

AGENDA
KAUAI LIQUOR CONTROL COMMISSION
THURSDAY, MARCH 21, 2019, 4:00 P.M.
LIHUE CIVIC CENTER, MO'IKEHA BUILDING
MEETING ROOM #3
4444 RICE STREET
LIHUE, KAUAI, HAWAII

CALL TO ORDER

ROLL CALL

APPROVAL OF AGENDA

APPROVAL OF MEETING MINUTES:

Open Session minutes of March 7, 2019

1. PUBLIC HEARING:

STOR: Application No. 2019-062 was filed on January 3, 2019 by Caven K. Raco dba Stor for a New Retail Dealer General license at 1824 Haleukana Street, Līhu'e, Kauai, Hawaii. The Commission accepted Application No. 2019-62 for publication and public hearing on January 17, 2019 and ordered to print notice of public hearing in The Garden Island newspaper on Wednesdays, January 23 & 30, 2019, scheduling the public hearing on March 21, 2019 at 4:00 p.m. or shortly thereafter in Meeting Room #3 of the Līhu'e Civic Center, Mo'ikeha Building, 4444 Rice Street, Līhu'e, Kauai, Hawaii.

2. CONTINUANCE OF VIOLATION HEARINGS (continued from February 21, 2019 meeting):

- a) 7-ELEVEN STORES (LIHUE): Violation of HRS 281-31(s) Licenses, classes.
- b) 7-ELEVEN STORES (HANAMAULU): Violation of HRS 281-31(s) Licenses, classes.

3. CONTINUANCE OF VIOLATION HEARINGS (continued from March 7, 2019 meeting):

RUTH'S CHRIS STEAK HOUSE: Violation of HRS 281-31(s) Licenses, classes.

4. VIOLATION HEARINGS:

- a) TROY'S: Violation of HRS 281-31(s) Licenses, classes.
- b) BOBBY V'S ITALIAN RESTAURANT: Violation of HRS 281-31(s) Licenses, classes.
- c) THE POINT AT POIPU: Violation of HRS 281-31(s) Licenses, classes.
- d) POIPU BAY CLUBHOUSE: Violation of HRS 281-31(s) Licenses, classes.
- e) SAFeway STORES #2894: Violation of HRS 281-31(s) Licenses, classes.
- f) KAUAI MARRIOTT RESORT: Violation of HRS 281-31(s) Licenses, classes.
- g) RAINBOW GAS & MINI MART: Violation of HRS 281-31(s) Licenses, classes.
- h) SHIVALIK INDIAN CUISINE: Violation of HRS 281-31(s) Licenses, classes.
- i) ALOHA SPIRITS: Violation of HRS 281-31(s) Licenses, classes.
- j) ALOHA SPIRITS: Violation of Rule 10.2(a) Manager on duty, qualifications.

k) BIG WAVE DAVE'S: Violation of Rule 7.13 Fight and Disturbance Reports.

5. DIRECTOR'S REPORTS:

a) INVESTIGATORS' REPORTS:

b) INCOMING COMMUNICATIONS:

1) Disturbance Reports from Rob's Good Times Grill, and Portofino Restaurant.

c) OUTGOING COMMUNICATIONS:

1) To All Wholesale Licensees, Re: Cancellation of Liquor Licenses Bamboo, and Sushi Bushido.

d) EMPLOYEES IN LICENSED PREMISES:

Managers and Assistant Managers – See Attachment "A"

e) ACTIONS OF THE DIRECTOR:

- 1) BEACH HOUSE RESTAURANT: Approval of special request for temporary increase of premises to include the patio lawn space (30' x 80'), per diagram submitted, for special event on March 2, 2019 from 5:00 p.m. to 10:00 p.m.; March 12, 2019 from 5:30 p.m. to 10:00 p.m.; March 15, 2019, March 16, 2019, March 19, 2019, and March 23, 2019 from 5:00 p.m. to 10:00 p.m.
- 2) PRINCEVILLE WINE MARKET: Approval of special request to conduct tasting of 4 varieties of wine, per list, on March 26, 2019 from 3:00 p.m. to 7:00 p.m.
- 3) ROB'S GOOD TIMES GRILL: Approval of special request for temporary increase of premises to include the cordoned off outside area fronting the establishment, per diagram submitted, from 8:00 p.m. on March 8, 2019 to 2:00 a.m. on March 9, 2019; from 7:00 p.m. on March 15, 2019 to 2:00 a.m. on March 16, 2019; from 7:00 p.m. on March 16, 2019 to 2:00 a.m. on March 17, 2019; and on March 17, 2019 from 11:00 a.m. to 11:00 p.m.
- 4) SAFEWAY LIHUE: Approval of special request to conduct tasting of 1 variety of wine, per list, on March 15, 2019 from 12:00 p.m. to 3:00 p.m.
- 5) THE WINE SHOP: Approval of special request to conduct tasting of 3 varieties of wine, per list, on March 7, 2019 from 4:00 p.m. to 9:00 p.m.; and on March 11, 2019 from 4:00 p.m. to 8:00 p.m.
- 6) WRANGLER'S RESTAURANT: Approval of special request for temporary increase of premises to include the area fronting the restaurant, per diagram, on March 17, 2019 from 11:00 a.m. to 11:00 p.m.
- 7) PRINCEVILLE RESORT KAUAI: Approval of special request for temporary decrease of premises to exclude the Silent Auction table in the Bay Terrace ballroom, per diagram submitted, on April 6, 2019 from 6:00 p.m. to 11:30 p.m.
- 8) HANAIEI ELEMENTARY SCHOOL PTA: Approval of Application No. Free 2019-89 filed on February 26, 2019 by Hanalei Elementary School PTA for a Free One-Day Special Retail Dealer General license on April 6, 2019 at Princeville Resort Ballroom located at 5520 Ka Haku Road, Hanalei, Kauai, Hawaii.

