

Liquor License Renewal Applications for Fat Olives

Item Type: Action Memorandum

Prepared For: Mayor Lord and Homer City Council

Date: August 11, 2025

From: Renee Krause, MMC, ADAC, City Clerk/ADA Coordinator

The City Clerk's Office has been notified by the Alcohol and Marijuana Control Office of a Liquor License Application Renewal within the City of Homer for the following:

Type: Restaurant or Eating Place

License #: 4315
DBA Name: Fat Olives

Service Location: 276 Ohlson Lane, Homer, AK, 99603

Licensee: Kelt, LLC

Designated Licensee: Steve & Lisa Nolan

Email Address: <u>tlnolanak@gmail.com</u>; <u>fatoliveshomer@gmail.com</u>

Phone #: 509-845-9856

Recommendation:

Voice non-objection and recommend AMCO approve the Liquor License Application.

Attachments:

AMCO Application Packets for: KELT, LLC Homer Police Department Non-Objection



Department of Commerce, Community, and Economic Development

ALCOHOL & MARIJUANA CONTROL OFFICE 550 West 7th Avenue, Suite 1600 Anchorage, AK 99501

Main: 907.269.0350

August 4, 2025

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

Licensee: Kelt, LLC DBA: Fat Olives

VIA email: Tlnolanak@gmail.com; fatoliveshomer@gmail.com;

CC: None

Local Government 1: Homer

Local Government 2: Kenai Peninsula Borough

Via Email: micheleturner@kpb.us; sessert@kpb.us; mjenkins@kpb.us; nscarlett@kpb.us; mboehmler@kpb.us; rraidmae@kpb.us; slopez@kpb.us; jrasor@kpb.us; hmills@kpb.us;

mjacobsen@ci.homer.ak.us; rkrause@ci.homer.ak.us; clerk@ci.homer.ak.us;

Community Council: n/a

Via Email: n/a

Re: Restaurant or Eating Place License #4315 Combined Renewal Notice for 2025-2026 Renewal Cycle

License Number:	#4315
License Type:	Restaurant or Eating Place
Licensee:	Kelt, LLC
Doing Business As:	Fat Olives
Physical Address:	276 Ohlson Lane Homer, AK 99603
Designated Licensee:	Steven & Lisa Nolan
Phone Number:	509-845-9856;
Email Address:	Tlnolanak@gmail.com; fatoliveshomer@gmail.com;

∠ License Renewal Application □	Endorsement Renewal Application
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Dear Licensee:

Our staff has reviewed your application after receiving your application and the 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(s), your community council, if your proposed premises are 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(s) will have 60 days to protest the renewal of your license.

Your application will be scheduled for the **September 16th, 2025** 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 <u>Alcohol.licensing@alaska.gov</u> 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 endorsements, 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 in 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 a 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 complete 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 the 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, Alysha Pacarro, Licensing Examiner II For Kevin Richard, Director



alcohol.licensing@alaska.gov

https://www.commerce.alaska.gov/web/amco

Phone: 907.269.0350

Alaska Alcoholic Beverage Control Board

Form AB-17: 2025/2026 General Renewal Application

- This form and any required supplemental forms must be completed, signed by the licensee, and postmarked no later than December 31, 2024, per AS 04.11.270, 3 AAC 305.050, with all required fees paid in full, or a non-refundable \$500.00 late fee applies.
- Any complete application for renewal and required fees that have not been postmarked, emailed, or submitted through AK-ACCIS by February 28, 2025, will result in expiration of the alcoholic beverage license per AS 04.11.540.
- All fields of this application must be deemed complete by AMCO staff and must be accompanied by the mandatory fees and all
 documents required, or the application will be returned without being processed, per AS 04.11.270.
- Receipt and/or processing of renewal payments by AMCO staff neither indicates nor guarantees in any way that an application
 will be deemed complete, renewed, or that it will be scheduled for the next ABC Board meeting.

