

Should this item be pulled from the Consent Agenda the following motion is suggested:

POSSIBLE MOTION

I MOVE TO approve liquor license location transfer and controlling interest applications for Baranof Island Brewing Company, LLC dba Baranof Island Brewing Company at 1209-A Sawmill Creek Road and forward these approvals to the Alcoholic Beverage Control Board without objection.



City & Borough of Sitka
Municipal Clerk's Office
100 Lincoln Street, Sitka AK 99835
Telephone: 907-747-1811 Fax: 907-747-4004



Memorandum

To: Mayor and Assembly Members
From: Sara Peterson, Municipal Clerk
Date: May 4, 2017
Subject: Liquor License Transfer of Location (#4912) and Controlling Interest

Our office has received notification of the following **liquor license transfer of location and controlling interest applications** for:

Type: Brewery
Owner: Baranof Island Brewing Company, LLC
DBA: Baranof Island Brewing Company
Location: 215 Smith Street Units A & B

To: Baranof Island Brewing Company, LLC
DBA: Baranof Island Brewing Company
Location: 1209-A Sawmill Creek Road

A notice was published in the local newspaper and posted to the establishment as required by Sitka General Code. A memo was circulated to the various departments who may have a reason to protest. No departmental objections were received. Upon Assembly approval, the Municipal Clerk will sign the Controlling Interest application, a required document as the City and Borough of Sitka is listed as a creditor for the above license. Baranof Island Brewing Company is current on all CBS liabilities.

Recommendation: Approve the liquor license transfer of location and controlling interest applications for Baranof Island Brewing Company, LLC dba Baranof Island Brewing Company and forward these approvals to the Alcoholic Beverage Control Board without objection.



City & Borough of Sitka
Municipal Clerk's Office
100 Lincoln Street, Sitka AK 99835
Telephone: 907-747-1811 Fax: 907-747-4004



Memorandum

To: Collections - Leisha
Municipal Billing – Lindsey
Sales Tax/Property Tax - Hannah
Utility Billing Clerk – Diana
Fire Department
Police Department
Building Official

From: Sara Peterson, Municipal Clerk

Date: April 17, 2017

Subject: Baranof Island Brewing Company (license #4912) - Transfer of Location Application and Transfer of Controlling Interest Application

Our office has received notification of the following **liquor license transfer of location and controlling interest applications** for:

Type: Brewery
Owner: Baranof Island Brewing Company, LLC
DBA: Baranof Island Brewing Company
Location: 215 Smith Street Units A & B

To: Baranof Island Brewing Company, LLC
DBA: Baranof Island Brewing Company
Location: 1209-A Sawmill Creek Road

Please notify **no later than noon on May 2nd** of any reason to protest these requests. These applications are scheduled for the May 9th Assembly meeting.

Thank you.



THE STATE
of **ALASKA**
GOVERNOR BILL WALKER

Department of Commerce, Community,
and Economic Development

ALCOHOL & MARIJUANA CONTROL OFFICE
550 West 7th Avenue, Suite 1600
Anchorage, AK 99501
Main: 907.269.0350

April 12, 2017

City and Borough of Sitka
Attn: Sara Peterson, Municipal Clerk
Via email: sara.peterson@cityofsitka.org
Melissa.henshaw@cityofsitka.org

License Number:	4912
License Type:	Brewery
Applicant:	Baranof Island Brewing Company, LLC
Doing Business As:	Baranof Island Brewing Company

AS 04.11.360(4) requires that the board deny an application for transfer of a license to another person if the transferor has not paid all debts or taxes arising from the conduct of the business licensed under this title unless the transferor gives security for the payment of the debts or taxes satisfactory to the creditor or taxing authority. Our records indicate that you are listed as a creditor or taxing authority for the above license.

We have received an application for transfer of ownership for the above liquor license. For the purposes of AS 04.11.360(4) and in compliance with AS 04.11.280(b), this letter serves to provide written notice and request for status from the above referenced entity regarding the above application (see attached application documents for more information).

Please complete and return this form to the AMCO office at the email below.

NAME: _____

PHONE: _____

Do you have an objection to the transfer of this license?

Yes No

AMOUNT OWED: ~~\$615,500.00~~ **\$ 637,508.00**

DATE: _____

COMMENTS: Baranof Island Brewing Company has a payment plan set up with the City and Borough of Sitka.
If you have any questions, please send them to the email address below.

