

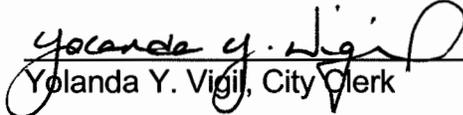
City of Santa Fe, New Mexico

memo

DATE: October 21, 2015

TO: Mayor Gonzales & City Councilors

VIA: 
Brian K. Snyder, City Manager

FROM: 
Yolanda Y. Vigil, City Clerk

ITEM & ISSUE

Request for a transfer of ownership of Dispenser (Canopy) License #1363 with on premise consumption only.

BACKGROUND AND SUMMARY

Blazin Wings, Inc. has requested the transfer of ownership of Dispenser (Canopy) License #1363, with on premise consumption only from Alamowing Santa Fe, LLC, to Blazing Wings, Inc. This license will remain at Buffalo Wild Wings, 3501 Zafarano Drive.

This location is not within 300 feet of a church or school. Attached are staff reports regarding litter, noise and traffic. Staff does not anticipate a substantial change in litter and noise or any unacceptable traffic impacts due to the approval of this request.

Staff is recommending that it be noted that Buffalo Wild Wings is required to comply with all of the city's ordinances as a condition of doing business in the city.

ACTION REQUESTED

I request that the City Council indicate its decision on the transfer of ownership of Dispenser (Canopy) License #1363 with on premise consumption only from Alamowing Santa Fe, LLC, to Blazing Wings, Inc. This license will remain at Buffalo Wild Wings, 3501 Zafarano Drive.

Attachments: Alcohol & Gaming Division Application
Notice of Public Hearing
Staff Reports



New Mexico Regulation and Licensing Department
ALCOHOL AND GAMING DIVISION

Toney Anaya Building • 2550 Cerrillos Road • Santa Fe, New Mexico 87505
(505) 476-4875 • Fax (505) 476-4595 • www.rld.state.nm.us/alcoholandgaming

September 8, 2015

Certified Mail No.: 7012 2920 0002 2239 0333

City of Santa Fe
Attn: Yolanda Y. Vigil, City Clerk
P.O. Box 909
Santa Fe, NM 87504-0909



Re: Lic. No. /Appl. No.: License No. 1363 / Appl. No. 964240
Applicant Name: Blazin Wings, Inc.
Doing Business As: Buffalo Wild Wings
Proposed Location: 3501 Zafarano Drive
Santa Fe, New Mexico 87507

ATTENTION: Department or person responsible for conducting or preparing the public hearing for liquor license transfers or issuance of new liquor licenses.

Greetings:

The Director of the Alcohol and Gaming Division has reviewed the referenced Application and granted **Preliminary Approval**; it is being forwarded to you in accordance with Section 60-6B-4 NMSA of the Liquor Control Act.

While the law states that “within forty-five (45) days after receipt of a Notice from the Alcohol and Gaming Division, the governing body shall hold a Public Hearing in the question of whether the department should approve the proposed issuance or transfer”, we recognize the inherent conflict between the new 30 day notice and the existing 45 day hearing requirement. Extensions to the 45-day hearing requirement will be granted when necessary to allow for compliance with the 30 day notice. Notice of the Public Hearing required by the Liquor Control Act shall be given by the governing body by publishing a notice of the date, time, and place of the hearing twice during the 30 days prior to the hearing in a newspaper of general circulation within the territorial limits of the governing body. The first notice must be published at least thirty (30) days before the hearing. Both publications must occur before a hearing can be conducted. The notice shall include: (A) Name and address of the Applicant/Licensee; (B) The action proposed to be taken by the Alcohol and Gaming Division; and (C) The location of the licensed premises. The governing body is required to send notice by certified mail to the Applicant of the date, time, and place of the Public Hearing. The governing body may designate a Hearing Officer to conduct the hearing. A record shall be made of the hearing.

THE APPLICANT IS SEEKING A TRANSFER OF OWNERSHIP OF LIQUOR LICENSE NO. 1363 WITH ON PREMISE CONSUMPTION ONLY.

