)

A memo was circulated to the various departments and no objections were received.

All municipal accounts are current and there are no liens against any of the proposed license holders.



State of Alaska
Department of Public Safety
Alcoholic Beverage Control Board

Sean Parnell, Governor
Joseph A. Masters, Commissioner

January 13, 2010

Renewal Application Notice

City of Sitka
Attn: Colleen, City Clerk's Office
VIA EMAIL: colleen@cityof sitka.com

DBA	Lic Type	Lic #	Owner	Premise Address
Nuggett Restaurant	Bev Disp	790	JD & PR Colton and JP & TE Colton	600 Airport Rd

We have received a renewal application for the above listed licenses (see attached applications) 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.

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

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

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,

/s/ Christine C. Lambert

Christine C. Lambert

Business Licensing Examiner

269-0356

Christine.lambert@alaska.gov

Colleen Ingman

From: Jaramillo, Henreeda (DPS) [reeda.jaramillo@alaska.gov]
Sent: Friday, January 15, 2010 8:29 AM
To: colleen@cityofsitka.com
Subject: 2010-2011 - Renewal Notification - Sitka

Dear Local Governing Body:

We have received the following application(s) for renewal of liquor license(s) within your jurisdiction. You are being notified as required by AS 04.11.520. Additional information concerning filing a "protest" by a local governing body under AS 04.11.480 is included below.

2010-2011

Lic #	Establishment Name	License Type	Premise Location	Owner Name
748	Loyal Order of Moose #1350	Club	337 Lincoln St	Sitka Moose
4428	Little Tokyo	Restaurant/Eating Place-Public Convenience	315 Lincoln St. Suite #112	SOE LLC
4595	Roma's	Restaurant/Eating Place	327 Seward Square #1	SOE LLC

We have received application (see attached notice) for a liquor license(s) 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.

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OFFICE OF THE MUNICIPAL CLERK

January 14, 2010

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

FROM: Sara Peterson, Acting Municipal Clerk 

SUBJECT: Liquor License -- Renewals

This office has received the following request for a liquor license renewal in Sitka:


Nugget Restaurant – Bev Disp #790 – JD & PR Colton and JP & TE Colton

Please advise by **Jan. 19** of any reason to object to this renewal.

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January 15, 2010

TO: Property Clerk – Ruth Joens
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Club, License #748
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Sitka Moose

Little Tokyo
Restaurant/Eating Place – Public Convenience, License #4428
315 Lincoln St., Suite #112
SOE LLC

Roma's
Restaurant/Eating Place, License #4595
327 Seward Square #1
SOE LLC

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