



MEMORANDUM

TO: Alcoholic Beverage Control Board

DATE: January 25, 2025

FROM: Kristina Serezhenkov, Acting Local
Government Specialist/Regulations
Specialist

RE: #6027 UnCommon Pizza

Requested Action: Review confidential form AB-33 Restaurant Receipts Affidavit in conjunction with the 2024/2025 Renewal Application.

Statutory and Regulatory Authority: **AS 04.06.090(b):** “The board shall review all applications for licenses and endorsements made under this title and may order the director to issue, renew, revoke, transfer, or suspend licenses, endorsements, and permits authorized under this title.”

AS 04.09.210(e): The holder of a restaurant or eating place license shall ensure that gross receipts from the sale of food for consumption on the licensed premises are not less than the total of the gross receipts from the sale of alcoholic beverages for consumption on the licensed premises in each calendar year. At the time the holder submits an application for renewal of the license, the holder shall submit a statement to the board certifying that the holder has met the requirement under this subsection for the designated period of the license under AS 04.11.680. The board may renew a restaurant or eating place license only if the licensee's statement provides evidence satisfactory to the board that, during the designated period of the license under AS 04.11.680, the gross receipts from the sale of food for consumption on the licensed premises were not less than the total of the gross receipts from the sale of alcoholic beverages for consumption on the licensed premises.

3 AAC 305.312(c) Unlicensed portion of business holding restaurant or eating place or seasonal restaurant or eating place tourism licenses.

(c) Gross receipts generated from business conducted on unlicensed portions of a licensed business are excluded from the calculation of gross receipts for the of this section, AS 04.09.210, and 04.09.360.

3 AAC 305.355(b). Caterer's permits.

(b) A restaurant and eating place licensee or a seasonal restaurant or eating place tourism licensee may hold a restaurant caterer's permit to sell brewed beverages and wine before and during the service of food provided by the licensee at a single dining event held off the holder's licensed premises. The licensee shall comply with the requirements for gross receipts from food sales for a restaurant or eating place license under AS 04.09.210(e) or a seasonal restaurant or eating place tourism license under AS 04.09.360(g).

Staff Rec.: Consider renewal application and Form AB-33 in accordance with AS 04.09.210(e)

Background: During the 2024/2025 licensing renewal period the licensee submitted a timely renewal application and it was deemed complete on November 1, 2024. As part of the renewal documentation for license type Restaurant or Eating Place license under AS 04.09.210, the licensee submitted a Restaurant Receipts Affidavit (Form AB-33) which showed that the restaurant's receipts from the sale of food on the licensed premises constituted less than 50% of the gross receipts (food plus alcohol sales) for calendar year 2023. The protest period for the City of Bethel lapsed on 12/31/2024 and no protest was received.

Attachment:
Confidential Form AB-33 provided separately
AB-33 Correspondence
AB-17 Renewal Application 2024/2025
Complete Renewal Notice to Licensee and City of Bethel



Alaska Alcoholic Beverage Control Board

Form AB-33: 2024/2025 Restaurant Receipts Affidavit

What is this form?

A restaurant or eating place licensee must file a complete copy of this form along with its 2024/2025 license renewal application, in order to provide evidence to the Alcoholic Beverage Control Board that this licensed restaurant's receipts from the sale of food upon the licensed premises constitute no less than 50% of the gross receipts (food + alcohol sales) of the licensed premises for each calendar year in 2022 and 2023, as currently required by AS 04.11.100(e) which will be repealed once AS 04.09.210(e) is in effect January 1, 2024. This form is confidential.

This form must be completed and submitted with Form AB-17 to AMCO's main office before a license renewal application may be reviewed.

Section 1 - Establishment Information

This form is being submitted for the following license:

Licensee:	UCP 49 LLC	License #:	6027
License Type:	Restaurant and Eating Place		
Doing Business As:	UnCommon Pizza		

Section 2 - Gross Receipts for 2022 and 2023

Please fill out the following information carefully, contact AMCO staff if you have questions regarding this form. Enter the dollar amounts of the food and gross (food + alcohol) receipts on the licensed premises and calculate the percentage of gross revenue that is from food sales on the licensed premises for each calendar year. (Food Revenue ÷ Gross Revenue x 100 = %)

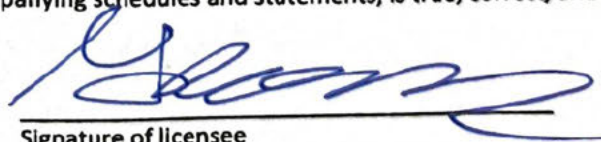
		%
2022 Food Sales	2022 Food + Alcohol Sales	2022 Percent from Food

		%
2023 Food Sales	2023 Food + Alcohol Sales	2023 Percent from Food

I declare under penalty of perjury that this form, including all accompanying schedules and statements, is true, correct, and complete.

