

CODE REVIEW COMMITTEE MEETING

Thursday, July 29, 2021 at 5:30 PM

AGENDA

In compliance with the Americans with Disabilities Act, individuals needing special accommodations / during this meeting should notify the City of Dillingham at 907-842-5212 at least three working days before the meeting.

CODE REVIEW COMMITTEE MEETING CITY HALL COUNCIL CHAMBERS

141 Main Street, Dillingham, AK 99576 (907) 842-5212

CALL TO ORDER

ROLL CALL

APPROVAL OF MINUTES

1. Approve Minutes of June 10, 2021 Code Review Committee Meeting

APPROVAL OF AGENDA

UNFINISHED BUSINESS

2. Trapping Regulation Update

NEW BUSINESS

3. Sea Inn Liquor License Renewal Application

PUBLIC COMMENT/COMMITTEE COMMENTS

ADJOURNMENT



CODE REVIEW COMMITTEE MEETING

Thursday, June 10, 2021 at 7:00 PM

MINUTES

CALL TO ORDER

Chairman Napoli called the meeting to order at 7:01 p.m.

ROLL CALL

Committee Members present: Chris Napoli Alice Ruby

Lori Goodell Chris Hladick

Gregg Marxmiller

Committee Members excused: Aksel Buholm

APPROVAL OF MINUTES

1. Minutes of March 11, 2021

MOTION: Alice Ruby moved, Gregg Marxmiller seconded the motion to approve the minutes of March 11, 2021.

VOTE: Approved by voice vote.

APPROVAL OF AGENDA

MOTION: Gregg Marxmiller moved, Alice Ruby seconded the motion to approve the agenda as presented.

VOTE: Approved by voice vote.

UNFINISHED BUSINESS

2. Review DMC 15.04 Code Update

This update is recommended by FEMA. The Planning Commission supported the changes. The ordinance will be sent to the City Attorney for review.

MOTION: Chris Hladick moved, Alice Ruby seconded the motion to recommend this ordinance to City Council.

VOTE: Approved by voice vote.

NEW BUSINESS

3. Landfill Fee Recommendations

Fee schedule is reasonable, costs to ship out are expensive. Noted that fees will apply to everyone. Recommendation to track revenue for later evaluation of fee schedule.

MOTION: Alice Ruby moved, Gregg Marxmiller seconded the motion to recommend the electronic drop fee schedule as presented by the Friends of the Landfill Committee to Council.

VOTE: Approved by voice vote.

4. Review Trapping Regulations

Setting traps in city limits next to trails and play areas is a public safety issue. State has the authority to regulate trapping.

The committee is looking at several avenues for this issue:

- Work with the Alaska Trappers Association, identify trails.
- Forward proposal to the State of Alaska, Board of Game for local regulation.
- Citizen Committee. Conflict resolution, trappers and citizens affected.
- City Manager to contact City Attorney to determine if City has authority for a local ordinance.

PUBLIC COMMENT/COMMITTEE COMMENTS

There were no comments.

ADJOURNMENT

The meeting was adjourned at 7:31 p.m.

Chris Napoli, Chair

ATTEST:

Lori Goodell, City Clerk

Approval Date: _____

THE ALASKA TRAPPERS ASSOCIATION ADVISES TRAPPERS TO RESPECT OTHER PUBLIC LAND USERS

www.alaskatrappers.org

TO REDUCE THE POTENTIAL FOR CONFLICT, ATA RECOMMENDS AVOIDING LAND SETS NEAR TRAILS, TURNOUTS, POPULATED AREAS OR OTHER HIGH PUBLIC-USE SETTINGS.



TRAPPING SEASON IS OPEN November 10th — March 31st

Section . Item 3.

