



MEMORANDUM

TO: Alcoholic Beverage Control Board

DATE: January 27, 2025

FROM: Sonya Irwin, Licensing Supervisor

RE: 4547 Humble Roots, LLC, 3rd
Waiver of Operations

Applicable statute: AS 04.11.330(a)(3). An application requesting renewal of a license or endorsement shall be denied if the applicant has not operated the licensed premises for at least 240 hours during each of the two preceding calendar years, unless the board determines that the licensed premises are under construction or cannot be operated through no fault of the applicant;...

Applicable regulation: [3 AAC 305.120 Waiver of annual operating requirement and minimum operating requirements](#). (a) Except as provided in this section, the board will deny an application for renewal of a license or a license with one or more endorsements if the licensed premises were not operated for the time required under [AS 04.11.330\(a\)\(3\)](#) or (d).

(b) A licensee may submit a waiver application to the board to request a waiver of the operating requirement in [AS 04.11.330](#) (a)(3) or (d). Under [AS 04.11.330\(a\)\(3\)](#), the board will determine whether, through no fault of the licensee or because the premises are under construction, the licensed premises could not be operated for the required time during the preceding calendar year.

(c) A waiver application for a calendar year must be made in writing to the board and must be accompanied by the non-refundable application fee of (1) an amount equal to one-half the applicable biennial license fee if a waiver application was not made for the previous year; or (2) double the amount of the fee paid for the previous waiver application.

(d) A waiver application must include a statement from the licensee explaining why the licensed premises was not in compliance with [AS 04.11.330\(a\)\(3\)](#) or (d). The licensee must provide a copy of the waiver application to any local governing body with jurisdiction over the license and licensed premises.

(e) The board may deny a third or subsequent, consecutive application for waiver (1) unless the licensee clearly shows that the licensed premises were not operated, because the premises were condemned or substantially destroyed by any cause; or (2) the licensee holds a common carrier dispensary license and is a boat weighing over 1,000 tons;

(f) Absent circumstances to the contrary, the board will deny a third or subsequent, consecutive application for waiver in the event of condemnation or destruction of the premises if the premises

identified on an applicant's license are not leased or owned by the licensee. Additionally, a third or subsequent consecutive application for waiver that does not identify a licensed premises location will be denied.

(g) The board may impose conditions along with the approval of a waiver application.

(h) If a waiver application is denied, an application for license renewal for the succeeding license period will be denied by the board under [AS 04.11.330\(a\)\(3\)](#).

(i) In addition to the application fee under (c) of this section, the applicant shall pay \$1,000 for an application that is received too late for board consideration at its last meeting of the calendar year for which the waiver is requested.

(j) In the event of the death of a licensee, destruction of the premises, or comparable circumstances showing extraordinary hardship, the board may waive the fees required under (c) and (i) of this section.

(k) If a license is exercised only to satisfy the minimum operating requirement under [AS 04.11.330\(a\)\(3\)](#) or [3 AAC 305.110](#), a licensee shall operate in a similar fashion to other licensed premises of the same type by meeting the following operating requirements as appropriate for the license type: (1) provide signage of sufficient size and visibility to show that the premises is open for business, including the business name and hours of operation; (2) offer a variety of brewed beverages, wines, and distilled spirits for sale at the licensed premises, as appropriate to the type of license, (3) for a licensed package store premises, visibly display the alcoholic beverages stock; (4) for a beverage dispensary licensed premises, provide seating for at least one-half of the maximum number allowed by the occupancy permit; (5) comply with all state or municipal health, fire, and zoning laws or ordinances required for the operation of business; (6) maintain a record of all purchases of alcoholic beverages for resale on the licensed premises; and (7) record sales with a cash register or point of sale system that retains a record of transactions.