Grant W. Keener, Managing Member

Printed name of licensee



Signature of licensee

From: [Grant Keener](#)
To: [Serezhenkov, Kristina R \(CED\)](#)
Cc: [CED ABC Alcohol Licensing \(CED sponsored\)](#)
Subject: Re: 6027 Incomplete 24-25 Renewal of License- Need AB-33 Form- Return when complete
Date: Wednesday, October 23, 2024 10:22:52 AM
Attachments: [AB-33 UCP 49 LLC #6027.pdf](#)

CAUTION: This email originated from outside the State of Alaska mail system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Kristina,

Attached, please find the completed form AB-33 for UCP 49 LLC's (#6027) license renewal. Please note that the food sales indicated on the form do NOT include the cash value of donations that were made to various charitable causes in Bethel. It is unclear whether such donations are considered "sales" for purposes of form AB-33. If the donations are included, then our food percentage would be slightly higher. Please let me know if you would like me to redo the form with the donations included, or if you have any other questions.

Best wishes,
Grant

Grant Keener
Managing Member
UCP 49 LLC
(217) 840-9059

On Mon, Oct 14, 2024 at 6:13 PM Serezhenkov, Kristina R (CED)
<kristina.serezhenkov@alaska.gov> wrote:

Hello,

I have reviewed the renewal application for Restaurant Eating Place license #6027 dba UnCommon Pizza. At this time, the application is **considered incomplete**.

To complete the application, fill out the attached **AB-33 Restaurant Receipts form** for and return it to me via email.

In order to make the next scheduled board meeting on 11/19/24 your response is required as soon as possible.

Thank you for your immediate diligence toward completing your application.

Kristina Serezhenkov

Regulations Specialist 2/Acting Local Government Specialist

Alcohol and Marijuana Control Office

550 West 7th Avenue, Suite 1600

Anchorage, Alaska 99501

907-269-0359



Document reference ID : 1740

Renewal Application Summary

Application ID:	1740
License No:	6027
License Type applied for Renewal:	Restaurant Eating Place License (REPL)
Licensee Name:	Ucp49 , Llc
Application Status:	In Review
Application Submitted On:	12/27/2023 10:57 PM

Entity Information

Business Structure:	Limited liability company
FEIN/SSN Number:	
Alaska Entity number (CBPL):	10129961
Alaska Entity Formed Date:	
Home State:	

Entity Contact Information

Entity Address:	6070 Main St, East Petersburg, PA, 17520
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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?:

Confirmed regular, continuous operations in calendar year 2022

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

Confirmed regular continuous operations in calendar year 2023 K. Serezhenkov AMCO

Please select the seasonality:

Year-round

Please select the reason to update license.:

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

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.

Signature

Electronic Signature not collected; application submitted based on paper form.

Payment Info

Payment Type : CC

Payment Id: ca566566-27b4-4a33-a05b-0391091d3857

Receipt Number: 100739898

Payment Date: 12/27/2023 1:58:25 PM



Document reference ID : 1740

Licensing Application Summary

Application ID: 1740

Applicant Name: Ucp49 , Llc

License Type applied for: Restaurant Eating Place License (REPL) (AS 04.09.210)

Application Status: In Review

Application Submitted On: 12/27/2023

Entity Information

Business Structure: Limited liability company

Alaska Entity Number (CBPL): 10129961

Entity Contact Information

Entity Address: 6070 Main Street, East Petersburg, PA, 17520, USA

Ownership / Principal Party Details

Principal Parent Entity	Principal Party	Role	%Ownership
Ucp49 , Llc	Amw Construction, Inc.	Member	10
Ucp49 , Llc	Kissel Hill Pizza Llc	Member	60
Ucp49 , Llc	Alex Wasierski	Member	10
Ucp49 , Llc	Aaron Hostetter	Member	10
Ucp49 , Llc	Grant Keener	Member	10

Premises Address

Nearest municipality, city, and/or borough: Bethel

Country, State, Zip: AK, United States,

Basic Business information

Business/Trade Name: UnCommon Pizza

Local Government and Community Council Details

City/Municipality Bethel

Borough Unorganized Borough

Restaurant Detail

Dining after standard closing hours: AS 04.16.010(c) No

Dining by persons 16 – 20 years of age: AS 04.16.049(a)(2) Yes

Dining by persons under the age of 16 years, accompanied by a person over the age of 21: AS 04.16.049(a)(3) Yes

Employment for any persons under 21 years of age: AS 04.16.049(c) Yes

Food Service Permit

Entertainment & Service

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.