Sincerely,

Erika McConnell

Erika McConnell
Director, ABC Board
alcohol.licensing@alaska.gov



THE STATE
of **ALASKA**
GOVERNOR BILL WALKER

**Department of Commerce, Community,
and Economic Development**
ALCOHOL & MARIJUANA CONTROL OFFICE
550 West 7th Avenue, Suite 1600
Anchorage, AK 99501
Main: 907.269.0350

April 12, 2017

City and Borough of Sitka
Attn: Sara Peterson, Municipal Clerk
Via Email: sara.peterson@cityofsitka.org
melissa.henshaw@cityofsitka.org

License Type:	Brewery	License Number:	4912
Licensee:	Baranof Island Brewing Company LLC		
Doing Business As:	Baranof Island Brewing Company		

- New Application
 Transfer of Ownership Application
 Transfer of Location Application
 Transfer of Controlling Interest Application

We have received a completed application for the above listed license (see attached application documents) within your jurisdiction. This is the notice required under AS 04.11.480.

A local governing body may protest the approval of an application(s) pursuant to AS 04.11.480 by furnishing the director and the applicant with a clear and concise written statement of reasons for the protest within 60 days of receipt of this notice, and by allowing the applicant a reasonable opportunity to defend the application before a meeting of the local governing body, as required by 3 AAC 304.145(d). If a protest is filed, the board will deny the application unless the board finds that the protest is arbitrary, capricious, and unreasonable. To protest the application referenced above, please submit your protest within 60 days and show proof of service upon the applicant.

AS 04.11.491 – AS 04.11.509 provide that the board will deny a license application if the board finds that the license is prohibited under as a result of an election conducted under AS 04.11.507.

AS 04.11.420 provides that the board will not issue a license when a local governing body protests an application on the grounds that the applicant’s proposed licensed premises are located in a place within the local government where a local zoning ordinance prohibits the alcohol establishment, unless the local government has approved a variance from the local ordinance.

Sincerely,

Jediah Smith, Local Government Specialist
amco.localgovernmentonly@alaska.gov



Alaska Alcoholic Beverage Control Board

Form AB-01: Transfer License Application

What is this form?

This transfer license application form is required for all individuals or entities seeking to apply for the transfer of ownership and/or location of an existing liquor license. Applicants should review Title 04 of Alaska Statutes and Chapter 304 of the Alaska Administrative Code. All fields of this form must be completed, per AS 04.11.260, AS 04.11.280, AS 04.11.290, and 3 AAC 304.105.

This form must be completed and submitted to AMCO's main office, along with all other required forms and documents, before any license application will be considered complete.

Section 1 – Transferor Information

Enter information for the *current* licensee and licensed establishment.

Licensee:	Baranof Island Brewing Co. LLC		License #:	4912	
License Type:	Brewery		Statutory Reference:		
Doing Business As:	Baranof Island Brewing Company				
Premises Address:	215 units A + B Smith Street				
City:	Sitka	State:	AK	ZIP:	99835
Local Governing Body:	City and Borough of Sitka				

Transfer Type:

- Regular transfer
 Transfer with security interest
 Involuntary retransfer

OFFICE USE ONLY			
Complete Date:		Transaction #:	
Board Meeting Date:		License Years:	
Issue Date:		BRE:	



Alaska Alcoholic Beverage Control Board

Form AB-01: Transfer License Application

Section 2 - Transferee Information

Enter information for the *new* applicant and/or location seeking to be licensed.

Licensee:	Baranof Island Brewing Company LLC				
Doing Business As:	Baranof Island Brewing Company				
Premises Address:	1209 A Summit Creek Road				
City:	Sitka	State:	AK	ZIP:	99835
Community Council:	City and Borough of Sitka				

Mailing Address:	PO Box 1647				
City:	Sitka	State:	AK	ZIP:	99835

Designated Licensee:	Baranof Island Brewing Company LLC				
Contact Phone:	907-747-2739	Business Phone:	907-747-2739		
Contact Email:	rick@baranofislandbrewing.com				

Seasonal License? Yes No If "Yes", write your six-month operating period: _____

Section 3 - Premises Information

Premises to be licensed is:

an existing facility a new building a proposed building

The next two questions must be completed by beverage dispensary (including tourism) and package store applicants only:

What is the distance of the shortest pedestrian route from the public entrance of the building of your proposed premises to the outer boundaries of the nearest school grounds? Include the unit of measurement in your answer.