(l) The licensee has the burden of proof to show that the licensed premises were operated for the minimum required period of time and met the operating requirements under (k) of this section. The licensee may provide receipts, invoices, photographs, permits, timecards, and other records to meet the burden of proof. If the licensee fails to provide proof that one or more of the operating requirements was met, the board may consider additional documentation provided by the licensee to determine whether the licensee has met the burden of proof.

(m) If a new license is issued between November 20 and December 31, the licensee is exempt from filing a waiver of annual operating requirement for that year.

Background: This is the third waiver requested for this license. Licensee states pending items are the certificate of occupancy, DEC approval and ongoing construction. The intention is to be open by February or March 2025.

Attachment: Memo, 2025-2026 Renewal, 3rd Waiver Application for 2024, 2nd Waiver Application for 2023 (approved administratively), and 1st Waiver Application for 2022 (approved administratively).



Document reference ID : 4406

Licensing Application Summary

Application ID: 4406

Applicant Name: Humble Roots Llc

License Type applied for: Beverage Dispensary License(BDL) (AS 04.09.200)

Application Status: In Review

Application Submitted On: 11/27/2024

Entity Information

Business Structure: Limited liability company

Alaska Entity Number (CBPL): 10116319

Entity Contact Information

Name	Phone	Email	Relation
Talon Mensik	907-378-4067	talonhobbs@gmail.com	Designated Licensee

Entity Address: 104 Chief Evan Dr, Fairbanks, AK, 99709-4863, USA

Premises Address

Address: 314 Wendell Avenue , Fairbanks, AK, USA

Does the proposed site include a valid street address? Yes

Basic Business information

Business/Trade Name:

Humble Roots Beer Project

Local Government and Community Council Details

City/Municipality

Fairbanks (City of)

Borough

Fairbanks North Star Borough

Public Notice Posting Attestation and Publishers Affidavit

Attestations

I certify that all proposed licensees (as defined in AS 04.11.260) and affiliates have been listed on this application.

I certify that I understand that providing a false statement on this form or any other form provided by AMCO is grounds for rejection or denial of this application or revocation of any license issued.

I certify that all licensees, agents, and employees who sell or serve alcoholic beverages or check the identification of a patron will complete an approved alcohol server education course, if required by AS 04.21.025, and, while selling or serving alcoholic beverages, will carry or have available to show a current course card or a photocopy of the card certifying completion of approved alcohol server education course, if required by 3 AAC 305.700.

I agree to provide all information required by the Alcoholic Beverage Control Board in support of this application.

I hereby certify that I am the person herein named and subscribing to this application and that I have read the complete application, and I know the full content thereof. I declare that all of the information contained herein, and evidence or other documents submitted are true and correct. I understand that any falsification or misrepresentation of any item or response in this application, or any attachment, or documents to support this application, is sufficient grounds for denying or revoking a license/permit. I further understand that it is a Class A misdemeanor under Alaska Statute 11.56.210 to falsify an application and commit the crime of unsworn falsification.

I certify that all proposed licensees have been listed with Division of Corporation, Business, and Professional Licensing.

I certify that I and any individual identified in the business entity ownership section of this application, has or will read AS 04 and its implementing regulations.

Signature

This application was digitally signed by : Talon Mensik on 11/27/2024 11:07:58 AM

Payment Info

Payment Type : CC

Payment Id: dbaa266f-438c-4c75-9bd4-54a62bcd935a

Receipt Number: 100972913

Payment Date: 11/27/2024 11:13:52 AM



Document reference ID : 4406

Renewal Application Summary

Application ID:	4406
License No:	4547
License Type applied for Renewal:	Beverage Dispensary License(BDL)
Licensee Name:	Humble Roots Llc
Application Status:	In Review
Application Submitted On:	11/27/2024 11:06 AM

Entity Information

Business Structure:	Limited liability company
FEIN/SSN Number:	
Alaska Entity number (CBPL):	10116319
Alaska Entity Formed Date:	
Home State:	

Entity Contact Information

Entity Address:	104 Chief Evan Dr, Fairbanks, AK, 99709
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Renewal Information

Are there any changes to your ownership structure that have not been reported to AMCO prior to this application?:

No

As set forth in AS 04.11.330, how many hours did you operate during the first calendar year for this renewal period?:

The license was not operated at all or was operated for less than the minimum of 240 hours in the first calendar year of the renewal period.