THE STATE of ALASKA GOVERNOR MIKE DUNLEAVY

Department of Commerce,

Community, and Economic Development

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

June 25, 2021

City of Dillingham Via Email: <u>cityclerk@dillinghamak.us</u>

Re: Notice of Liquor License Renewal Application

License Number	DBA	Туре	City	Borough	Community Council
				Unorganized	
1015	Sea Inn	Beverage Dispensary	Dillingham	Borough	NONE

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

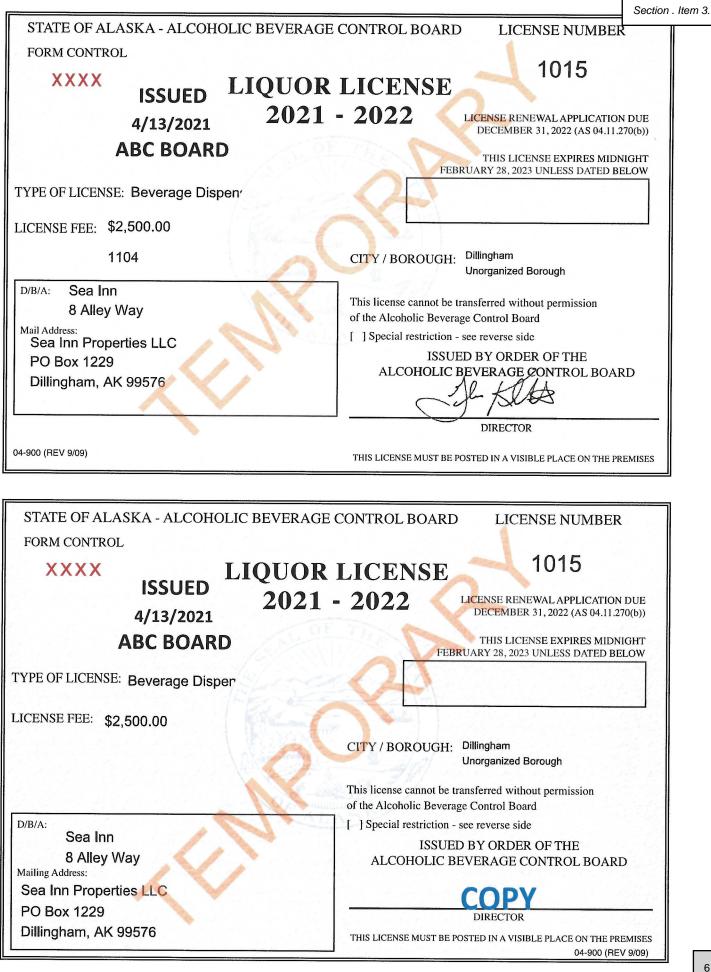
A local governing body may protest the approval of an application(s) pursuant to AS 04.11.480 by furnishing the director **and** the applicant with a clear and concise written statement of reasons for the protest within 60 days of receipt of this notice, and by allowing the applicant a reasonable opportunity 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 written protest within 60 days, and show proof of service upon the applicant and proof that the applicant has had a reasonable opportunity to defend the application before a meeting of the local governing body.

Sincerely,

- Klit

Glen Klinkhart, Director amco.localgovernmentonly@alaska.gov



Alcohol and Marijuana 550 W 7th Avenue, suite 1000 Anchorage, AK 99501 alcohol.licensing@alaska.gov https://www.commerce.alaska.gov/web/amco Phone: 907.269.0350



Alaska Alcoholic Beverage Control Board

Master Checklist: Renewal Liquor License Application

Doing Business As:	Sea	Inn			License Number:	1015
License Type:	Beve	everage Dispensary				
Examiner:	K	nistina	S.		Transaction #:	100027034
Document		Received	Completed	Notes	·····	
AB-17: Renewal Applic	ation	12/24	4-13-2021	<u></u>		
App and License Fees	1	12/24	4-13-2021			
Supplemental Docum	ent	Received	Completed	Notes	· · · · · · · · · · · · · · · · · · ·	
Tourism/Rec Site State						
AB-25: Supplier Cert (NS)				· · ·	
AB-29: Waiver of Oper	ration					
AB-30: Minimum Ope	ration					•
AB-33: Restaurant Affidavit			ž.			
COI / COC / 5 Star						
FP Cards & Fees / AB-08a						·····
Late Fee						
Names on FP Cards:	<u></u>					Å
					-	<u> </u>
						Yes No
Selling alcohol in resp	onse to	written order (pa	ckage stores)?			Ζ
Mailing address and c	ontact i	nformation differ	ent than in datab	ase (if yes, upda	ate database)?	$\Box \square$
In "Good Standing" w	ith CBPL	. (skip this and ne	ext question for so	le proprietor)?		
Officers and stockhold	lers mat	tch CBPL and data	abase (if "No", det	ermine if trans	fer necessary)?	
LGB 1 Response: C	ity	of Dillip	Shan LGB 2 Res	ponse:	N/A	
Waive	Protes				otest Lapsed	ł

