



LIQUOR CONTROL COMMISSION

DEE CROWELL, CHAIR
LELAND KAHAWAI, VICE CHAIR

RANDALL NISHIMURA, MEMBER
LORNA NISHIMITSU, MEMBER
TESS SHIMABUKURO, MEMBER
GERALD S. MATSUNAGA, MEMBER

Meetings of the Liquor Control Commission will be conducted as follows until further notice:

- Meetings will be publicly noticed pursuant to HRS Chapter 92.
- Minutes of meetings will be completed pursuant to HRS Chapter 92 and posted to the Liquor Control Commission's website upon completion and approval.

Public Comments and Testimony:

- **Written testimony:** The Liquor Control Commission will accept written testimony for any agenda item herein.
- Written testimony indicating your 1) name, and if applicable, your position/title and organization you are representing, 2) the agenda item that you are providing comment on, and 3) contact information (telephone number and email address), may be submitted to liquor@kauai.gov or mailed to the Liquor Control Commission, c/o Department of Liquor Control, 4444 Rice Street, Suite 120, Lihue, Hawaii 96766.
- Written testimony received by the Liquor Commission at least 24 hours prior to the meeting will be distributed to all Liquor Control Commissioners prior to the meeting.
- Any testimony received after this time and up to the start of the meeting will be summarized by the Director of the Liquor Department during the meeting and added to the record thereafter.
- Any late testimony received will be distributed to the members after the meeting is concluded.
- **Oral testimony** will be taken during the public testimony portion of the meeting.
 - It is recommended that anyone interested in providing oral testimony register at least 24 hours prior to the meeting by emailing liquor@kauai.gov or calling (808) 241-4966. Any request to register shall include your 1) name, and if applicable, your position/title and organization you are representing, and 2) the agenda item that you are providing comment on, and 3) contact information (telephone number and email address).
 - Per the Liquor Control Commission's and Chairs practice, there is three-minute time limit per testifier.
 - Individuals who have not registered to provide testimony will be given an opportunity to speak on an agenda item following the registered speakers.

SPECIAL ASSISTANCE

IF YOU NEED AN AUXILIARY AID/SERVICE, OTHER ACCOMMODATION DUE TO A DISABILITY, OR AN INTERPRETER FOR NON-ENGLISH SPEAKING PERSONS PLEASE CONTACT THE DEPARTMENT OF LIQUOR CONTROL AT (808) 241-4966 OR LIQUOR@KAUAI.GOV AS SOON AS POSSIBLE. REQUESTS MADE AS EARLY AS POSSIBLE WILL ALLOW ADEQUATE TIME TO FULFILL YOUR REQUEST. UPON REQUEST, THIS NOTICE IS AVAILABLE IN ALTERNATIVE FORMATS SUCH AS LARGE PRINT, BRAILLE, OR ELECTRONIC COPY.



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REGULAR MONTHLY MEETING NOTICE AND AGENDA

Thursday, April 28, 2022
4:00 p.m. or shortly thereafter
Pi'ikoi Building, Suite 300
4444 Rice Street, Lihue, HI 96766

A. CALL TO ORDER

B. ROLL CALL

C. ANNOUNCEMENTS:

Next Scheduled Meeting: Thursday, May 12, 2022 – 4:00 p.m. or shortly thereafter

D. APPROVAL OF AGENDA

E. CONSENT AGENDA

1. APPROVAL OF MINUTES:

a. Open Session Minutes of April 14, 2022

2. DIRECTORS REPORT: April 8, 2022 – April 18, 2022

3. INVESTIGATORS ACTIVITY REPORTS:

4. EMPLOYEES IN LICENSED PREMISES:

a. Managers and Assistant Managers Red/Blue Card exam list - See Attachment "A"

5. ACTIONS OF THE DIRECTOR:

a. TEMPORARY DECREASE OF PREMISES:

1. TROY'S LLC. dba TROY'S: Approval of Temporary reduction of licensed premises to include the main dining room. Diagram is attached to the application in the packet. The premises will be reduced on April 14, 2022, from 2pm – 10pm, to accommodate for a wedding Reception.
2. MPK MANAGEMENT COMPANY LLC. dba THE BEACH HOUSE RESTAURANT: Approval of Temporary Increase of licensed premises to include the patio lawn space, as seen in the attached, from April 12, 2022, through July 12, 2022.

b. REQUEST FOR USE OF GAMING DEVICE

1. LAVA LAVA BEACH CLUB 2: License No. 2G-035 located at 420 Papaloa Road, Kapaa, Kauai, Hawaii requested approval of the use of, (1) Cornhole, (1) Connect Four, (1) Ping Pong, (1) Foosball table, (1) Lawn Checkers, (1) Giant Jenga, (1) Ladder Ball, and (1) Bucket Toss game. Request was approved from April 13, 2022, through June 30, 2022.