1 mile

What is the distance of the shortest pedestrian route from the public entrance of the building of your proposed premises to the public entrance of the nearest church building? Include the unit of measurement in your answer.

1 mile



Alaska Alcoholic Beverage Control Board

Form AB-01: Transfer License Application

Section 4 – Sole Proprietor Ownership Information

This section must be completed by any sole proprietor who is applying for a license. Entities should skip to Section 5.
 If more space is needed, please attach a separate sheet with the required information.
 The following information must be completed for each licensee and each affiliate (spouse).

This individual is an: applicant affiliate

Name:					
Address:					
City:		State:		ZIP:	

This individual is an: applicant affiliate

Name:					
Address:					
City:		State:		ZIP:	

Section 5 – Entity Ownership Information

This section must be completed by any entity, including a corporation, limited liability company (LLC), partnership, or limited partnership, that is applying for a license. Sole proprietors should skip to Section 6.
 If more space is needed, please attach a separate sheet with the required information.

- If the applicant is a corporation, the following information must be completed for each *stockholder who owns 10% or more* of the stock in the corporation, and for each *president, vice-president, secretary, and managing officer*.
- If the applicant is a limited liability organization, the following information must be completed for each *member with an ownership interest of 10% or more*, and for each *manager*.
- If the applicant is a partnership, including a limited partnership, the following information must be completed for each *partner with an interest of 10% or more*, and for each *general partner*.

Entity Official:	Rick Armstrong				
Title(s):	manager	Phone:	907-736-1791	% Owned:	51
Address:	630 Merrill Street				
City:	Sitka	State:	AK	ZIP:	99835



Alaska Alcoholic Beverage Control Board

Form AB-01: Transfer License Application

Entity Official:	SUZAN HESS			
Title(s):	Member	Phone:	738-1659	% Owned: 40
Address:	PO BOX 1647			
City:	SITKA	State:	AK	ZIP: 99835

Entity Official:				
Title(s):		Phone:		% Owned:
Address:				
City:		State:		ZIP:

Entity Official:				
Title(s):		Phone:		% Owned:
Address:				
City:		State:		ZIP:

This subsection must be completed by any applicant that is a corporation or LLC. Corporations and LLCs are required to be in good standing with the Alaska Division of Corporations (DOC) and have a registered agent who is an individual resident of the state of Alaska.

DOC Entity #:	120687	AK Formed Date:	2009	Home State:	AK
Registered Agent:	RICK ARMSTRONG	Agent's Phone:	907-738-1791		
Agent's Mailing Address:	PO BOX 1647 SITKA AK 99835				
City:	SITKA	State:	AK	ZIP:	99835

Residency of Agent: Yes No

Is your corporation or LLC's registered agent an individual resident of the state of Alaska?



Alcohol and Marijuana Control Office
550 W 7th Avenue, Suite 1600
Anchorage, AK 99501
alcohol.licensing@alaska.gov
<http://www.commerce.alaska.gov/web/amco>
Phone: 907.269.0350

Alaska Alcoholic Beverage Control Board

Form AB-01: Transfer License Application

Section 6 – Other Licenses

Ownership and financial interest in other alcoholic beverage businesses:

Yes No

Does any representative or owner named as a transferee in this application have any direct or indirect financial interest in any other alcoholic beverage business that does business in or is licensed in Alaska?

If "Yes", disclose which individual(s) has the financial interest, what the type of business is, and if licensed in Alaska, which license number(s) and license type(s):

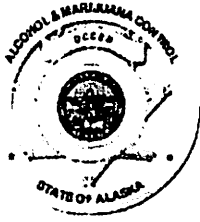
Section 7 – Authorization

Communication with AMCO staff:

Yes No

Does any person other than a licensee named in this application have authority to discuss this license with AMCO staff?

If "Yes", disclose the name of the individual and the reason for this authorization:



Alcohol and Marijuana Control Office
 550 W 7th Avenue, Suite 1600
 Anchorage, AK 99501
alcohol.licensing@alaska.gov
<https://www.commerce.alaska.gov/web/amco>
 Phone: 907.269.0350

Alaska Alcoholic Beverage Control Board

Form AB-01: Transfer License Application

Section 8 – Transferor Certifications

Additional copies of this page may be attached, as needed, for the controlling interest of the current licensee to be represented.

I declare under penalty of perjury that the undersigned represents a controlling interest of the current licensee. I additionally certify that I, as the current licensee (either the sole proprietor or the controlling interest of the currently licensed entity) have examined this application, approve of the transfer of this license, and find the information on this application to be true, correct, and complete.