Alcohol and Gaming Division
(505) 476-4875

Boards and Commissions Division
(505) 476-4600

Construction Industries Division
(505) 476-4700

Financial Institutions Division
(505) 476-4885

Manufactured Housing Division
(505) 476-4770

Securities Division
(505) 476-4580

Administrative Services Division
(505) 476-4800

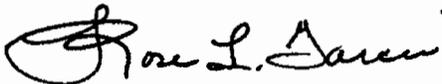
The governing body may disapprove the issuance or transfer of the license if:

- 1) The proposed location is within an area where the sale of alcoholic beverages is prohibited by the laws of New Mexico. (The governing body may disapprove if the proposed location is within 300 feet of a church or school unless the license has been located at this location prior to 1981 or unless the Applicant/Licensee has obtained a waiver from the Local Option District governing body for the proposed licensed premises).
- 2) The issuance or transfer would be in violation of a zoning or other ordinance of the governing body. The governing body may disapprove if the proposed location is not properly zoned. Because this office is in receipt of a Zoning Statement from the governing body, this is not a basis for disapproval.
- 3) The issuance would be detrimental to the public health, safety, or morals of the residents of the Local Option District. Disapproval by the governing body on public health, safety, or morals must be based on and supported by substantial evidence pertaining to the specific prospective transferee or location and a copy of the record must be submitted to the Alcohol and Gaming Division.

Within thirty (30) days after the Public Hearing, the governing body **shall** notify the Alcohol and Gaming Division as to whether the local governing body has approved or disapproved the issuance or transfer of the license by signing the enclosed original Page 1 of the Application. The original Page 1 of the Application must be returned together with the notice of publication(s). **If the governing body fails to either approve or disapprove the issuance or transfer of the license within thirty days after the Public Hearing, the Director may give Final Approval to the issuance or transfer of the license.**

If the governing body disapproves the issuance or transfer of the license, it shall notify the Alcohol and Gaming Division within thirty (30) days setting forth the reasons for the disapproval. A copy of the Minutes of the Public Hearing shall be submitted to the Alcohol and Gaming Division with the notice of disapproval (Page 1 of the Application page noting disapproval).

Sincerely,



Rose L. Garcia
Hearing Officer
NM Regulation & Licensing Dept.
Alcohol & Gaming Division
Phone: 505-476-4552
Fax: 505-476-4595
Email: rosel.garcia@state.nm.us

Enclosures: Original Page 1 of Application
Copy of Page 2 of Application
Copy of Floor Plan



PO Box 25101 • Santa Fe, New Mexico 87505-5101 • (505) 476-4873 • Fax (505) 476-4595 • www.td.state.nm.us/alcoholandgaming

LIQUOR LICENSE APPLICATION

Application fee - \$200.00 Fees are non-refundable.

State Liquor License # 1363
 Application Number 964240
 Local option (AGD use) _____

Record Owner of Existing License Alamowing Santa Fe, LLC
 Current DB/A Name Buffalo Wild Wings
 Current Premises Address 3501 Zafarano Drive, Santa Fe, NM 87507

Application is for: Change of Stock _____ Change of Officers/Directors _____ Transfer Ownership of Existing License Transfer Ownership and Location _____ Other _____

Issue New License _____ Type of License being applied for Canopy Partnership (General or Limited) _____ Limited Liability Company _____

Applicant is: Individual _____ Corporation _____

NAME OF APPLICANT (company or individual) Blazin Wings, Inc ADDRESS (including city, state, zip) 5500 Wayzata Blvd, Ste 1600, Minneapolis, MN 55416 TELEPHONE NUMBER (952) 516-8175

Copy to: Rhodes & Salmon, P.C., Mark Rhodes 1801 Lomas Blvd NW, Albuquerque, New Mexico 87104 (505) 247-0328

D/B/A name to be used: Buffalo Wild Wings Phone number for licensed premises: (505) 471-3353

Physical location where license is to be used: 3501 Zafarano Drive, Santa Fe, Santa Fe County, New Mexico 87507

Mailing address: 5500 Wayzata Blvd, Ste 1600, Minneapolis, MN 55416 (Include street number / highway number / state road, city and county, state, and zip code)

Are alcoholic beverages currently being dispensed at the proposed location? Yes No _____ If yes, give license number and type 1363 (Canopy)
 I, (print name) Emily C. Decker as (title) Vice President being first duly sworn upon oath
 deposes and says: that he/she is the applicant or is authorized by the applicant to make this application; that he/she has read the same; knows the contents therein contained are true. Applicant(s) agree(s) that
 if any statements or representations herein are found to be false, the director may refuse to issue or renew the license or may cause the license to be revoked at any time.

