

Kenai Peninsula Borough Assembly

MEMORANDUM

TO: Assembly President
Members, Kenai Peninsula Borough Assembly

FROM: Tyson Cox, Assembly Member *TC*

DATE: October 14, 2021

SUBJECT: Ordinance 2021-38, Amending Title 7 Regarding Alcohol and Marijuana Regulations to Require Applicant Compliance with Form Filing Requirements under Alaska Law, Add Three Items Under Applicant Standards for Review, and to Define the Term Applicant (Cox)

This ordinance amends KPB Code of Ordinances Title 7, which is related to assembly review of alcohol and marijuana license applications before the Alaska Alcohol & Marijuana Control Office (AMCO).

The amendments are as follow:

- 1) Section 1 amends KPB 7.10.020 to add that the assembly may protest a liquor license application when the information on the application does not match the information on forms filed with the State of Alaska and made available to the public through the state's entity database maintained by the Division of Corporations, Business and Professional Licensing. Per Alaska Statutes, an entity must file certain forms and remain current with filing requirements pursuant to AS 10.06. Section 1 also amends KPB 7.10.020 to incorporate by cross reference the definition for the term "applicant".
- 2) Section 2 amends KPB 7.30.020(c) to add three additional standards that marijuana establishments shall comply with; the additional standards are: have a current Alaska business license, ensure officer information is up to date on the State of Alaska's entity public database, and register to collect sales tax pursuant to KPB 5.18.300.
- 3) Section 3 amends KPE 7.30.900 to add a definition for the term "applicant". This amendment will define the term "applicant" to include all entity officers, owners, affiliates or interest holders.

Your consideration of this ordinance is appreciated.