

Fairview Community Council Resolution 2015-03

A Resolution Protesting the Conditional Use Permit for 1139 Gambell St.

Whereas, 1139 Gambell St. is parcel 002-132-13-000, described as Third Addition, Block 17B, Lot 7A, currently owned by Gambell Street Properties, LLC; and

Whereas, Darryl Thompson is the sole owner of Gambell Street Properties; and

Whereas, the package store known as Spirits of Alaska is located at 1139 Gambell St.; and

Whereas, in response to concerns raised by community members, the Fairview Community Council ("Council") engaged Spirits of Alaska and the Oaken Keg, the other package store in Fairview, in a collaborative approach to curb the problem of chronic public inebriates; and

Whereas, after fourteen months working collaboratively with Spirits of Alaska to try to address the problem of chronic public inebriates, the problem continued to be adverse to the neighborhood; and

Whereas, the Council successfully requested that the Anchorage Assembly protest renewal of Spirits of Alaska's Package Store License with the State of Alaska Alcoholic Beverage Control Board (the "ABC"); and

Whereas, the ABC found that the cause for protest was neither arbitrary nor capricious nor unreasonable; and

Whereas, since the closing of Spirits of Alaska on April 29, 2015, there have been documented statistically significant fewer calls for police-service to the vicinity of 1139 Gambell St.; and

Whereas, Anchorage Assembly resolution AR 95-198, passed on September 12, 1995, approved a conditional use for sales of alcoholic beverages (package store) for the parcel located at Third Addition, Block 18A, Lot 7A; and

Whereas, the property at 1139 or 1149 Gambell St has become engrained in the behavioral fabric of the chronic inebriate population as a convenient location to acquire cheap alcohol products and ancillary products of abuse; and

Whereas, the existing conditional use would allow a package store other than Spirits of Alaska to operate at that location; and

Whereas, the existing conditional use, established in 1995, does not effectively manage the problems associated with this site; and

Whereas, the section of 12th Avenue between Ingra and Hyder has presented a myriad of problems with land use, code enforcement, public safety, and illegal activity; and

Whereas, it is the assertion of the Council that a package store at 1139 or 1149 Gambell St. is not in the best interests of the community.


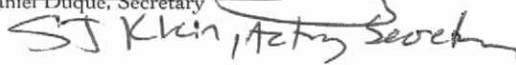
Therefore, Be it Resolved that the Fairview Community Council finds that package liquor sales is not an appropriate land use for the parcel located at Third Addition, Block 18A, Lot 7A, and

Be it Further Resolved that the Council formally protests the Conditional Use Permit for the parcel located at Third Addition, Block 18A, Lot 7A, and

Be it Further Resolved that the Council requests that the Planning and Zoning Commission and Anchorage Assembly remove the conditional use associated with the parcel located at Third Addition, Block 18A, Lot 7A.

Approved on June 11, 2015 by a vote of 19 Ayes and 0 Nays.


Christopher Constant, President


Daniel Duque, Secretary

SJ Klein, Acting Secretary