I have completed a Waiver of Operations self-service transaction.

As set forth in AS 04.11.330, how many hours did you operate during the second calendar year for this renewal period?:

The license was not operated at all or was operated for less than the minimum of 240 hours in the second calendar year of the renewal period.

I have completed a Waiver of Operations self-service transaction.

Please select the seasonality:

Year-round

Has any person or entity in this application been convicted or disciplined for a violation of Title 04, 3 AAC 304 or 305, or a local ordinance adopted under AS 04.21.010 in the preceding two calendar years?:

No

Have any notices of violation or citations been issued for this license during the preceding two years?:

No

Endorsements

License #	License Type	Trade Name	License Status	City
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15343	Brewery Repackaging Endorsement (BRE)	Humble Roots Beer Project	Active
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Attestations

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 305, 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 the license being potentially expired if I do not comply with statutory or regulatory requirements.

I certify that in accordance with AS 04.11.450, no one other than the licensee(s), as defined in AS 04.11.260, 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 I have provided AMCO with all required changes of the ownership structure of the business license and have provided all required documents for any new or changes of 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, if applicable for this license type as set forth in AS 04.21.025 and 3 AAC 305.700.

I hereby certify that I am the person herein named and subscribing to this application and that I have read the complete application, and I know the full content thereof. I declare that all of the information contained herein, and evidence or other documents submitted are true and correct. I understand that any falsification or misrepresentation of any item or response in this application, or any attachment, or documents to support this application, is sufficient grounds for denying or revoking a license/permit. I further understand that it is a Class A misdemeanor under Alaska Statute 11.56.210 to falsify an application and commit the crime of unsworn falsification.

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Receipt Number: 100972913

Payment Date: 11/27/2024 11:13:52 AM

Documents

#	File Name	Type	Added On
1	Waiver of Ops License 4547.pdf	Renewal Additional Document	11/26/2024 04:20 PM



Alaska Alcoholic Beverage Control Board

Form AB-29: Waiver of Operation Application

Why is this form needed?

This form is the means by which a licensee may request that the Alcoholic Beverage Control (ABC) Board waive the operating requirement of AS 04.11.330(a)(3) or (d). If a recreational site license has not been operated at least once in a calendar year, or if a license of any other type has not been operated for at least 240 hours in each calendar year, then a complete copy of this form and the corresponding fees must be submitted for that calendar year, per 3 AAC 304.170.

This application must be accompanied by a non-refundable waiver application fee of:

- for a 1st request, an amount equal to ½ the applicable biennial license fee; or
- for a 2nd or subsequent request, double the amount of the fee paid for the previous waiver application.

The ABC Board will determine whether, through no fault of the licensee or because the premises are under construction, the licensed premises count not be operated for the required time during the calendar year. The ABC Board may impose conditions along with the approval of an application for waiver, and it may deny a third or subsequent application for waiver. If an application for waiver is denied, an application for license renewal for the succeeding license period will be denied by the Board. In addition to the waiver application fee, the applicant must pay a late fee of \$1,000 for an application that is received too late for Board consideration at its meeting before November 30 of the year for which the waiver is requested. Please check AMCO's website for meeting agenda deadlines.

Please note that a licensee must submit a separate completed copy of this form and pay a separate corresponding fee for each license and for each calendar year during which a license was not operated in compliance with AS 04.11.330.

Section 1 – Establishment Information

Enter information for the license that has not been operated for the time required under AS 04.11.330.