Signature of transferor

Rick Armstrong

Printed name of transferor

Subscribed and sworn to before me this 24th day of March, 2017.

Signature of Notary Public

Notary Public in and for the State of Alaska

My commission expires: Oct 17 2020

Signature of transferor

Rick Armstrong

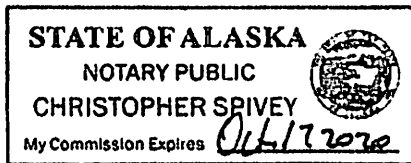
Printed name of transferor

Subscribed and sworn to before me this 24th day of March, 2017.

Signature of Notary Public

Notary Public in and for the State of Alaska

My commission expires: Oct. 17 2020





Alcohol and Marijuana Control Office
 550 W 7th Avenue, Suite 1600
 Anchorage, AK 99501
alcohol.licensing@alaska.gov
<http://www.commerce.alaska.gov/web/amco>
 Phone: 907.269.0350

Alaska Alcoholic Beverage Control Board
Form AB-01: Transfer License Application

Section 9 – Transferee Certifications

Read each line below, and then sign your initials in the box to the right of each statement:

Initials

I certify that all proposed licensees (as defined in AS 04.11.260) and affiliates have been listed on this application.

RA

I certify that all proposed licensees have been listed with the Division of Corporations.

RA

I certify that I understand that providing a false statement on this form or any other form provided by AMCO is grounds for rejection or denial of this application or revocation of any license issued.

RA

I certify that all licensees, agents, and employees who sell or serve alcoholic beverages or check the identification of a patron will complete an approved alcohol server education course, if required by AS 04.21.025, and, while selling or serving alcoholic beverages, will carry or have available to show a current course card or a photocopy of the card certifying completion of approved alcohol server education course, if required by 3 AAC 304.465.

RA

I agree to provide all information required by the Alcoholic Beverage Control Board in support of this application.

RA

As an applicant for a liquor license, I declare under penalty of perjury that I have read and am familiar with AS 04 and 3 AAC 304, and that this application, including all accompanying schedules and statements, is true, correct, and complete.

[Handwritten Signature]

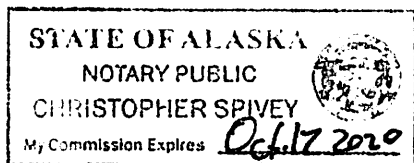
Signature of transferee

Rick Armstrong

Printed name

Subscribed and sworn to before me this 10th day of March, 2017.

[Handwritten Signature]
 Signature of Notary Public



Notary Public in and for the State of Alaska

My commission expires: Oct 17 2020



Alaska Alcoholic Beverage Control Board
Form AB-02: Premises Diagram

What is this form?

A detailed diagram of the proposed licensed premises is required for all liquor license applications, per AS 04.11.260 and 3 AAC 304.185. Your diagram must include dimensions and must show all entrances and boundaries of the premises, walls, bars, fixtures, and areas of storage, service, consumption, and manufacturing. If your proposed premises is located within a building or building complex that contains multiple businesses and/or tenants, please provide an additional page that clearly shows the location of your proposed premises within the building or building complex, along with the addresses and/or suite numbers of the other businesses and/or tenants within the building or building complex.

The second page of this form is not required. Blueprints, CAD drawings, or other clearly drawn and marked diagrams may be submitted in lieu of the second page of this form. The first page must still be completed, attached to, and submitted with any supplemental diagrams. An AMCO employee may require you to complete the second page of this form if additional documentation for your premises diagram is needed.

This form must be completed and submitted to AMCO's main office before any license application will be considered complete.

Yes No

I have attached blueprints, CAD drawings, or other supporting documents in addition to, or in lieu of, the second page of this form.

Section 1 – Establishment Information

Enter information for the business seeking to be licensed, as identified on the license application.