- 9) AMERICAN CANCER SOCIETY: Approval of Application No. Free 2019-90 filed on March 4, 2019 by American Cancer Society for a Free One-Day Special Dispenser Beer & Wine license on March 10, 2019 at Harbor Mall Food Court located at 3501 Rice Street, Līhu‘e, Kauai, Hawaii.
- 10) HISTORIC WAIMEA THEATER AND CULTURAL ARTS CENTER: Approval of Application Nos. Free 2019-91 through Free 2019-92 filed on March 11, 2019 by the Historic Waimea Theater and Cultural Arts Center for Free One-Day Special Dispenser General licenses on May 4, 2019, and May 11, 2019 at the Historic Waimea Theater located at 9691 Kaunuali‘i Highway, Waimea, Kauai, Hawaii.

f) INFORMATIONAL MATTERS

6. VIOLATION REPORTS:

- a) KAUAI RAMEN: Violation of HRS 281-31(s) Licenses, classes.
- b) LA SPEZIA: Violation of HRS 281-31(s) Licenses, classes.
- c) ISLANDER ON THE BEACH: Violation of HRS 281-31(s) Licenses, classes.
- d) OASIS ON THE BEACH: Violation of HRS 281-31(s) Licenses, classes.
- e) SHERATON KAUAI RESORT LINK CAFÉ: Violation of HRS 281-31(s) Licenses, classes.
- f) SHERATON KAUAI RESORT (OCEAN): Violation of HRS 281-31(s) Licenses, classes.
- g) SHERATON KAUAI RESORT (GARDEN): Violation of HRS 281-31(s) Licenses, classes.
- h) GARDEN ISLAND GRILLE: Violation of HRS 281-31(s) Licenses, classes.
- i) THE HANAIEI DOLPHIN: Violation of HRS 281-31(s) Licenses, classes.
- j) HANAIEI LIQUOR STORE: Violation of HRS 281-31(s) Licenses, classes.

7. PERMANENT INCREASE OF PREMISES:

ROB’S GOOD TIMES GRILL: Request for permanent increase of premises from 3,156 sq. ft. to 5,018 sq. ft., per diagram submitted, which will include changing the layout of the existing premises, and increasing the kitchen preparation and work areas.

8. TRANSFER LIQUOR LICENSE:

CAPTAIN ANDY’S SAILING, INC.: Application No. 2019-069 was filed on March 7, 2019 for a transfer of Tour or Cruise Vessel License No. 9G-007 from Whale Watch Kauai, Inc. dba Southern Star Catamaran to Capt. Andy’s Sailing, Inc. dba Captain Andy’s Sailing, Inc. located at 4353 Waialo Road, ‘Ele‘ele, Kauai, Hawaii.

9. NEW LIQUOR LICENSE:

- a) KAUAI DISTILLING COMPANY: Application No. 2019-070 was filed on March 7, 2018 by LBD Coffee, LLC dba Kauai Distilling Company for a New Manufacturer Other Specified Liquor license at 5907 C Kawaihau Road, Kapaa, Kauai, Hawaii. Deposited \$450.
- b) THE TASTING ROOM: Application No. 2019-071 was filed on March 8, 2019 by O’Connell Enterprises LLC dba The Tasting Room for a New Dispenser General

(live entertainment, no dancing) license at 5476 Kōloa Road, Kōloa, Kauai, Hawaii.
Deposited \$450.

10. CHANGE IN CORPORATE OFFICERS:

VAN WESCOMP HAWAII, INC. dba KOA KEA HOTEL & RESORT: Removal of Nathan A. Tanner as Vice President.

11. EXEMPTION OF RULE 7.12(b):

- a) KAUAI MARRIOTT RESORT: Kauai High School overnight event, Project Graduation, in the Kauai Ballroom from 9:00 p.m. on May 24, 2019 to 6:00 a.m. on May 25, 2019.
- b) KAUAI BEACH RESORT: Kapaa High School overnight event, Project Graduation, in the Jasmine Ballroom from 10:00 p.m. on May 24, 2019 to 6:00 a.m. on May 25, 2019.
- c) GRAND HYATT KAUAI RESORT & SPA: Waimea High School overnight event, Project Graduation, in the Grand Ballroom from 10:00 p.m. on May 24, 2019 to 6:00 a.m. on May 25, 2019.

ANNOUNCEMENTS:

Next Scheduled Meeting: Thursday, April 4, 2019 – 4:00 pm, Mo‘ikeha Building, Meeting Room #3.

ADJOURNMENT:

EXECUTIVE SESSION: Pursuant to Haw. Rev. Stat. ("H.R.S.") §92-7(a), the Commission may, when deemed necessary, hold an executive session on any agenda item without written public notice if the executive session was not anticipated in advance. Any such executive session shall be held pursuant to H.R.S. §92-4 and shall be limited to those items described in H.R.S. §92-5(a).

NOTE: If you need an ASL Interpreter, materials in an alternate format, or other auxiliary aid support, please contact the Department of Liquor Control, Lihue Civic Center, Mo‘ikeha Building, 4444 Rice Street, Lihue, Kauai, Hawaii 96766. Telephone: 241-4966. Email: liquor@kauai.gov