Licensee:	Humble Roots LLC	License Number:	4547		
License Type:	Beverage Dispensary License				
DBA:	Humble Roots Beer Project				
Premises Address:	314 Wendell Avenue				
City:	Fairbanks	State:	Alaska	ZIP:	99701
Local Governing Body:	City of Fairbanks				

Section 2 – Request Number and Calendar Year

1st Request 2nd Request 3rd Request Other _____

Request for Calendar Year 2024



Alaska Alcoholic Beverage Control Board

Form AB-29: Waiver of Operation Application

Section 3 – Reason for Non-operation

Provide an explanation as to why the licensed premises were not operated:

Our license is currently only approved with delegation by AMCO, and not effectuated, pending certificate of occupancy and DEC approval of our tavern/bar permit. Due to construction not being complete, we were unable to operate in 2024. We intend on being open by February or March 2025.

Section 4 – Certifications

The following must be completed for establishments located within the boundaries of a local governing body:

Read the line below, and then sign your initials in the box to the right of the statement:

Initials

I certify that I will provide a true copy of this application to the local governing body listed on Page 1 of this form prior to ABC Board consideration of this application.

TM

I hereby certify that I am the person herein named and subscribing to this application and that I have read the complete application, and I know the full content thereof. I declare that all of the information contained herein, and evidence or other documents submitted are true and correct. I understand that any falsification or misrepresentation of any item or response in this application, or any attachment, or documents to support this application, is sufficient grounds for denying or revoking a license/permit. I further understand that it is a Class A misdemeanor under Alaska Statute 11.56.210 to falsify an application and commit the crime of unsworn falsification.

TM

Talon Mensik

Printed name of licensee

Signature of licensee

Office Use Only

Waiver Application Fee:		Late Fee:		Transaction #:	
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Alaska Alcoholic Beverage Control Board

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License Type:	Beverage Dispensary License				
DBA:	Humble Roots Beer Project				
Premises Address:	314 Wendell Avenue				
City:	Fairbanks	State:	Alaska	ZIP:	99701
Local Governing Body:	City of Fairbanks				

Section 2 – Request Number and Calendar Year

1st Request 2nd Request 3rd Request Other _____

Request for Calendar Year 2023



Alaska Alcoholic Beverage Control Board

Form AB-29: Waiver of Operation Application

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TM

Talon Mensik

Printed name of licensee

Signature of licensee

Office Use Only

<i>Waiver Application Fee:</i>		<i>Late Fee:</i>		<i>Transaction #:</i>	
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Alaska Alcoholic Beverage Control Board

Form AB-29: Waiver of Operation Application

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Section 1 – Establishment Information

Enter information for the license that has not been operated for the time required under AS 04.11.330.

Licensee:	HUMBLE ROOTSLLC	License Number:	4547		
License Type:	BEVERAGE DISPENSARY				
DBA:	HUMBLE ROOTS BEER PROJECT				
Premises Address:	314 WENDELL AVENUE				
City:	FAIRBANKS	State:	Alaska	ZIP:	99701
Local Governing Body:	FAIRBANKS CITY COUNCIL				

Section 2 – Request Number and Calendar Year

1st Request 2nd Request 3rd Request Other _____

Request for Calendar Year 2022



Alaska Alcoholic Beverage Control Board

Form AB-29: Waiver of Operation Application

Section 3 – Reason for Non-operation

Provide an explanation as to why the licensed premises were not operated:

COVID FOR 2021. 314 WENDELL AVENUE is new construction and could not be completed in the summer of 2022. The foundation is in and the plans are waiting to be approved by the Building Department.

Section 4 – Certifications

The following must be completed for establishments located within the boundaries of a local governing body:

Read the line below, and then sign your initials in the box to the right of the statement:

Initials

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RAM

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RAM

RICK MENSİK

Printed name of licensee

Signature of licensee

Office Use Only

Waiver Application Fee:	\$ 1250	Late Fee:	\$ 1000	Transaction #:	
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