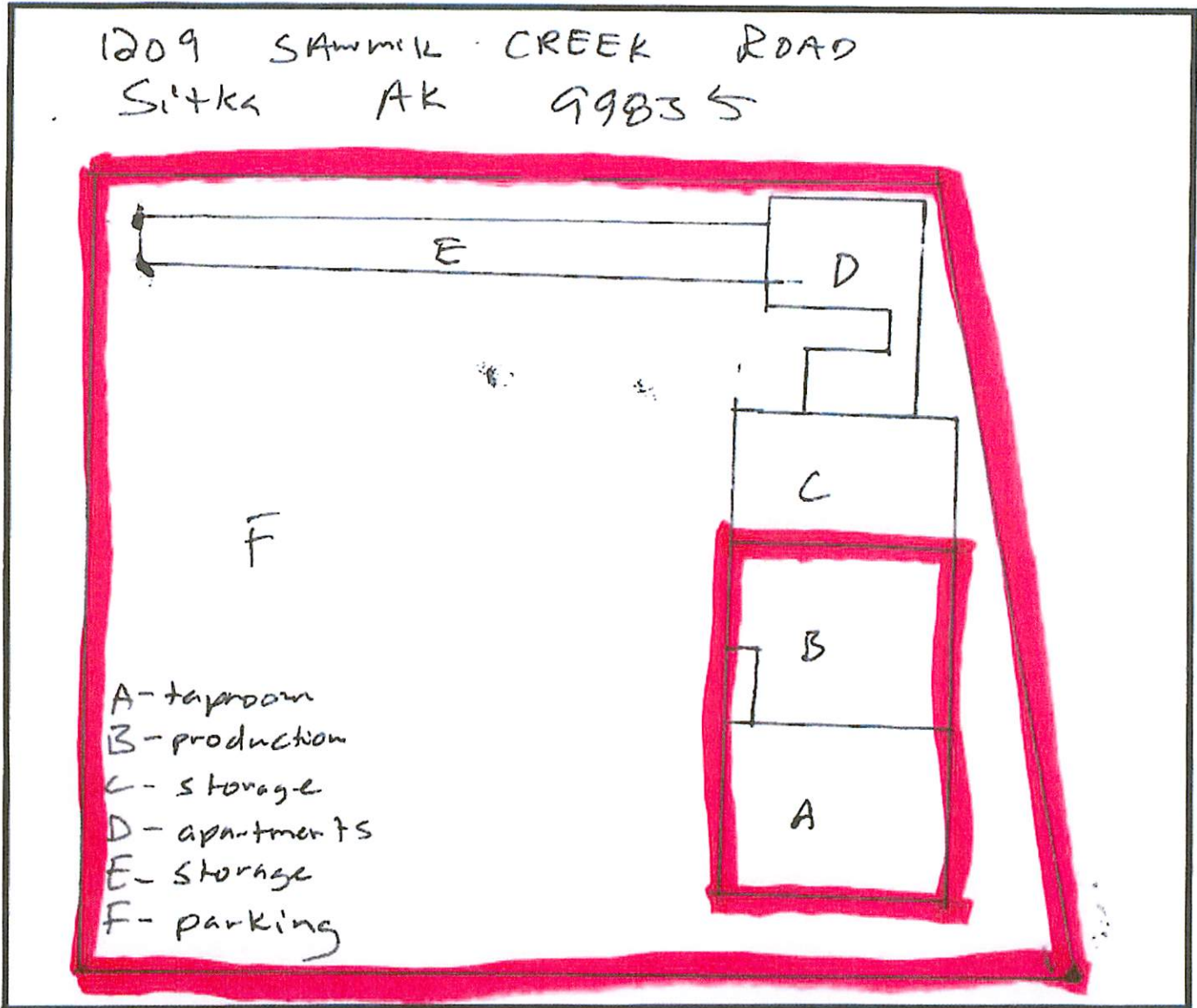
Licensee:	Baranof Island Brewing Co LLC	License Number:	4912
License Type:	Brewery		
Doing Business As:	Baranof Island Brewing Company		
Premises Address:	1209 A Sawmill Creek Road		
City:	Sitka	State:	AK
		ZIP:	99835



Alaska Alcoholic Beverage Control Board
Form AB-02: Premises Diagram

Section 2 – Detailed Premises Diagram

Clearly indicate the boundaries of the premises and the proposed licensed area within that property. Clearly indicate the interior layout of any enclosed areas on the proposed premises. Clearly identify all entrances and exits, walls, bars, and fixtures, and outline in red the perimeter of the areas designated for alcohol storage, service, consumption, and manufacturing. Include dimensions, cross-streets, and points of reference in your drawing. You may attach blueprints or other detailed drawings that meet the requirements of this form.