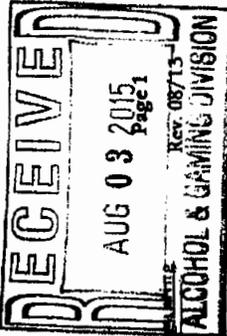
You must sign and date this form in the presence of a notary public.
 Signature of Applicant: [Signature] Date 7/10/15

SUBSCRIBED AND SWORN TO before me this 15 day of July, 2015 by Emily C. Decker
 Notary Public [Signature] My Commission Expires April 21, 2018

Local Governing Body of: _____ (City or County). Hearing held on: January 20, 2018
 My Commission Expires January 20, 2018

Check one: Approved _____ Disapproved _____ City/County Official: [Signature] (Signature & Title)
 Approved _____ Disapproved _____ Director Approval _____ Date _____

For Alcohol and Gaming Division Use Only



844145
200
1742260



New Mexico Regulation and Licensing Department • Alcohol and Gaming Division
PO Box 25101 • Santa Fe, New Mexico 87505-5101 • (505) 476-4875 • Fax (505) 476-4595 • www.rld.state.nm.us/alcoholandgaming

PREMISES LOCATION, OWNERSHIP, AND DESCRIPTION
SS-60-6B-10

1. The land and building which is proposed to be the licensed premises is (check one):

Owned by Applicant _____ Leased by Applicant (attach copy of deed or lease) Other (provide details) _____

2. If the land and building are not owned by Applicant, indicate the following:

A. Owner(s) RFAI Santa Fe, LLC

B. Date and term of lease September 28, 2012 (10 years)

3. Premises location is zoned (example C-1) C-2

If the premises is zoned, attach zoning statement from local government giving location address and type of zone, stating whether alcoholic beverages are allowed at proposed location. If there is no zoning, attach confirmation from local government indicating there is no zoning.

4. Distance from nearest church *(Property line of church to licensed premises—shortest distance).

Miles/feet 3168 ft Name of church Praise Tabernacle Freedom Church Address/location of church 3732 Cerrillos Rd, Santa Fe, NM 87507

5. Distance from nearest school *(Property line of school to licensed premises—shortest distance).

Miles/feet 3168 ft Name of school Childrens School Address/location of school 4010 Rodeo Road, Santa Fe, NM 87507

6. Distance from military installation *(Property line of military installation to licensed premises—shortest distance.)

Miles 60 Miles Name of Military Installation, circle one: Kirtland Air Force Base (Albuquerque), White Sands Missile Range (Las Cruces), Holloman Air Force Base (Alamogordo), Cannon Air Force Base (Clovis).

7. Attach, on a separate sheet, the detailed floor plan for each level (floor) where alcoholic beverages will be sold or consumed. Show exterior walls, doors, and interior walls. This will be the licensed premises. The floor plan should be no larger than 8 1/2 x 11 inches, and must include the total square footage of premises.

*If the distance is beyond 300 feet, but less than 400 feet, a registered engineer or licensed surveyor must complete a Survey Certificate showing the exact distance.

8. Type of Operation:

Lounge _____ Restaurant Package Grocery _____ Racetrack _____ Hotel _____ Other (specify) _____

Return this form to the Alcohol and Gaming Division, PO Box 25101, Santa Fe, New Mexico 87505-5101.



JOSHUA S. FRANKS
ARCHITECT
 ARCHITECTURAL - INTERIORS
 1001 ZAFARANO DRIVE
 SANTA FE, NEW MEXICO 87507
 TEL: 505.825.1100
 FAX: 505.825.1101



