



LIQUOR CONTROL COMMISSION

LELAND KAHAWAI, CHAIR
LORNA NISHIMITSU, 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, March 8, 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: March 22, 2023 – 1:00 p.m. or shortly thereafter.

D. APPROVAL OF AGENDA

E. CONSENT AGENDA:

1. APPROVAL OF MINUTES:
 - a. January 25, 2023
 - b. February 8, 2023
 - c. February 22, 2023
2. APPROVAL OF EXECUTIVE MINUTES:
 - a. December 28, 2022 (Deferred from February 22, 2023, meeting)
 - b. February 22, 2023
3. DIRECTOR'S REPORT: February 15, 2023 – February 28, 2023
4. EMPLOYEES IN LICENSED PREMISES:
 - a. Managers and Assistant Managers Red/Blue Card exam list - See Attachment "A"

5. ACTIONS OF THE DIRECTOR:

a. CHANGE IN OFFICERS/DIRECTORS/MEMBERS:

1. The Club at Kukui'ula dba Huaka'i Outfitters (4G-027): Deletion of Kurt Matsumoto as Director, Brent Herrington as President, Kevin Arnold as Vice President/Treasurer and Thad Bond as 2nd Vice President/Secretary. Addition of Chad Brue as President, Jason Mitchell as Treasurer, and Brian Hallberg as Vice President effective January 6, 2023.
2. The Club at Kukui'ula dba The Club at Kukui'ula (6G-001): Deletion of Kurt Matsumoto as Director, Brent Herrington as President, Kevin Arnold as Vice President/Treasurer and Thad Bond as 2nd Vice President/Secretary. Addition of Chad Brue as President, Jason Mitchell as Treasurer, and Brian Hallberg as Vice President effective January 6, 2023.
3. MNS, LTD. dba ABC Stores #57 (4G-001), ABC Stores #58 (4G-002), ABC Stores #59 (4G-003), Island Country Markets (4G-014), Sueoka Market (4G-060): Deletion of Mitsunori Blaisdell as Vice President/Director and add Mark Flores as Director effective January 17, 2023.
4. Palate Kilauea LLC. dba Palate Kilauea (2BW-001) and (4G-017): Addition of Rich Present as member.

b. REQUEST FOR ALCOHOL PURCHASE PERMIT:

1. Kauai Hemp Company: Approval of Alcohol Purchase Permit No. AP 2023-01, on February 22, 2023, at 4445-C Omao Rd., Koloa, Kauai, Hawaii.

c. REQUEST FOR GAMING PERMIT:

1. Kauai Bowl Inc. dba Kauai Bowl: License No. 5G-026 located at 4303 Rice Street, Suite A1, Lihue, Kauai, Hawaii requesting approval of the use of (1) Willy Wonka 2 Player, (1) Air FX Air Hockey, (2) Ice Ball FX, (1) Monopoly Roll N Go, (2) NBA Hoops W/LED, (1) Tons of Tickets, (1) Tons of Tickets 1 PLYR Marquee, (1) Wack N Win, (1) Pearl Fishery 2 Player, (1) Nerf, (2) Super Bike 3, (1) Stepmanix Arcade, (1) Power Roll, (1) Taj Mahal Mini Rings, (1) King Kong of Skull Island VR, and (1) Tower of Tickets w/Reload.

d. REQUEST FOR OFF-PREMISE WAREHOUSING:

1. License No. 2G-109 / AG Avalon LLC. dba Avalon Gastropub: Request for temporary off-premises warehousing, per diagram submitted, located at 1481 Haleukana Street, Lihue, Kauai, Hawaii within the Guardian Self Storage Puhi.
2. License No. 4G-081 / AG Avalon LLC. dba Avalon Whiskey Shop: Request for temporary off-premises warehousing, per diagram submitted, located at 1481 Haleukana Street, Lihue, Kauai, Hawaii within the Guardian Self Storage Puhi.

e. REQUEST FOR FREE- ONE DAY (NON-PROFIT) LICENSE:

1. National Tropical Botanical Garden: Approval of Application No. Free 2023-29 filed on February 14, 2023, by National Tropical Botanical Garden for a Free One-Day Special Dispenser General License on March 3, 2023, at 3530 Ppapalina Road, Kalaheo, Kauai, Hawaii.
2. Rice Street Business Association: Approval of Application No. Free 2023-28 filed on February 1, 2023, by National Tropical Botanical Garden for a Free One-Day Dispenser General License on April 15, 2023, at the Kauai Philippine Cultural Center, 4475f Nuhou St, Lihue, Kauai, Hawaii.

F. PUBLIC TESTIMONY ON ALL AGENDA ITEMS

G. PUBLIC HEARING:

1. ET & WT, LLC. dba Kenji Burger (Kilauea): Application No. 2023-072 was filed on June 3, 2022, by ET & WT, LLC. dba Kenji Burger (Kilauea) for a new Restaurant General (B) Live Entertainment and No Dancing, located at 2555 Ala Namahana Parkway, Building H, Kilauea, Hawaii.

H. ADOPTION OF DECISION AND ORDER:

1. Haole Girl Island Sweets, LLC. dba Street Burger/Ravish (2G-028): Adjudication hearing held, February 8, 2023.
2. Shivalik Indian Cuisine, LLC dba Shivalik Indian Cuisine (2G-051): Adjudication hearing held, February 22, 2023.

I. VIOLATION HEARING:

1. Case No. 2023-017: Kauai Island Brewing Company, LLC. dba Kauai Island Brewing Company (14G-001) located at 4350 Waialo Rd., Eleele, Kauai, Hawaii. Violation of Rule 7.8(a), Manager on Duty, qualifications.
2. Case No. 2023-018: Wainiha Country Market, Inc. dba Wainiha Country Market (4BW-014) located at 5-6607 Kuhio Hwy., Wainiha, Kauai, Hawaii. Violation of Rule 10.2 Manager on Duty, qualifications.

J. PRELIMINARY HEARING (NEW LICENSE):

1. No.1 Chinese & BBQ V. dba Sensei Sushi Bar & Grill: Application No. 2023-074 was filed on December 7, 2022, by No. 1 Chinese & BBQ V. dba Sensei Sushi & Bar for a new Dispenser General (A) Standard Bar, located at 4-939 Kuhio Highway, Kapaa, Hawaii.
2. Thrive Markets, Inc. dba Hoku Foods Natural Market: Application No. 2023-089 was filed on February 2, 2023, by Thrive Markets, Inc. dba Hoku Foods Natural Market for a new Retail General license, located at 5460 Koloa Road #H101, Koloa, Kauai, Hawaii.

K. LICENSE IN ABEYANCE:

1. AG Avalon LLC. dba Avalon Gastropub (2G-109): Request from AG Avalon LLC. dba Avalon Gastropub to hold license (2G-109) in safekeeping.
2. AG Avalon LLC. dba Avalon Whiskey Shop (4G-081): Request from AG Avalon LLC. dba Avalon Whiskey Shop to hold license (4G-081) in safekeeping.

L. DISCUSSION AND POSSIBLE ACTION ON THE PERMITTED INTERACTION GROUP'S PRESENTATION AND RECOMMENDATIONS ON THE DIRECTOR'S MONTHLY REPORT FORMAT (Deferred from February 22, 2023)

M. 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)

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 mkelekoma@kauai.gov to request access.