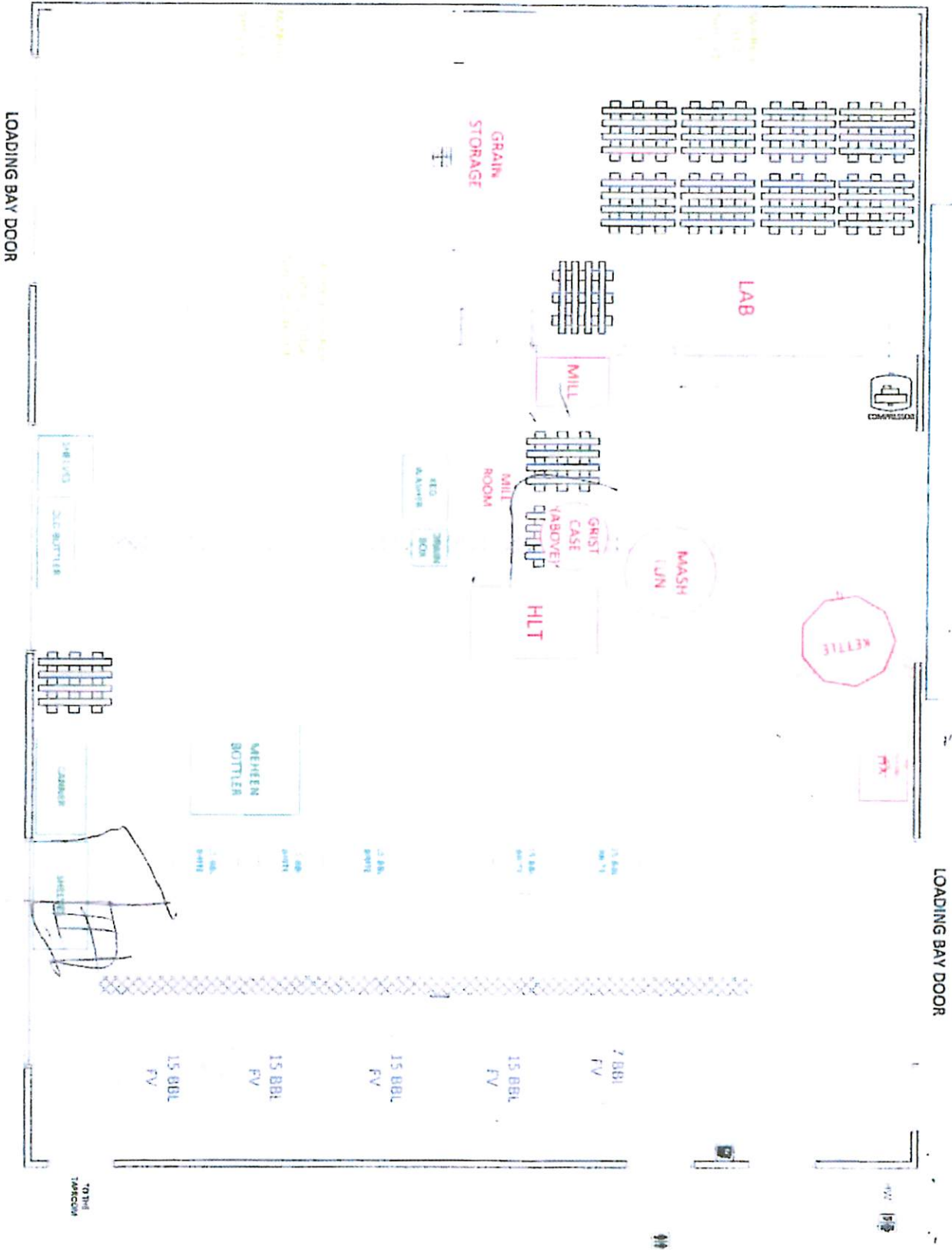


Taproom layout



1. Tasting room / Seating area
2. Future use for kitchen
3. Bar area
 - a. 3 basin sink
 - b. Hand wash sink
4. ADA restroom (Men's/unisex)
 - a. 1- urinal
 - b. 2 - hand sinks
 - c. 1- toilet
5. Future kitchen
6. Future kitchen
7. Restroom (women's)
 - a. 2 - toilets
 - b. 2 - hand sinks
 - c. Mop/utility sink
8. Employee restroom
9. Mechanical room

B



FRIDGE VAN

LOADING BAY DOOR

LOADING BAY DOOR

7 BBL FV

7 BBL FV

15 BBL FV

15 BBL FV

15 BBL FV

15 BBL FV

MILK BOTTLER

MILK ROOM

GRAIN STORAGE

LAB

MASH TUN

KETTLE

HLT

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