[Master Checklist: Renewal] (rev 09/20/2018)

Page 1 of 1



Alaska Alcoholic Beverage Control Board

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Form AB-17: 2021/2022 License Renewal Application

- This form and any required supplemental forms must be completed, signed by the licensee, and postmarked no later than 12/31/2020 per AS 04.11.270, 3 AAC 304.160, with all required fees paid in full, or a non-refundable \$500.00 late fee applies.
- Any complete application for renewal or any fees for renewal that have not been postmarked by 02/28/2021 will be expired per AS 04.11.540,3 AAC 304.160(e).
- All fields of this application must be deemed complete by AMCO staff and must be accompanied by the required fees and all documents
 required, or the application will be returned without being processed, per AS 04.11.270, 3 AAC 304.105
- Receipt and/or processing of renewal payments by AMCO staff neither indicates nor guarantees in any way that an application will be deemed complete, renewed, or that it will be scheduled for the next ABC Board meeting.

Establishment Contact Information						
Licensee (Owner):	SEA INV PROPENSIES LLC Li	cense #:	1015			
License Type:	BEUERAGE DISPENSARY					
Doing Business As:	JEA INV					
Premises Address:	8 ALLEY WAY		,			
Local Governing Body:	CITY OF DILLINGHAS					
Community Council:	NOVG					

If your mailing address has changed, write the NEW address below:

Mailing Address:	PO BOX 1229				
City:	DILLINGOAM	State:	ALASKA	ZIP:	99576

Section 1 – Licensee Contact Information

Contact Licensee: The individual listed below must be listed in Section 2 or 3 as an Official/Owner/Shareholder of your entity and must be listed on CBPL with the same name and title.

This person will be the designated point of contact regarding this license, unless the Optional contact is completed.

Contact Licensee:	DENNIS VARNER	Contact Phone:	907-842-2233
Contact Email:	seatinnbar QyAHOO, con		

Optional: If you wish for AMCO staff to communicate with anyone other than the Contact Licensee about your license, list them below:

Name of Contact:	Contact Phone:	
Contact Email:		

Name of Contact:	Contact Phone:	
Contact Email:		

Name of Contact:	Contact Phone:	
Contact Email:		
	AMCO	



Alaska Alcoholic Beverage Control Board Form AB-17: 2021/2022 License Renewal Application

Section 2 - Entity or Community Ownership Information

Sole Proprietors should skip this Section.

Use the link from Corporations, Business and Professional Licensing (CBPL) below to assist you in finding the Entity #. https://www.commerce.alaska.gov/cbp/main/search/entities

Alaska CBPL Entity #:	121214
READ REFORE PROCEEDING.	Any now or charges to Charge ald a 1400

READ BEFORE PROCEEDING: Any new or changes to Shareholders (10% or more), Managers, Corporate Officers, Board of Directors, Partners, Controlling Interest or Ownership of the business license must be reported to the ABC Board within <u>10 days</u> of the change and <u>must be accompanied by</u> a full set of fingerprints on FBI-approved card stock, AB-08a's, payment of \$48.25 for <u>each new officer</u> with a date-stamped copy of the CBPL change per AS 04.11.045, 50 & 55, or a Notice of Violation will be issued to your establishment and your application will be returned.

The only exception to this is a Corporation who can meet the requirements set forth in AS 04.11.050(c).

DO NOT LIST OFFICERS OR TITLES THAT ARE NOT REQUIRED FOR YOUR ENTITY TYPE.

