

LIQUOR COMMISSION
CITY AND COUNTY OF HONOLULU
PACIFIC PARK PLAZA
711 KAPIOLANI BOULEVARD, SUITE 600
HONOLULU, HAWAII 96813

AGENDA – FORTY-THIRD MEETING

THURSDAY, JUNE 1, 2017
4:00 P.M.

APPROVAL OF MINUTES:

The regular and executive session minutes of the 18th (11/17/16) and 20th (12/15/16) meetings, as previously circulated, to be approved by the Commission.

PUBLIC HEARING:

- | | | |
|----|---|---|
| 1. | Appl. No. 17-10849 from
Seven-Eleven Hawaii,
Inc., dba 7-Eleven
Stores, 900 Fort Street
Mall, #110 (Pioneer
Plaza) | For a Retail General license
(Prelim. Hrg. 4/6/17) |
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PRELIMINARY HEARINGS:

- | | | |
|----|---|---|
| 2. | Appl. No. 17-11012 from
YHB Ko'olau LLC, dba
Ko'olau Golf Club,
45-550 Kionaole Road,
Kaneohe | For a Restaurant General license
(Category No. 2 - Live
Entertainment or Recorded Music
and Dancing) |
| 3. | Appl. No. 17-11221 from
AGR, Inc., dba Brick
Oven Pizza, 1170 Auahi
Street, Store No. 250 | For a Restaurant General license
(Category No. 1 – Standard Bar) |

LICENSE APPLICATIONS:

Temporary License Application:

4. Appl. No. 17-10191 from Kailin LLC, dba Kailin LLC
- For a Temporary Dispenser General license (Category No. 1 – Standard Bar) at 98-199 Kamehameha Highway, #B-9, Aiea, the current site of Osaka Ramen (E1506)

REQUESTS:

5. Request No. 17-11429 from Turtle Bay Resort, LLC, dba Turtle Bay Resort, Hotel General license, 57-091 Kamehameha Highway, Kahuku (L0024)
- Requesting approval to permanently delete a portion of its licensed premises, approximately 3,500 square feet, at the Ocean Villas
- (Continued from May 25, 2017)
6. Request No. 17-11472 from Murphy’s Inc., dba Murphy’s Bar & Grill, Restaurant General license (Category No. 2 - Live Entertainment or Recorded Music and Dancing), 2 Merchant Street (R0887)
- Requesting approval to temporarily extend its licensed premises, to include Merchant Street between Nuuanu Avenue and Bethel Street, on Saturday, June 17, 2017, from 5:00 p.m. to 10:00 p.m.
- (12th Annual Fundraiser for the Hawaii Children’s Cancer Foundation)

REQUESTS: (CONT.)

7. Request No. 17-11473 from Murphy's Inc., dba Murphy's Bar & Grill, Restaurant General license (Category No. 2 - Live Entertainment or Recorded Music and Dancing), 2 Merchant Street (R0887)

Requesting approval to temporarily extend its licensed premises, to include Merchant Street between Nuuanu Avenue and Bethel Street, on Wednesday, August 16, 2017, from 6:00 p.m. to 10:00 p.m.

(22nd Annual Pigskin Pigout)
8. Request No. 17-11474 from Murphy's Inc., dba Murphy's Bar & Grill, Restaurant General license (Category No. 2 - Live Entertainment or Recorded Music and Dancing), 2 Merchant Street (R0887)

Requesting approval to temporarily extend its licensed premises, to include Merchant Street between Nuuanu Avenue and Bethel Street, on Thursday, September 7, 2017, from 6:00 p.m. to 10:00 p.m.

(8th Annual Hawaii Literacy Fundraiser)
9. Request No. 17-11599 from Ferguson's Irish Pub LLC, dba Ferguson's Irish Pub, Dispenser General license (Category No. 1 – Standard Bar), 729 Bishop Street (E0120)

Requesting approval to temporarily extend its licensed premises, approximately 16 feet by 50 feet, on intermittent dates from June 8, 2017 to September 8, 2017, from 11:00 a.m. to 12:00 midnight

REQUESTS: (CONT.)