F. PUBLIC TESTIMONY:

G. NEW LIQUOR LICENSE APPLICATION

1. KAUAI ISLAND BREWING COMPANY-KOLOA, LLC. dba KAUAI ISLAND BREWING COMPANY: Application 2022-050 was file on March 8, 2022, by Kauai Island Brewing Company-Koloa, LLC. dba Kauai Island Brewing Company for a New Restaurant General (B) With Live Entertainment and Dancing located at 5485 Koloa Road #12, Koloa, Kauai, Hawaii. Deposited \$450.00.
2. LADY ANN CRUISES LLC. dba MARINA A: Application 2022-059 was filed on April 12, 2022, by Lady Ann Cruises LLC. dba Marina A for a New General Tour or Cruise Vessel License moored at Kikiaola Small Board Harbor located at 8932 Kekaha Road, Kekaha, Kauai, Hawaii. Deposited \$100.00- **NO PUBLIC HEARING REQUIRED.** Tour Vessel Exception, Rule 2.5(j) permits license approval by Commission.

H. APPLICATION FOR TRANSFER OF LIQUOR LICENSE

1. TWO PEAS, LLC dba TWO PEAS: Application No. 2022-056 was filed on April 4, 2022, by Two Peas, LLC dba Two Peas for a transfer of Restaurant General (B) Live Music and Dancing License No. 2G-009 from Ginger and Thai Basil LLC. dba JO2 Restaurant to Two Peas LLC. dba Two Peas Located at 4-971 Kuhio Hwy, Kapaa, Kauai, Hawaii. Deposited \$335.00.

I. APPLICATION FOR TEMPORARY LIQUOR LICENSE

1. TWO PEAS, LLC dba TWO PEAS: Application No. 2022-057 was filed on April 4, 2022, by Two Peas LLC. dba Two Peas for a temporary Restaurant General (B) Live Music and Dancing, to operate License No. 2G-009 located at 4-971 Kuhio Hwy, Kapaa, Kauai, Hawaii.

J. REQUEST FOR PERMANENT INCREASE/EXTENSION TO PREMISES

1. MPK MANAGEMENT LLC. dba THE BEACH HOUSE RESTAURANT: Request for a permanent increase of premises to include the outdoor lawn space as indicated on the attached photographs and diagrams that were submitted on April 13, 2022. Applicant has met all requirements and clearances from Department of Health, The County of Kauai Building Division, and Planning Department.
 - a. The Applicant has received an approval from the Planning Commission for an SMA on April 12, 2022. The decision has been attached to this request specifying the conditions of the SMA. In condition #24 of the SMA, the Planning Commission has granted the SMA on a temporary basis of 18 month.

K. AUTHORIZED AGENT

1. ALBERTSON COMPANIES INC. dba Safeway: Authorization for Corporation Service Company as the Authorized Agent for all Albertson Companies Inc. dba Safeway at the following licensed locations: License No. 4G-051, 4-831 Kuhio Hwy, Kapaa, Kauai, Hawaii and License No. 4G-011, 4454 Nuhou Street, Lihue, Kauai, Hawaii.

L. UPDATE, DISCUSSION, AND POSSIBLE ACTION ON MEETING PROCEEDINGS (Continued from 3-24-2022 and 4-14-2022 meeting.)

M. EXECUTIVE SESSION (CLOSED TO PUBLIC):

Pursuant to HRS §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 HRS §92-5(a)

N. ADJOURNMENT

Pursuant to HRS § 92-7.5, at the time the board packet is distributed to the Liquor Control Commission, the board packet will be available for inspection at the Liquor Control Commission's office (Pi'ikoi Building 4444 Rice Street, Suite 300, Līhu'e, Hawai'i 96766). Please contact at (808) 241-4966 or liquor@kauai.gov to request access.