- Corporations of <u>any</u> type including non-profit must list ONLY the following:
 - All shareholders who own 10% or more stock in the corporation
 - Each President, Vice-President, Secretary, and Managing Officer regardless of percentage owned
 - Limited Liability Corporations, of any type must list ONLY the following:
 - All Members with an ownership interest of 10% or more
 - All Managers (of the LLC, not the DBA) regardless of percentage owned
 - Partnerships of any type, including Limited Partnerships must list ONLY the following
 - Each Partner with an interest of 10% or more
 - o All General Partners regardless of percentage owned

Important Note: All entries below must match our records, or your application will be returned per AS 04.11.270. CAAC 104.105. You must list full legal names, all required titles, phone number, percentage of shares owned (if applicable) and a full mailing address for each official of your entity whose information we require. If more space is needed: attach additional completed copies of this page. Additional information not on this page will be rejected.

Name of Official:	DENNIS VARVER				_
Title(s):	PATTAL MANAGRA	Phone:	907-841-2273	% Owr	ned: 100
Mailing Address:	FC BEX 1719 MENE	RR	Annal Andrew The Conference	1	
City:	DILLINGHAN	State:	ALASINA	ZIP:	81576

Mailing Address:	10 60x 1729	Awa6 & Phone:	10/01/113)	% Owned:	0
City:	DULISLAAN	State:	ALASHA	ZIP:	

Name of Official:			
Title(s):	Phone:	% Owned:	
Mailing Address:			
City:	State:	ZIP:	

AMCO

[Form AB-17] (rev09/23/2020)

AMCO Received 4/13/2021



Form AB-17: 2021/2022 License Renewal Application

Section 3 – Sole Proprietor Ownership Information

Corporations, LLC's and Partnerships of ALL kinds should skip this section.

READ BEFORE PROCEEDING: Any new or changes to the ownership of the business license must be reported to the ABC Board within 10 days of the change and must be accompanied by a full set of fingerprints on FBI approved cardstock, AB-08a's, payment of \$48.25 for each new owner or officer and a date stamped copy of the CBPL change per AS 04.11.045, or a Notice of Violation will be issued to your establishment and your application will be returned.

Important Note: All entries below must match our records, or your application will be returned per AS 04.11.270, 3 AAC 304.105. You must list full legal names, phone number, and mailing address for each owner or partner whose information we require.

If more space is needed, attach additional copies of this page. Additional owners not listed on this page will be rejected.

This individual is an:	Ар	plicant	Affiliate				
Name:					Contact Phone:		
Mailing Address:							
City:				State:		ZIP:	
Email:					-		
This individual is an:	Ар	plicant	Affiliate				
Name:					Contact Phone:		
Mailing Address:					-		
City:				State:		ZIP:	
Email:							

Section 4 – License Operation

Ch (1.	eck ONE BOX for EACH CALENDAR YEAR that best describes how this liquor license was operated: The license was regularly operated continuously throughout each year. (Year-round)	2019	2020
2.	The license was only operated during a specific season each year. (Seasonal) If your operation dates have changed, list them below: to		
3.	The license was only operated to meet the minimum requirement of 240 total hours each calendar year. <u>A complete AB-30: Proof of Minimum Operation Checklist, and all documentation must be provided with this form.</u>		
4.	The license was not operated at all or was not operated for at least the minimum requirement of 240 total		

hours each year, during one or both calendaryears. A complete Form AB-29: Waiver of Operation Application and corresponding fees must be submitted with this application for each calendar year during which the license was not operated.

If you have not met the minimum number of hours of operation in 2020, you are not required to pay the fees, however a complete AB-29 is required with Section 2 marked "OTHER" and COVID is listed as the reason.

Section 5 – Violations and Convictions

Have ANY Notices of Violation been issued for this license OR has ANY person or entity in this application been convicted of a violation of Title 04, 3AAC 304 or a local ordinance adopted under AS 04.21.010 in 2019 or 2020?

If you checked YES, you MUST attach a list of all Notices of Violation and/or Convictions per AS 04.11.270(a)(2)

If you are unsure if you have received any Notices of Violation, contact the office before submitting this form.

AMCC

10

No

Yes



Alaska Alcoholic Beverage Control Board

Form AB-17: 2021/2022 License Renewal Application

Section 6 – Certifications

As an applicant for a liquor license renewal, 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, are true, correct, and complete.

