

Submitted by: ASSEMBLY CHAIR TRAINI,
VICE CHAIR FLYNN, AND ASSEMBLY
PUBLIC SAFETY
COMMITTEE CHAIR HONEMAN

CLERK'S OFFICE
APPROVED

Prepared by: Municipal Clerk
For reading: July 13, 2010

Date: 7-13-10
ANCHORAGE, ALASKA
AR NO. 2010-213

A RESOLUTION OF THE ANCHORAGE MUNICIPAL ASSEMBLY STATING ITS PROTEST REGARDING A NEW BEVERAGE DISPENSARY/TOURISM LIQUOR LICENSE # 4987 AND A RESTAURANT DESIGNATION PERMIT FOR HOST INTERNATIONAL, INC. dba HUMPY'S GREAT ALASKAN ALEHOUSE, LOCATED AT 5000 WEST INTERNATIONAL AIRPORT ROAD, AND AUTHORIZING THE MUNICIPAL CLERK TO TAKE CERTAIN ACTION.

WHEREAS, Host International, Inc. has made an application with the Alcoholic Beverage Control (ABC) Board and has paid the required fee for a Beverage Dispensary Liquor License # 4987 and Restaurant Designation Permit, to be used for Humpy's Great Alaskan Alehouse, located at 5000 West International Airport Road, 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 May 17, 2010 and has determined that the last day for the Assembly to file a protest is July 16, 2010; and

WHEREAS, the Assembly Meeting on July 13, 2010 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. Municipal Health & Human Services approval was received on June 1, 2010;
4. Conditional Use Permit, required by AMC 21.50.160, **has not been received**;

1 5. Approvals from the Anchorage Fire Department and Building Safety
2 Department **have not been received**; and
3

4 WHEREAS, protest by the Assembly is in order pending Municipal Clerk confirmation
5 that outstanding items required for this location have been completed;
6

7 NOW, THEREFORE, THE ANCHORAGE ASSEMBLY RESOLVES:
8


9 Section 1. The Anchorage Assembly hereby enters its PROTEST for a new
10 Beverage Dispensary/Tourism Liquor License # 4987 until these
11 conditions are met:

- 12 • Successful completion of the Conditional Use Permit under
- 13 AMC 21.50.160 is confirmed by the Municipal Clerk.
- 14 • Approval from the Anchorage Fire and Building Safety
- 15 Department are received and confirmed by the Municipal Clerk.
16

17 Section 2. A copy of this Assembly Resolution may be presented to the Alcoholic
18 Beverage Control Board as proof that the Anchorage Assembly, as the
19 local governing body, has stated its protest in order to allow the Director
20 of the Alcoholic Beverage Control Board to hold processing of Beverage
21 Dispensary Liquor License # 4987 under local protest, until receipt by the
22 Director of confirmation from the Municipal Clerk that the conditions in
23 Section 1 have been met, and this protest is lifted as authorized by this
24 Assembly Resolution.
25

26 Section 3. The Anchorage Assembly hereby authorizes the Municipal Clerk, upon
27 Municipal Clerk confirmation that all conditions in Section 1 have been
28 met, to provide written notification to the Alcoholic Beverage Control
29 Board that this protest by the Anchorage Assembly is lifted, without
30 further action by the Assembly.
31

32
33 PASSED AND APPROVED by the Anchorage Assembly this 13th day of July, 2010.
34

35
36 
37 Chair

38
39 ATTEST:

40 
41
42 Municipal Clerk



State of Alaska
Department of Public Safety
Alcoholic Beverage Control Board

Sean Parnell, Governor
Joseph A Masters, Commissioner

May 17, 2010

Municipality of Anchorage
Barbara Gruenstein
P.O. Box 196650
Anchorage, Alaska 99519

Re: Humpy's Great Alaskan Alehouse – License # 4987

We have received the enclosed application for a new liquor license within the **Municipality of Anchorage**. 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 15 AAC 104.145, Local Governing Body Protest.

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.

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

This application is for:

- Seasonal - Two 6-month periods in each year of the biennial period beginning _____ and ending _____
Mo/Day Mo/Day
- Full 2-year period

HOST INTERNATIONAL, INC. d/b/a HUMPY'S GREAT ALASKAN ALEHOUSE

Liquor License Application

Attachment

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
Elie W. Maalouf	Pres./CEO	1%	6306 Walden Woods Court McLean, VA 22101 703-821-0689	240-694-4338	5/14/1964
Laura A. Babin	Secretary	1%	3710 Falling Green Way Mt. Airy, MD 21771 301-829-3132	240-694-4161	4/8/1964
Mark T. Ratych	Treasurer	1%	813 Oak Knoll Terrace Rockville, MD 20850 410-592-6842	240-694-4411	1/19/1962
Bernard N. Brown	Vice Pres.	0%	3926 Lumo Circle Randallstown, MD 21133-3647 410-922-2752	240-694-4185	4/11/1957
Charles E. Powers	Vice Pres.	0%	7669 Colonial Beach Road Pasadena, MD 21122 410-317-5683	240-694-4407	12/14/1946
Sadye C. Sanders	Asst. Sec'y	0%	6339 Crosswoods Drive Falls Church, VA 22044 703-924-1417	240-694-4433	9/13/1942
HMSHost Corporation		97%	6905 Rockledge Drive, MS 7-1 Bethesda, MD 20817 240-694-4100		

Office use only

Date Approved

Director's Signature

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) Host International, Inc.	Telephone Number 240-694-4865	Fax Number 240-694-4635
Corporate Mailing Address: 6905 Rockledge Drive, MS 7-1	City Bethesda	State MD
Name, Mailing Address and Telephone Number of Registered Agent Corporation Service Company, 9360 Glacier Highway, Suite 202 Juneau, AK 99801	Date of Incorporation OR Certification with DCED 12/11/81	State of Incorporation Delaware

Is the Entity in compliance with the reporting requirements of Title 10 of the Alaska Statutes? Yes No 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
See Attached					

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

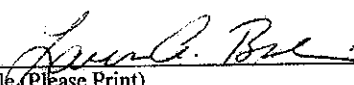

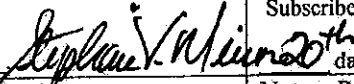
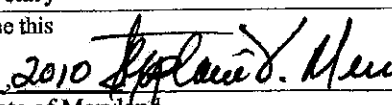
Individual Licensees/Affiliates (The ABC Board defines an "Affiliate" as the spouse or significant other of a licensee. Each Affiliate must be listed.)