	Section 1 - Establishme	nt Contact	information			
Doing Business As:	Fat Olives			License	#:	4315
your mailing address has chan	ged, write the NEW address below:					
Mailing Address:	POB 397					
City:	Homer	State:	AK		ZIP:	9960
	Section 2 – Licensee Co	ntact Inform	nation			
	l listed below must be part of the owner ontact regarding this license unless the	•		d in Section :	1. This p	erson
Contact Licensee:	LISA Nolan		Contact Phor	ne:	509	-845-985
Contact Email:	TL Nolan AK	@gm	ail o Ca	om		
Name of Contact:	O		Contact Phon	ne:		
Contact Email:						
	Section 3 – Renewal of End	orsement o	or Endorsem	ents		
				١	ES NC)
Do you have an active endorsem f YES answer ONE of the below	ent(s) associated to the license you are questions in the affirmative:	renewing? If no	skip to the next se	ection.		Z
I. I will renew ALL of my activ	e endorsement or endorsements.			Ţ		
. I will NOT renew ANY of my	active endorsement or endorsements.]		
	e of my active endorsement or endorse ents I do NOT want to renew.	ments and I am I	isting here the			
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alcohol.licensing@alaska.gov

https://www.commerce.alaska.gov/web/amco

Phone: 907.269.0350

Section 4 – for Package Stores ONLY: Written Order Information
Package Stores ONLY: Do you intend to sell alcoholic beverages and ship them to another location in response to written solicitation in calendar years 2025 and/or 2026? If so, if you have not already done so, you will need to apply for a Shipping Endorsement here: https://accis.elicense365.com/#
Section 5 – Ownership Structure Certification
YES NO
Did the ownership structure of the licensed business change in 2023/2024?
If Yes and you have NOT notified AMCO, you will need to apply for a Change of Officials here: https://accis.elicense365.com/#
If No, certify the statement below by initialing the box to the right of the statement: I certify that the ownership structure of the business who owns this alcohol license did not change in any way during the calendar years 2023 or 2024.
Section 6 – License Operation
Unless you continuously operated (more than 240 hours) in 2023 or 2024, check ONE BOX for EACH CALENDAR YEAR that best describes how this alcoholic beverage license was operated as set forth in AS 04.11.330:
1. The license was only operated during a specified time (seasonal) each year. (Not to exceed 6 months per year) If your seasonal operation dates have changed, list them below:
to
2. The license was only operated to meet the minimum requirement of 240 total hours each calendar year. A complete AB-30: Proof of Minimum Operation Checklist, and all documentation and corresponding fee must be provided with this form, or through AK-ACCIS here: https://accis.elicense365.com/#
3. The license was not operated at all or was operated less than the minimum requirement of 240 total hours each year, during one or both calendar years. A complete Form AB-29: Waiver of Operation Application and corresponding fees must be submitted with this application for each calendar year during which the license was not operated. You may submit this through AK-ACCIS here: https://accis.elicense365.com/#
Section 7 - Violations and Convictions
YES NO
Have any Notices of Violation been issued for this license in 2023 or 2024?
Has any person or entity in this application been convicted of a violation of Title 04, 3AAC 304, 3 AAC 305 or a local ordinance adopted under AS 04.21.010 in 2023 or 2024?
If you checked YES, you MUST attach a list of all Notices of Violation and/or Convictions per AS 04.11.270(a)(2). If you are unsure if you have received any Notices of Violation, contact the office before submitting this form.
RECEIVED
Section 8 - Certifications
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, contect, and complete. Under the State OF ALASKA



alcohol.licensing@alaska.gov

https://www.commerce.alaska.gov/web/amco

Phone: 907.269.0350

• 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.

Printed name of licensee

Signature of licensee

Restaurant and Eating Place applications must include a completed AB-33: Restaurant Receipts Affidavit

Sporting Activity/Recreational Site applications must include a completed AB-36: Sporting Activity/Recreational Site Statement

Beverage Dispensary Tourism applications must include a completed AB-37: Beverage Dispensary Tourism Statement

Wholesale applications must include a completed AB-25: Supplier Certification

Common Carrier vessel applications must include a current safety inspection certificate

Manufacturer Direct Shipment Licensees must apply for renewal through the AK-ACCIS online system here: https://accis.elicense365.com/#

New This Renewal- Endorsement Fee(s) and Paper Application Fee:

Endorsement renewals will require the biennial \$200.00 fee per endorsement. Multiple Fixed Counter Endorsements require ONE \$200.00 biennial fee regardless of how many fixed counters are attached to the license.

