

**Fairview Community Council
Resolution CS-2013-06**

Whereas, the area around 13th and Gambell has been a gathering spot for a population of chronic public inebriates for many years; and

Whereas, this population is associated with a variety of undesirable public behaviors that are negatively impacting the livelihoods of nearby property owners and the quality-of-life of other users of this public space; and

Whereas, there are two licensed package stores in the Fairview Community Council area: Spirits of Alaska at 1149 Gambell St. and Oaken Keg at 1340 Gambell St.; and

Whereas, according to the Anchorage Police Department, the 13th and Gambell intersection has one of the highest densities of calls-for-service in the entire city; and

Whereas, according to the Anchorage Police Department, there is no evidence that alcohol is being brought in from any other part of the city for consumption in Fairview by chronic public inebriates; and

Whereas, the Anchorage Police Department has documented numerous incidents of alcohol being sold to intoxicated individuals by both package stores; and

Whereas, Alaska Statute 04.11.330(a)(1) states that “ An application requesting renewal of a license shall be denied if the [Alcohol Beverage Control] Board finds, after review of all relevant information, that renewal of the license would not be in the best interests of the public.”

Therefore, be it resolved that the Fairview Community Council has a responsibility to hold package stores in Fairview accountable for their actions, or lack thereof; and

Be it resolved that the Fairview Community Council is committed to working in a collaborative fashion with the owners and/or managers of both Spirits of Alaska and Oaken Keg and the Anchorage Police Department to develop an action plan by March 31, 2014 for immediate implementation; said collaboration will include revisions of existing conditions attached to conditional use permits, potential amendments to Anchorage Municipal Code 10.50.045 “Area conditions for land use by licensed premises,” creation of a strategy to prevent the sale of alcohol to certain chronic public inebriates, and a methodology for assessing the effectiveness of the action plan; and

Be it resolved that the Fairview Community Council expects the two package stores to implement the action plan no later than April 1, 2014; and

Be it resolved that the Fairview Community Council will assess the compliance of the package stores with the action plan and the effectiveness of the plan in collaboration with the package stores and the Anchorage Police Department; and

Be it resolved that if the Fairview Community Council determines that a package store is not collaborating in the design of the action plan in good faith, has failed to comply with the implementation of the action plan, or is uncooperative in efforts to assess the effectiveness of the action plan, the Fairview Community Council will seek the revocation or denial of renewal of the package store’s liquor license.

___ Approved ___ Disapproved this ___ day of ___, 2014.

SJ Klein, President