10. Request No. 17-11601 from Sodexo Management, Inc., dba Sodexo Management, Inc. Requesting approval to move licenses from Sodexo Management, Inc., to Sodexo America, LLC

Restaurant Beer and Wine license (Category No. 2 - Live Entertainment or Recorded Music and Dancing), 1355 Lower Campus Road (R0297); and

Restaurant Beer and Wine license (Category No. 1 – Standard Bar), University of Hawaii Baseball Stadium (R0592); and

Restaurant General license (Category No. 2 - Live entertainment or Recorded Music and Dancing), 2465 Campus Road (R0068)

REQUESTS: (CONT.)

11. Korean Air Lines, Co.,
Ltd., dba Korean Air VIP
Lounge, Dispenser
General license
(Category No. 1 –
Standard Bar),
300 Rodgers Boulevard,
Building 350,
(Honolulu International
Airport) (E1552)

Requesting acceptance of
alternative documentation in lieu of
state or federal tax clearance
certificates required by HRS 281-
45(3)

(Continued from May 25, 2017)

(License renewed; not yet picked
up)

(May 4, 2017 hearing:
Licensee given 60-day extension
until July 4, 2017 to effect its
license)

[History: 7/7/16, 8/18/16,
11/17/16, 2/16/17, 4/27/17, 5/4/17,
5/25/17]
12. Mark S. Kawata, Esq., on
behalf of Debbie M.
Eichelberger

Requesting approval for
Ms. Eichelberger to renew license
of Ruma Spear LLC, dba Arnold's
Beach Bar & Grill, Dispenser
General license (Category No. 3 -
Live Entertainment or Recorded
Music and Dancing) (E1431)

OTHER BUSINESS:

13. Liquor Administrator

Review of Trans. Appl.
No. 17-7263 from Mahanaim Corp.,
for the transfer of the business and
Restaurant General license
(Category No. 1 – Standard Bar) of
KKM, LLC, dba Mikawon,
2310 Kuhio Avenue No. 102
(R0522)

(Application approved on
August 25, 2016; transfer not yet
effected)

(March 23, 2017 hearing:
Applicant given two-month
extension to effect its license)

14. Liquor Administrator

Review of Appl. No. 16-5175 from
DQMARC Limited Liability
Company, dba DQMARC Limited
Liability Company, for a
Restaurant General license
(Category No. 1 – Standard Bar) at
1160 Maunakea Street

(Application approved on July 7,
2016; license not yet issued)

(February 23, 2017 hearing:
Applicant given extension to
April 30, 2017 to effect its license)

ADOPTION OF DECISION AND ORDER:

15. Amnesia
(LCV 16-0211)
(E1480)

For adoption of Decision and
Order

ADOPTION OF DECISION AND ORDER: (CONT.)

- | | | For adoption of Decision and Order |
|-----|--|------------------------------------|
| 16. | Amnesia
(LCV 16-0225)
(E1480) | |
| 17. | Amnesia
(LCV 16-0455)
(E1480) | do. |
| 18. | Amnesia
(LCV 16-0414)
(E1480) | do. |
| 19. | Blue Ribbon Bar & Grill
LLC
(LCV 16-0094)
(E1537) | do. |
| 20. | Chinatown Liquors
(LCV 16-0060)
(D0705) | do. |
| 21. | Club 77
(LCV 16-0090)
(E0443) | do. |
| 22. | Club Serina
(LCV 16-0087)
(E0561) | do. |
| 23. | Food Pantry Express
(LCV 16-0134)
(D0640) | do. |
| 24. | Foodland Super Market,
Ltd.
(LCV 16-0078)
(D0577) | do. |

ADOPTION OF DECISION AND ORDER: (CONT.)

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| 25. | Foodland Super Market
Ltd Store No. 9
(LCV 17-0040)
(D0116) | For adoption of Decision and
Order |
| 26. | Hawaii Prince Hotel
Waikiki
(LCV 16-0196)
(L0013) | do. |
| 27. | Hawaii Prince Hotel
Waikiki
(LCV 16-0249)
(L0013) | do. |
| 28. | Irish Rose Saloon, Inc.
(LCV 16-0088)
(E0854) | do. |
| 29. | Walgreens
(LCV 17-0050)
(D1172) | do. |

ADJUDICATION HEARINGS:

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|-----|--|--|
| 30. | Club Spotlight
(LCV 16-0152)
(E1487) | Licensee employed persons in that
section of the licensed premises
where liquor is sold, served or
consumed without said employees
being properly registered with the
Commission (Violation of Rule
3-82-38.5(a)) (Date of violation:
On or about May 27, 2016) |
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(Continued from April 6, 2017)

ADJUDICATION HEARINGS: (CONT.)