This paper form requires an additional submission fee of \$150.00 per 3 AAC 305.165(10). Avoid additional fees and apply through AK-ACCIS here: https://accis.elicense365.com/#

All renewal and supplemental forms are available online: https://www.commerce.alaska.gov/web/amco/AlcoholLicenseApplication.aspx

FOR OFFICE USE ONLY

\$ 1250.00	Application Fee:	\$ 300.00	Misc. Fee:	\$	(AIENVIISIO)
\$	Paper Form Fee	\$150.00		\$ -	Service and Control of the Control o
			Total Fees Due:	\$	19 2.12
	\$ 1250.00	11230100	77230.00	\$ Paper Form Fee \$150.00	7 Page 1

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alcohol.licensing@alaska.gov https://www.commerce.alaska.gov/web/amco

Phone: 907.269.0350

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 – Establishmen	tInformation	9	A Company
This form is being submitted	for the following lic	cense:			r.
Licensee:	KELT	LLC		License #:	4315
License Type:	Re	stourant/9	Eaters	Pla	ce
Doing Business As:	Fate	Hues ")	
		c D f.	- 2022 and	2022	
	CONTRACTOR OF STREET	Gross Receipts fo	and the second state of the second second	and the second second	orm. Enter the dellar
mounts of the food and gr	oss (food + alcohol)	lly, contact AMCO staff if yo receipts on the licensed pren	nises and calculate	the percentag	e of gross revenue tha
s from food sales on the lic	ensed premises for	each calendar year. (Food Re	evenue ÷ Gross Rev	enue x 100 = %)
\$		\$	X 100 =	90	%
2022 Food Sales		2022 Food + Alcohol Sa	les	2022 Perc	ent from Food
\$	÷	\$	X 100 =	90	%
2023 Food Sales		2023 Food + Alcohol Sal	es	2023 Perc	ent from Food
declare under penalty of p	perjury that this form	n, including all accompanying	schedules and stat	ements, is true	e, correct, and comple
	_		0 . (40	0
	Volar		Jusa /		<u>see</u> ve
Printed name of license	е	Signat	ure of licensee		
		,			
Form AB-331 (rev 10/24/2023)					Page 1 of 1

[Form AB-33] (rev 10/24/2023)

isa called

3/4/24

Notice of Violation

(3AAC 304.525)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 3/4/24

License #/Type: 4315 Restaurant / Eating Place

Licensee: Kelt, LLC

Address: 276 Ohlson Lane, Homer, AK

DBA: Fat Olives

AMCO Case #: 23-2062

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

On 10-19-23, an inspection was conducted at your establishment. It was learned that you employ 16 and 17 year olds. When asked to show the the Dept. of Labor work permits, they could not be produced during the inspection. A request was made for records. As a result of the request, using time sheets, there were at least 1396 violations of minor on a licensed premises between 2-25-21 to 12-19-23. Seventy-two of the violations were employment of a 15 year old. Two 16 year olds and one 17 year old were employed from 2-25-21 to 10-11-21. Those records were maintained on a prior point of sale system and could not be provided. Of the overall total of at least 1396, 186 violations continued after the inspection on 10-19-23.

Your attention is directed to AS 04.16.049(c): Access of persons under the age of 21 to licensed premises, AS 23.10.100: Employer to keep records, AS 23.10.355: Persons Under 21 and AS 04.21.030: Responsibility of licensee, agents, and employees

Certified Mail 7021 0950 0001 6767 0182

You are directed to respond in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a re-occurrence of this violation. FAILURE TO RESPOND TO THIS NOTICE OF VIOLATION WITHIN 10 DAYS WILL RESULT IN YOUR APPEARANCE, EITHER IN PERSON OR TELEPHONICALLY, BEFORE THE ABC BOARD AT THEIR NEXT REGULARLY SCHEDULED BOARD MEETING.

*Please send your response to the address below and include your alcohol license number in your response.

3 AAC 304.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Alcohol & Marijuana Control Office **ATTN: Enforcement** 550 W. 7th Ave, Suite 1600 Anchorage, Alaska 99501 amco.enforcement@alaska.gov

Issuing Investigator: J. Hamilton

Received by:

SIGNATURE: F.R. Hamilton

SIGNATURE

Delivered VIA: Mail

Date:





March 6th, 2024

To: Joe Hamilton

From: Steve Nolan, owner KELT, LLC DBA Fat Olives

276 Ohlson Lane Homer, Alaska 99603

License # 4315 Type: Restaurant/Eating Place

AMCO Case: 23-2062

RE: Steps taken to correct violations

Hello, Joe

Per our conversations, once we fully understood the regulations for work permits, we immediately submitted work permits for the minors whom we currently employ. All were approved and the individuals returned to work. We are currently compliant.

The steps we have taken to prevent another violation are as follows:

- 1 Updating all required forms.
- 2 Include a work permit form in new-hire paperwork.
- 3 Schedule first shift to start ONLY after work permit has been approved.
- 4 Educate all managers on Title IV regulations.

Again, we were unfamiliar with Title IV requirements that required work permits for employees 16-17 years-old. This error was by no means intentional, and we will enforce the law moving forward.

Thank you for working with us to correct this oversight.

Sincerely,

Steve Nolan

