

**CITY OF PALMER
ACTION MEMORANDUM NO. 13-021**

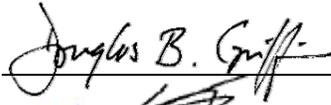
Subject: City Council Statement of Non-objection to the Renewal of Liquor License #649, for Klondike Mike's Dancehall and Saloon, Located at 820 South Colony Way, Palmer

Agenda of: March 26, 2013

Council Action: _____

Approved for presentation by:

City Manager
City Attorney
City Clerk





Certification of Funds:

Total amount of funds listed in legislation:	\$ _____ 0
This legislation (√):	
<input checked="" type="checkbox"/> Has no fiscal impact	
Creates:	
____ A negative fiscal impact in the amount of:	\$ _____
____ A positive fiscal impact in the amount of:	\$ _____
____ Funds are budgeted from this (these) line item(s):	
➤	\$ _____
____ Funds are not budgeted. Budget modification is required. Affected line item(s):	
➤	\$ _____
Unrestricted/undesignated fund balance (after budget modification)	\$ _____
Director of Finance signature certifying funds:	 _____

Attachment(s):

- Renewal Notice
- Liquor License Renewal Form

Summary statement: Klondike Mike's Dancehall and Saloon has applied for renewal of their liquor license. State law requires local governing bodies to review requests pertaining to liquor licenses within their municipalities. The City may voice a non-objection or may file a protest to a request.

Administration recommendation: Approve action memorandum 13-021.

City of Palmer • Liquor License Review Form

BUSINESS NAME: Klondike Mike's Dancehall & Saloon
OWNER: U-Line Beverage Company Inc.
LICENSE TYPE: Beverage Dispensary
LOCATION: 820 South Colony Way

Route to: Department of Finance

Department of Finance

Sales Tax Current: <input checked="" type="checkbox"/>			If no, explain:
Yes		No	

Utilities Current: <input checked="" type="checkbox"/>			If no, explain:
Yes		No	

Property Taxes Current: <input checked="" type="checkbox"/>			If no, explain:
Yes		No	

Special Assessments Current: <input checked="" type="checkbox"/>			If no, explain:
Yes		No	

Other Comments:

 2/25/13

 Department of Finance Director Date

Route to: Department of Community Development

Department of Community Development

Code Compliant: <input checked="" type="checkbox"/>			If no, explain:
Yes	<input checked="" type="checkbox"/>	No	

Other Comments:

 2/25/2013

 Department of Community Development Director Date

Route to: Department of Public Safety

Department of Public Safety

Code Compliant: <input checked="" type="checkbox"/>			If no, explain:
Yes	<input checked="" type="checkbox"/>	No	

Other Comments:

J. Owen

2/26/2013

Department of Public Safety Director

Date

Other Comments:

Route to: City Manager's Office

OTHER COMMENTS:

FORWARD TO COUNCIL FOR AGENDA OF: March 26, 2013

Douglas B. Griff

2/26/2013

City Manager

Date

Route to: CLERK'S OFFICE



February 22, 2013

Renewal Application Notice

City of Palmer
Attn: City Clerk & Borough Clerk
VIA EMAIL: jbower@palmerak.org & susan.lee@matsugov.us

DBA	Lic Type	Lic #	Owner	Service Location
Klondike Mike's Dancehall & Saloon	Beverage Dispensary	649	U-Line Beverage Company Inc.	820 S Colony Way
Oaken Keg #1739	Package Store	2098	Carr-Gottstein Foods Co	644 West Evergreen Avenue

We have received a renewal application for the above listed licenses 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 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. COTÉ
Director

/s/ *Christine C. Lambert*

Christine C. Lambert
Licensing & Records Supervisor
Christine.lambert@alaska.gov