31. Di's Karaoke
(LCV 16-0036)
(E1298)
- Licensee had some form of music, dancing, and/or entertainment, including but not limited to electronic gaming devices, card playing and table games, on the licensed premises, without prior authorization or approval from the Commission (Violation of rule 3-82-47.1(a)) (Date of violation: On or about February 19, 2016)
- (Continued from March 30, 2017)
32. Di's Karaoke
(LCV 16-0141)
(E1298)
- Licensee had some form of music, dancing, and/or entertainment, including but not limited to electronic gaming devices, card playing and table games, on the licensed premises, without prior authorization or approval from the Commission (Violation of rule 3-82-47.1(a)) (Date of violation: On or about May 6, 2016)
33. Hinone Mizunone
(LCV 17-0081)
(R0859)
- Licensee made physical alterations within its licensed premises without the prior written approval of the Commission (Violation of Rule 3-83-62(a)) (Date of violation: On or about March 15, 2017)

ADJUDICATION HEARINGS: (CONT.)

34. Tropics Tap House
(LCV 16-0052)
(E1531)

Licensee had live entertainment not authorized by the Commission (Violation of Rule 3-82-31.2) (Date of violation: On or about March 9, 2016)

(Continued from April 27, 2017, for penalty phase)

[History: 8/25/16, 9/29/16, 12/15/16, 4/27/17]

35. Tropics Tap House
(LCV 16-0076)
(E1531)

(1) Licensee failed to submit the name of every person then employed on the licensed premise who is registered with the Commission or who is subject to registration, on the date and in such manner as directed by the Commission (Violation of Rule 3-82-38.8) (Date of violation: On or about March 31, 2016 and/or during the period from March 1, 2016 to March 31, 2016)

(2) Licensee conducted business outside of the class or category authorized by the Commission (Violation of Rule 3-82-31.2(a)) (Date of violation: On or about April 7, 2016)

(Continued from April 27, 2017, for penalty phase)

[History: 8/25/16, 9/29/16, 12/15/16, 4/27/17]

ADJUDICATION HEARINGS: (CONT.)

36. Tropics Tap House
(LCV 16-0135)
(E1531)
- Licensee had live amplified music on premises and/or entertainment which was not authorized by the Commission (Violation of Rule 3-82-31.2(a)) (Date of violation: On or about April 29, 2016)
- (Continued from April 27, 2017, for penalty phase)
- [History: 12/15/16, 4/27/17]
37. Tropics Tap House
(LCV 16-0146)
(E1531)
- Licensee conducted business outside of the class or category authorized by the Commission (Violation of Rule 3-82-31.2(a)) (Date of violation: On or about May 13, 2016)
- (Continued from April 27, 2017, for penalty phase)
- [History: 9/29/16, 12/15/16, 4/27/17]
38. Tropics Tap House
(LCV 16-0202)
(E1531)
- (1) Licensee conducted business outside of the class or category authorized by the Commission (Violation of Rule 3-82-31.2(a)) (Date of violation: On or about July 7, 2016)

ADJUDICATION HEARINGS: (CONT.)

Tropics Tap House (LCV 16-0202) (E1531) (Cont.) (2) Licensee failed to obtain written permission from the Commission prior to installing or operating any system which provides music and enables customers to sing along with that music (i.e., “karaoke machines”) (Violation of Rule 3-82-47.1(b)) (Date of violation: On or about July 7, 2016)

(Continued from April 27, 2017, for penalty phase)

[History: 9/29/16, 12/15/16, 4/27/17]

39. Tropics Tap House (LCV 16-0209) (E1531) Licensee conducted business outside of the class or category authorized by the Commission (Violation of Rule 3-82-31.2(a)) (Date of violation: On or about June 30, 2016)

(Continued from April 27, 2017, for penalty phase)

[History: 9/29/16, 12/15/16, 4/27/17]

40. Tropics Tap House (LCV 16-0364) (E1531) Licensee conducted business outside of the class or category authorized by the Commission (Violation of Rule 3-82-31.2(a)) (Date of violation: On or about September 23, 2016)

(Continued from 4/27/17)

ADJUDICATION HEARINGS: (CONT.)

