



LIQUOR CONTROL COMMISSION

LELAND KAHAWAI, CHAIR
LORNA NISHIMITSI, VICE CHAIR

RANDALL NISHIMURA, MEMBER
TESS SHIMABUKURO, MEMBER
GERALD S. MATSUNAGA, MEMBER
PAUL ENDO, MEMBER
DEE CROWELL, 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, you 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 to the members after the meeting is concluded.
- **Oral testimony** will be taken at any time during 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 MEETING NOTICE AND AGENDA

Wednesday, January 25, 2023

1:00 p.m. or shortly thereafter

Līhu`e Civic Center

Pi`ikoi Building, Suite 300

4444 Rice Street, Līhu`e, HI 96766

A. CALL TO ORDER

B. ROLL CALL

C. ANNOUNCEMENTS:

Next Scheduled Meeting: February 8, 2023 – 1:00 p.m. or shortly thereafter.

D. APPROVAL OF AGENDA

E. CONSENT AGENDA:

1. DIRECTOR'S REPORT: January 5, 2023 – January 17, 2023
2. EMPLOYEES IN LICENSED PREMISES:
 - a. Managers and Assistant Managers Red/Blue Card exam list - See Attachment "A"
3. ACTIONS OF THE DIRECTOR:
 - a. Request for Temporary Increase of Premise:
 1. Sugahara Ranch Inc. dba The Dolphin Poipu (2G-062): Approval of Temporary Increase of Premises to include their lanai area as a Beer Garden and Wine Bar per diagram submitted for a Culinary Market to be issued for use on every Wednesday beginning, February 1, 2023, through April 26, 2023, from 3:30 p.m. to 6:30 p.m. Applicant has met all requirements and clearances obtained with The Department of Health, Building Division and Planning Department.

2. Sugahara Ranch Inc. dba The Dolphin Poipu (2G-062): Approval of Temporary Increase of Premises to include their lanai area as a Beer Garden and Wine Bar per diagram submitted for a Flavors of Kukui’ula Event to take place on Friday, January 27, 2023, from 5:30 p.m. to 9:30 p.m. Applicant has met all requirements and clearances obtained with The Department of Health, Building Division and Planning Department.

b. Request to change Licensee Trade Name:

1. Haole Girl Island Sweets LLC. dba Street Burger Kauai (2G-028): Haole Girl Island Sweets LLC. located at 4-369 Kuhio Highway, Kapaa, Kauai, Hawaii, submitted a request for change of dba from “Street Burger Kauai” to “Ravish Kauai”. A certificate of Registration of Trade Name was submitted with the Request of Trade Name change issued by the State Department of Commerce and Consumer Affairs showing approval as required by administrative rules.

c. Request for Use of Gaming Device:

1. Barrel and BBQ LLC. dba Chicken in a Barrel Plantation Hideaways: License No. 2G-011 located at 9400 Kaumualii Highway, Waimea, Hawaii requested approval of the use of; Giant Jenga, Xbox One, PS5, Giant Connect 4, Karaoke machine, and Ring Toss. Request was approved on December 8, 2022, through June 30, 2023.

4. Ratification of Declaratory Ruling Communication

F. VIOLATION HEARING:

1. Case No.2023-014: Mee & Son Corporation dba Taps & Hops Eatery located at 4-885 Kuhio Hwy., Kapaa, Kauai, Hawaii. Violation of Rule 4.7(b), Gross Liquor Sales Report, percentage fee, and records.

G. VIOLATION REPORT:

1. Case No.2023-015: Haole Girl Island Sweets LLC. dba Street Burger (2G-028) located at 4-369 Kuhio Highway, Kapaa, Kauai, Hawaii. Violation of Rule 7.8(a), Manager on Duty, qualifications.

H. PRESENTATION OF 2023 PROPOSED RULE AMENDMENTS FOR COMMISSION DISCUSSION (Continued)

1. Liquor Revenue Fee Rate Comparison to neighboring islands.

I. EXECUTIVE SESSION:

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)

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 mkelekoma@kauai.gov to request access.