- I agree to provide all information required by the Alcoholic Beverage Control Board or requested by AMCO staff in support of
 this application and understand that failure to do so by any deadline given to me by AMCO staff will result in this
 application being returned and potentially expired if I do not comply with statutory or regulatory requirements.
- I certify that all current licensees (as defined in AS 04.11.260) and affiliates have been listed on this application, and that in accordance with AS 04.11.450, no one other than the licensee(s) has a direct or indirect financial interest in the licensed business.
- I certify that this entity is in good standing with Corporations, Business and Professional Licensing (CBPL) and that all entity
 officials and stakeholders are current and accurately listed, and I have provided AMCO with all required changes of
 Shareholders (10% or more), Managers, Corporate Officers/Board of Directors, Partners, Controlling Interest or Ownership of
 the business license, and have provided all required documents for any new or changes in officers.
- I certify that all licensees, agents, and employees who sell or serve alcoholic beverages or check identification of patrons
 have completed an alcohol server education course approved by the ABC Board and keep current, valid copies of their
 course completion cards on the licensed premises during all working hours, <u>if applicable for this license type</u> as set forth
 in AS 04.21.025 and 3 AAC 304.465.
- I certify that I have not altered the functional floor plan or reduced or expanded the area of the licensed premises, and I have not changed the business name from what is currently approved and on file with the Alcoholic Beverage Control Board.

I certify on behalf of myself or of the organized entity that I understand that providing a false statement on this form or any other form provided by AMCO is grounds for rejection or depict this application or revocation of any license issued.

Signature of licensee

5

Printed name of licensee



Signature of Notary Public

and for the State of:

My commission expires: July 17, 2024

Subscribed and sworn to before me this 2 day of

Restaurant/Eating Place applications must include a completed AB-33: Restaurant Receipts Affidavit Recreational Site applications must include a completed Recreational Site Statement Tourism applications must include a completed Tourism Statement Wholesale applications must include a completed AB-25: Supplier Certification

All renewal and supplemental forms are available online

Any application that is not complete or does not include ALL required completed forms and fees will not be processed and will be returned per AS 04.11.270, 3 AAC 304.105.

FOR OFFICE USE ONLY

License Fee:	\$2500.00	Application Fee:	\$ 300.00	Misc. Fee:	\$
		Total Fees Due:			\$ 2,800.00

Department of Commerce, Community, and Economic Development CORPORATIONS, BUSINESS & PROFESSIONAL LICENSING

State of Alaska / Commerce / Corporations, Business, and Professional Licensing / Search & Database Download / Corporations / Entity Details

ENTITY DETAILS

Name(s)

Туре	Name
Legal Name	Sea Inn Properties, LLC
Entity Type:	Limited Liability Company
Entity #:	121214
Status:	Good Standing
AK Formed Date:	2/2/2009
Duration/Expiration:	Perpetual
Home State:	ALASKA
Next Biennial Report Due:	1/2/2023
Entity Mailing Address:	P.O. BOX 1229, DILLINGHAM, AK 99576
Entity Physical Address:	203 W 2ND AVENUE PO BOX 1229, DILLINGHAM, AK 99576
Registered Agent	
Agent Name:	Dennis Varner
Registered Mailing Address:	P.O. Box 1229, DILLINGHAM, AK 99576
Registered Physical Address:	18 Alley Way, Dillingham, AK 99576
Officials	

			□Show Former
AK Entity #	Name	Titles	Owned
	Dennis Varner	Manager, Member	100.00
	Melissa Varner	Manager	

Filed Documents

Section . Item 3.

Date Filed	Туре	Filing	Certificate
2/02/2009	Creation Filing	Click to View	Click to View
7/21/2009	Initial Report	Click to View	
6/25/2012	Biennial Report	Click to View	
1/15/2013	Biennial Report	Click to View	
10/19/2014	Biennial Report	Click to View	
3/21/2017	Biennial Report	Click to View	
11/26/2018	Biennial Report	Click to View	
4/04/2021	Biennial Report	Click to View	

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Section	Item	З.

