THE STATE of ALASKA
GOVERNOR MIKE DUNLEAVY

Department of Commerce, Community, and Economic Development
ALCOHOL & MARIJUANA CONTROL OFFICE
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Anchorage, Alaska 99501
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MEMORANDUM

TO: Alcoholic Beverage Control Board

DATE: January 28, 2025

FROM: Kristina Serezhenkov, Local Gov. Specialist

RE: For board consideration: Haines Borough petition for additional Restaurant and Eating Place licenses under AS 04.11.405.

The Haines Borough has submitted a petition to the board in accordance with AS 04.11.405 requesting 6 additional Restaurant and Eating Place licenses (REPL). Haines Borough currently has three REPL's which is above the population limit allowing for two (one public convenience license was converted to REPL when SB9 repealed the public convenience license).

AS 04.11.405(b) states that following a public hearing, the board may issue one or more additional REPLs under AS 04.09.210, within the boundaries of the municipality, if the board finds that

(1) the Municipality

(A) serves as a center for commercial activity within and outside the boundaries of the municipality by providing goods and services to a population that is greater than the permanent resident population within the boundaries of the municipality; – *para. thee, four and five (P3, P4, P5) of the resolution. Borough population is listed at 2,575*

(B) maintains a local law enforcement department; – *P7 of the resolution with five sworn peace officers*

(C) exercises planning or land use authority; – *P8 of the resolution* and;

(D) at the time of the petition, meets or exceeds the maximum limit under AS 04.11.400(a) for REPLs issued under AS 04.09.210 – *P9 of the resolution. Haines Borough has three REPLs issued (2,575 pop. / 1,500 ratio = 1.71, or two REPLs)*

(2) the number of additional licenses does not exceed the number of additional licenses requested by the municipality in the petition; and

(3) granting the additional licenses is in the public interest

The Haines Borough resolution includes the following required information:

(1) Information demonstrating that the petitioner meets the criteria of subsection (b) above;

(2) The most recent estimate of the number of people who claim residency or work outside the boundaries of the municipality and who are served by the municipality, including the
   (A) Population located outside the boundaries of the municipality that relies on the municipality for goods and services – *P10 of resolution*
   (B) Visitor population; and – *P6 of resolution. Approximately 173,500 visitors in 2023*
   (C) Nonresident worker population that resides in the municipality, but that is not counted in the latest federal or state census for the municipality; – *P10 of resolution*

(3) The number of existing restaurant or eating place licenses
   (A) Within the boundaries of the municipality – *P9 of resolution*
   (B) In a geographic area that the municipality serves under (2) of subsection (b) – *P9 of resolution*

(4) Information showing that the number of additional licenses requested does not exceed one license for each 1,500 population of the population identified under (2) of subsection (b) – *P10 of resolution (173,000/1,500 = 115.33)*

If the board grants the Haines Borough petition for additional restaurant or eating place licenses under AS 04.11.405, the board may not authorize additional restaurant or eating place licenses to the same municipality under this statute for the following year (04.11.405(d)).

Kristina Serezhenkov
Local Government Specialist
Alcohol and Marijuana Control Office

Attachments include:

Haines Borough Resolution #24-05-1111
Checklist for AS 04.11.405