

RECEIVED

State of Alaska  
Alcoholic Beverage Control Board

MAY 02 2016

Borough Clerk's Office  
Kenai Peninsula Borough

Date of Notice: May 2, 2016

Application Type: NEW   x  

           TRANSFER  
           Ownership  
           Location  
           Name Change

Governing Body: **Kenai Peninsula Borough**  
Community Councils: none

License #: 5484  
D.B.A.: Captain Steve's Fishing Lodge  
Licensee/Applicant: Steve Smith & LeAnne Smith  
Physical Location: 22780 Shady Drive Ninilchik, AK  
Mailing Address: PO Box 39143 Ninilchik, AK 99639  
Telephone #: 907-567-1043  
EIN: 20-1036682

Corp/LLC Agent:	Address	Phone	Date and State of Incorporation	Good standing?
n/a				

*Please note: the Members/Officers/Directors/Shareholders (principals) listed below are the principal members. There may be additional members that we are not aware of because they are not primary members. We have listed all principal members and those who hold at least 10% shares.*

Member/Officer/Director:	DOB	Address	Phone	Title/Shares (%)
n/a				

If **transfer** application, current license information:

Current D.B.A.:  
Current Licensee:  
Current Location:

Additional comments:

Received

MAY 03 16

K.P.B. - DAC

<b>Liquor License Application Review</b>	
TO:	<input checked="" type="checkbox"/> Delinquent Accounts <input type="checkbox"/> Planning Department
DATE:	<u>5-3-16</u>
Review and return to Borough Clerk with comments by: <u>6-9-16</u>	
For Assembly Meeting of <u>6-21-16</u>	
The <u>Finance</u> Department has no objection to the issuance of this license	
Date:	<u>5/3/16</u> By: <u>[Signature]</u>

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 3 AAC 304.145, Local Governing Body Protest.

**Note:** Applications applied for under AS 04.11.400(g), 3 AAC 304.335(a)(3), AS 04.11.090(e), and 3 AAC 304.660(e) must be approved by the governing body.

Sincerely,

*Shilo Senquiz*  
*Business Registration Examiner*  
*shilo.senquiz@alaska.gov*  
*907-334-0892*

04/11/2020  
10:10 AM  
04/11/2020