S Received City of Dillingham LIQUOR/MARIJUANA LICENSE APPLICATION REVIEW FORM June 25, 2021 License Renewal License Transfer **New License** Other \checkmark **Physical Address Doing Business As** Licensee License Type 8 Alley Way Sea Inn Sea Inn Properties LLC Beverage Dispensary to June 2021 This review covers the period July 2019 July 23, 2021 Info. Available as of Route to FINANCE July 20, 2021 Respond by: Date Date Date ACTIVITY STATUS Sales Tax Bal. Due 2,968.68 Date/Amt. of Last Payment No. late payments **Reports Filed and** Comment: Entered a Prom Note April of 2021 to make payments on **Payments Submitted** account **Real Property Tax** Bal. Due 10,535.09 Date/Amt. of Last Payment 5/17/21 **Owns the property?** No. late payments Entered a Prom Note April of 2021 to make payments son Comment: YES 🖌 NO account **Personal Property** ____ Date/Amt. of Last Payment_06/16/2021 Bal. Due 0.00 Tax 4 No. late payments Comment: (Inventory, Supplies, **Office Equipment) Utility Bill** Bal. Due 144.19 Date/Amt. of Last Payment 4/20/21 No. late payments 5 **Responsible for** Comment: utilities? 2021 12/28/2020 Most Current DLG License Year Date Applied **Business License** Comment: 2021-2022 12/23/2020 Most Current AK License Year Date Applied State Bus. License

Comment:



Section . Item 3.

Receive

City of Dillingham LIQUOR/MARIJUANA LICENSE APPLICATION REVIEW FORM June 25, 2021						
	Lineman Transfor	Newlinese	Other			
License Renewal	License Transfer	New License				
✓						
Doing Business As	License Type	Licensee	Physical Address			
Sea Inn	Beverage Dispensary	Sea Inn Properties LLC	8 Alley Way			
This review covers the period	July 2019 1	June 2021				
Route to Public Safety July 20, Date	2021 Respond by: July Date	23, 2021 Info. Availat	ble as of 723202 , Date			
Have there been any adverse	reports filed in the past t	wo years? YES 👿	NO 🗌			
If yes, explain in detail and includ	e dates. Use a separate s	heet of paper if necessa	ary. :			
Serving to minors (under	21 years of age).					
Intoxicated person on lic	enses premises.					
Serving alcoholic bevera	ges after hours.					
Pattern of disturbances of	or fights on the licenses pr	emises.				
Open sale of prohibited of	drugs on the licenses pren	nises.				
Additional comments:						
7/19/19 FIGHT						
1/19/19 INTOXICATOD RETRION						
1/ A/19 INTUXICATOD PORSON	7/19/19 INTUXICATOD PORSON					
8/04/19 DISTURBALLY						
8/23/19 FGHF	Ξ.					
10/05/19 FICHT						
10/10/19 INTOTION PURSU						



City of Dillingham LIQUOR/MARIJUANA LICENSE APPLICATION REVIEW FORM

License Renewal	License Transfer	New License	Other
Doing Business As	License Type	Licensee	Physical Address

This review covers the period ______ to _____.

Route to PLANNING	Respond by:	Info. Available as of	
Date	Date	Date	

1) Does the structure, or use of land or a structure, including parking requirements at the proposed license location conform to Title 18. Explain.

This section not applicable on a license renewal

2) License Transfer and New Licenses require a public hearing DMC 8.18.020, B. Provide a detail of the Public Notice Requirements.



City of Dillingham LIQUOR/MARIJUANA LICENSE APPLICATION REVIEW FORM

License Renewal	License Transfer	New License	Other
Doing Business As	License Type	Licensee	Physical Address

Reviewed by:

Date

Recommendation:

No Action

Deny

Explain the reason(s) for a denial of the application:

OTHER:

During the two year period that the license is in effect, state statute allows the local governing body to protest the continued operation of a license during the second year of the biennial license period. This may be done by sending both the Alcohol Marijuana and Control Board and the licensee a protest and the reason for the protest by January 31 of the second year of the license.

OTHER Comment: