

Original sponsors: Butrovich
and Miller

Offered: 3/18/69
Referred: Rules

1 IN THE SENATE BY THE LOCAL GOVERNMENT COMMITTEE

2 CS FOR SENATE BILL NO. 234

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SIXTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to liquor licenses."

7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

8 * Section 1. AS 04.10.270 is amended to read:

9 Sec. 04.10.270. RECOMMENDATION OF GOVERNING BODY [CITY COUNCIL]
10 IN LIEU OF PUBLIC CONSENT. An application for a transfer, renewal or
11 new license coming from within an incorporated municipality [TOWN] shall
12 have attached to the application, in lieu of the consent required in
13 sec. 190(a)(5) of this chapter, a recommendation of the city council
14 of the incorporated city, or, if the application is for premises within
15 the area of an organized borough outside the boundaries of an incorpora-
16 ted city, the recommendation of the borough assembly, [TOWN, TOGETHER
17 WITH A LIST OF AT LEAST FIVE REFERENCES FROM WITHIN THE CORPORATE
18 BOUNDARIES OF THE TOWN,] as to the integrity of the applicant and the
19 desirability of issuing a license for the premises mentioned in the
20 application. This recommendation is binding on the board unless the
21 board after a hearing as provided in this title determines that the
22 city council or borough assembly acted in a capricious or arbitrary
23 manner, and states in writing its findings as to the capricious or
24 arbitrary aspects of the action of the council or assembly. The failure
25 of the city council or borough assembly to act upon an application for
26 license within 30 days of receipt of the application is a default and
27 subjects the city to the penalty of losing its right to the refund
28 provided in sec. 460 of this chapter.
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