41. Tropics Tap House
(LCV 16-0377)
(E1531)
- Licensee conducted business outside of the class or category authorized by the Commission (Violation of Rule 3-82-31.2(a)) (Date of violation: On October 7, 2016)
- (Continued from April 27, 2017)
42. Tropics Tap House
(LCV 16-0462)
(E1531)
- Licensee conducted business outside of the class or category authorized by the Commission (Violation of Rule 3-82-31.2(a)) (Date of violation: On December 9, 2016)
- (Continued from April 27, 2017)
43. Tropics Tap House
(LCV 17-0010)
(E1531)
- Licensee conducted business outside of the class or category authorized by the Commission (Violation of Rule 3-82-31.2(a)) (Date of violation: On January 20, 2017)
- (Continued from April 27, 2017)
44. Tropics Tap House
(LCV 17-0013)
(E1531)
- Licensee conducted business outside of the class or category authorized by the Commission (Violation of Rule 3-82-31.2(a)) (Date of violation: On February 3, 2017)
- (Continued from April 27, 2017)

ADJUDICATION HEARINGS: (CONT.)

45. Tropics Tap House
(LCV 17-0016)
(E1531)
- Licensee conducted business outside of the class or category authorized by the Commission (Violation of Rule 3-82-31.2(a)) (Date of violation: On February 10, 2017)
- (Continued from April 27, 2017)
46. Tropics Tap House
(LCV 17-0036)
(E1531)
- Licensee conducted business outside of the class or category authorized by the Commission (Violation of Rule 3-82-31.2(a)) (Date of violation: On March 10, 2017)
- (Continued from April 27, 2017)
47. Tropics Tap House
(LCV 17-0057)
(E1531)
- Licensee conducted business outside of the class or category authorized by the Commission (Violation of Rule 3-82-31.2(a)) (Date of violation: On March 17, 2017)
- (Continued from April 27, 2017)

ADJUDICATION HEARINGS: (CONT.)

48. Tropics Tap House
(LCV 16-0017)
(E1531)

Licensee permitted entertainment which caused complaints from the public or reports from the Commission's investigators indicating that sounds emanating from the licensed premises caused undue disturbance which disrupted the peace and quiet of the neighborhood (Violation of Rule 3-84-78.03(b)) (Date of violation: On or about February 4, 2016)

(Continued from April 27, 2017, for penalty phase)

[History: 12/15/16, 4/27/17]

49. Tropics Tap House
(LCV 16-0389)
(E1531)

Licensee failed to submit the name of every person then employed on the licensed premise who is registered with the Commission or who is subject to registration, on the date and in such manner as directed by the Commission (Violation of Rule 3-82-38.8) (Date of violation: On or about September 30, 2016, and/or during the period from September 1, 2016 to September 30, 2016)

(Continued from April 27, 2017, for penalty phase)

ADJUDICATION HEARINGS: (CONT.)

50. Tropics Tap House
(LCV 16-0411)
(E1531)

Licensee failed to notify the Commission, in writing, within thirty days of any change of officers or directors and submit a personal history of the new officer or director, on forms prescribed by the Commission—as the notification and/or submission is required to include a criminal history record clearance for each new officer or director (Violation of Rule 3-82-41.2(b)) (Date of violation: On or prior to December 20, 2015)

(Continued from April 27, 2017, for penalty phase)

OTHER BUSINESS: (CONT.)

51. Liquor Administrator

52. Liquor Administrator

Legislative Update

Administrative matters – Weekly report to the Commission, 90-day event schedule and work plan coordination

If you require special assistance, auxiliary aid and/or service to participate in this meeting (i.e., sign language interpreter; interpreter for language other than English, or wheelchair accessibility), please email your detailed request to liquor@honolulu.gov, or call Tammie Uyechi at 768-7308, at least three (3) business days prior to the meeting.