I certify I have provided a menu of a variety of types of food appropriate for meals that are prepared on the licensed premises.

I certify that non-employees under 21 years of age will not enter and remain on the licensed premises except for the purposes of dining only.

I certify that the sale and service of food and alcoholic beverages and any other business on the licensed premises is under the sole control of the licensee.

I certify the licensed premises is a bona fide restaurant as defined in AS 04.21.080(b).

I certify there is supervision on the licensed premises adequate to reasonably ensure that a person under 21 years of age will not gain access to alcoholic beverages.

Signature

Electronic Signature not collected; application submitted based on paper form.

Payment Info

Payment Type : CC

Payment Id: ca566566-27b4-4a33-a05b-0391091d3857

Receipt Number: 100739898

Payment Date: 12/27/2023 1:58:25 PM



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

November 1, 2024

From: Alcohol.licensing@alaska.gov ; amco.localgovernmentonly@alaska.gov

Licensee: Ucp49, Llc
DBA: UnCommon Pizza
VIA email: grant.w.keener@gmail.com
Local Government 1: Bethel
Local Government 2: N/A
Via Email: lstrickler@cityofbethel.net; cityclerk@cityofbethel.net
Community Council: N/A
Via Email: N/A

RE: Restaurant Eating Place License #6027 Combined Renewal Notice

License Number:	6027
License Type:	Restaurant Eating Place
Licensee:	Ucp49 Llc
Doing Business As:	Uncommon Pizza
Physical Address:	401 Chief Eddie Hoffman Highway,
Licensee Contact Tel.	907-401-0127

License Renewal Application

Endorsement Renewal Application

Dear Licensee:

Our staff has reviewed your application after receiving your application and required fees. Your renewal documents appear to be in order, and I have determined that your application is complete for purposes of AS 04.11.510, and AS 04.11.520.

Your application is now considered complete and will be sent electronically to the local governing body(ies), your community council if your proposed premises is in Anchorage or certain locations in the Matanuska-Susitna Borough, and to any non-profit agencies who have requested notification of applications. The local governing body(ies) will have 60 days to protest the renewal of your license.

Your application will be scheduled for the **November 19, 2024**, board meeting for Alcoholic Beverage Control Board consideration. The address and call-in number for the meeting will be posted on our home page. The

board will not grant or deny your application at the meeting unless your local government waives its right to protest per AS 04.11.480(a).

Please feel free to contact us through the Alcohol.licensing@alaska.gov email address if you have any questions.

Dear Local Government:

We have received completed renewal applications for the above listed licenses within your jurisdiction. This is the notice required under AS 04.11.480. A local governing body may protest the issuance, renewal, relocation, or transfer to another person of a license with one or more endorsement, or issuance of an endorsement by sending the director and the applicant a protest and the reasons for the protest in a clear and concise statement within 60 days of the date of the notice of filing of the application. A protest received after the 60-day period may not be accepted by the board, and no event may a protest cause the board to reconsider an approved renewal, relocation, or transfer.

To protest any application(s) referenced above, please submit your written protest for each within 60 days to AMCO and provide proof of service upon the applicant and proof that the applicant has had reasonable opportunity to defend the application before the meeting of the local governing body.

If you have any questions, please email amco.localgovernmentonly@alaska.gov.

Dear Community Council (Municipality of Anchorage and Mat-Su Borough only)

We have received a completed renewal application for the above listed license (see attached application documents) within your jurisdiction. This letter serves to provide written notice to the above referenced entities regarding the above application, as required under AS 04.11.310(b) and AS 04.11.525.

Please contact the local governing body with jurisdiction over the proposed premises for information regarding review of this application. Comments or objections you may have about the application should first be presented to the local governing body.

If you have any questions, please email Alcohol.licensing@alaska.gov

Sincerely,

Lizzie Kubitz, Acting Director
907-269-0350