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, no person other than the licensee(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 Licensee(s)

Signature 	Signature 
Name & Title (Please Print) Laura A. Babin, Secretary	Name & Title (Please Print) Sadye C. Sanders, Assistant Secretary
Subscribed and sworn to before me this 20th day of April , 2010 	Subscribed and sworn to before me this 20th day of April , 2010 
Notary Public in and for the State of Maryland STEPHANIE V. MINOR Notary Public	Notary Public in and for the State of Maryland STEPHANIE V. MINOR Notary Public
My commission expires: Prince George's County, Maryland My Commission Expires August 7, 2012	My commission expires: Prince George's County, Maryland My Commission Expires August 7, 2012

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

New Liquor License

PAGE 1 OF 2
(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

#6330

SECTION A. LICENSE INFORMATION. Must be completed for all types of applications.			FEEES
License Year: 2010	License Type: Beverage Dispensary - Tourism	Statute Reference Sec. 04.11.400 (d)	License Fee: \$2500.00
(Office Use Only) License #: 4987			Filing Fee: \$100.00
Local Governing Body: (City, Borough or Unorganized) Municipality of Anchorage	Community Council Name(s) & Mailing Address: Sand lake Turnagain 1057 W Fireweed Ln 1057 W Fireweed Ln Anchorage Alaska Anchorage Alaska		Fingerprint: (<i>\$54.25 per person</i>) N/A Total Submitted: \$2,600.00
Name of Applicant (Corp/LLC/LP/LLP/Individual/Partnership): Host International, Inc.	Doing Business As (Business Name): Humpy's Great Alaskan Alehouse	Business Telephone Number: 907-243-4331 Fax Number: 907-243-8636	
Mailing Address: Attn: Licensing Group 6905 Rockledge Drive, MS 7-1	Street Address or Location of Premise: Anchorage International Airport 5000 West International Airport Road Anchorage, AK 99502	Email Address: laura.vandaniker@ hmshost.com	
City, State, Zip: Bethesda, MD 20817			

SECTION B. PREMISES TO BE LICENSED. Must be completed.

Closest school grounds Northwood Elementary 4807 Northwood Anchorage Ak 2.2 mi	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. <input type="checkbox"/> Premises is LESS than 50 miles from the boundaries of an incorporated city, borough, or unified municipality. <input checked="" type="checkbox"/> Not applicable
Closest church: Faith Christian Community Church 4240 Wisconsin Anchorage Ak 2.2 mi	Distance measured under: <input checked="" type="checkbox"/> AS 04.11.410 OR <input type="checkbox"/> Local ordinance No. _____	
Premises to be licensed is: <input type="checkbox"/> Proposed building <input checked="" type="checkbox"/> Existing facility/New construction in existing Airport Terminal <input type="checkbox"/> New building	<input checked="" type="checkbox"/> Plans submitted to Fire Marshall (required for new & proposed buildings) <input checked="" type="checkbox"/> Diagram of premises attached	

SECTION C. Individual, corporate officer, limited liability organization member, manager or partner background.

Does any individual, corporate officer, director, limited 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
Host International, Inc.	Upper One	Beverage Dispensary	5000 West International Airport Road	Alaska
Host International, Inc.	Legends	Beverage Dispensary	5000 West International Airport Road	Alaska
Host International, Inc.	Chili's Too	Beverage Dispensary	5000 West International Airport Road	Alaska

*Host International, Inc. holds more than 400 licenses throughout the United States.

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.

Date Approved	Director's Signature
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Content ID: 009213**Revision:** 0**Type:** AR_AllOther - All Other Resolutions

Title: A RESOLUTION OF THE ANCHORAGE MUNICIPAL ASSEMBLY STATING ITS PROTEST REGARDING A NEW BEVERAGE DISPENSARY/TOURISM LIQUOR LICENSE # 4987 AND A RESTAURANT DESIGNATION PERMIT FOR HOST INTERNATIONAL, INC. dba HUMPY'S GREAT ALASKAN ALEHOUSE, LOCATED AT 5000 WEST INTERNATIONAL AIRPORT ROAD, AND AUTHORIZING THE MUNICIPAL CLERK TO TAKE CERTAIN ACTION. Assembly Chair Traini, Vice-Chair Flynn, and Assembly Public Safety Committee Chair Honeman.

Author: moserak**Initiating Dept:** MMStaff**Select Routing:** Standard**Review Depts:****Description:****Keywords:****Date Prepared:** 7/2/10 11:50 AM**Director Name:****Addnl Dept
Review ?:** No**Addnl Review
Depts:****Mayor Review?:** No

**Requested
Assembly
Meeting Date** 7/13/10 12:00 AM
MM/DD/YY:

Workflow Name	Action Date	Action	User	Security Group	Content ID
Clerk_Admin_SubWorkflow	7/2/10 11:52 AM	Exit	Amanda Moser	Public	009213
AllOtherARWorkflow	7/2/10 11:52 AM	Checkin	Amanda Moser	Public	009213