A Renovated Fort
 1001 ZAFARANO DRIVE
 SANTA FE, NEW MEXICO 87507

PROJECT NO.
 18-31-43

DATE
 03/08

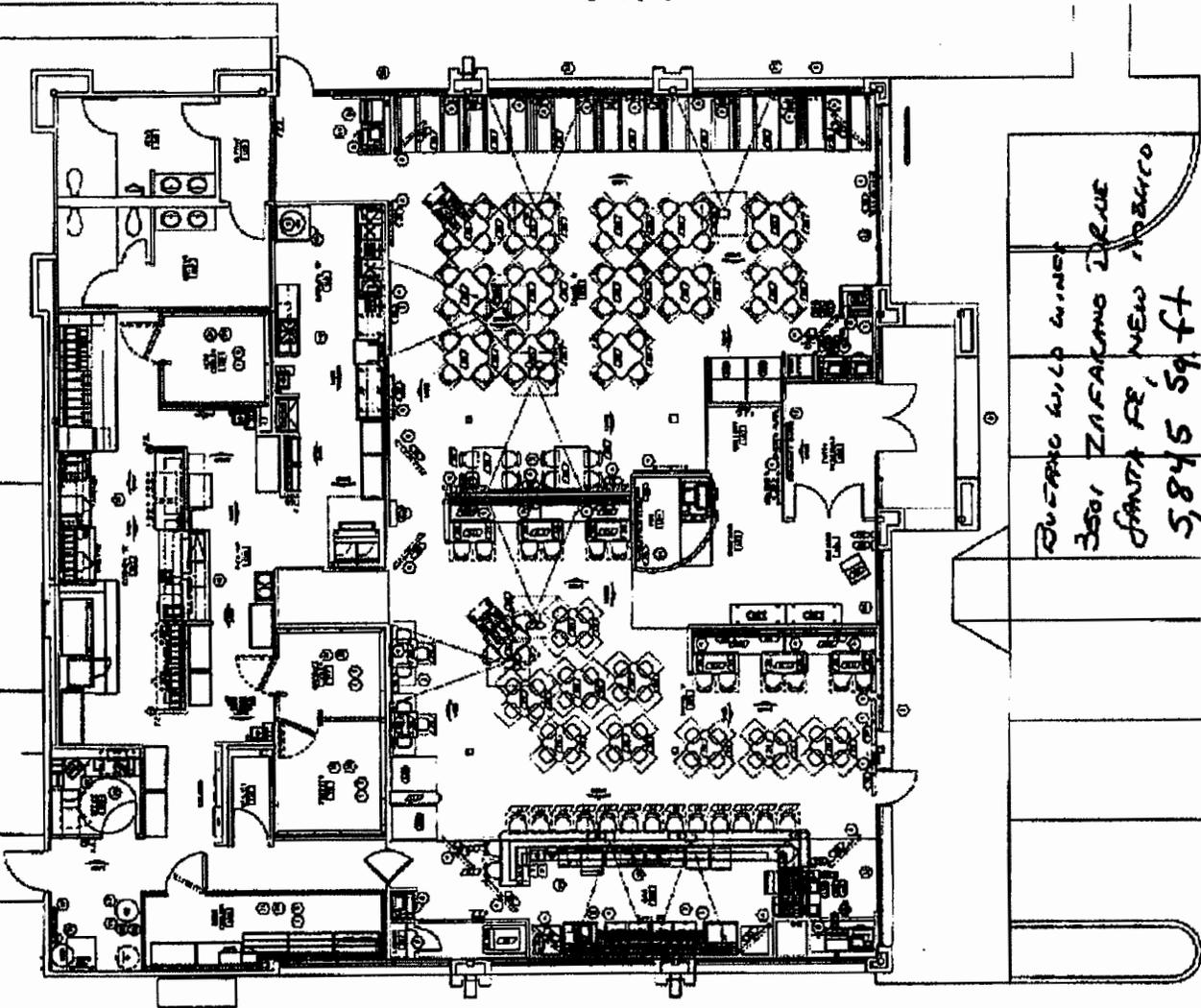
PROJECT TITLE
 Equipment Floor Plan

SCALE
 EQ1

CERRILLO

ZAFARANO DRIVE

BUTANO WILD WINES
 3501 ZAFARANO DRIVE
 SANTA FE, NEW MEXICO
 5845 59 ft



GENERAL NOTES

1. ALL WORK SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE NATIONAL FIRE PROTECTION ASSOCIATION (NFPA) HANDBOOK AND THE NATIONAL ELECTRICAL CODE (NEC).
2. ALL WORK SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE INTERNATIONAL CODE BOOKS (ICB) AND THE INTERNATIONAL CODE BOOKS (ICB).
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KEY NOTES

1. ALL WORK SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE INTERNATIONAL CODE BOOKS (ICB) AND THE INTERNATIONAL CODE BOOKS (ICB).

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SEE ACCESSORIES

1. ALL WORK SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE INTERNATIONAL CODE BOOKS (ICB) AND THE INTERNATIONAL CODE BOOKS (ICB).
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FURNITURE SCHEDULE

NO.	DESCRIPTION	QTY	UNIT	PRICE	TOTAL
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DISCREPANCY

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EQUIPMENT FLOOR PLAN
 1/8" = 1'-0"
 DATE: 03/08
 DRAWING TITLE: EQUIPMENT FLOOR PLAN

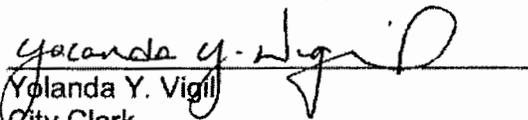
CITY OF SANTA FE

NOTICE OF PUBLIC HEARING

Notice is hereby given that the Governing Body of the City of Santa Fe will hold a public hearing on Wednesday, October 28, 2015 at its regular City Council Meeting, 7:00 p.m. session, at City Hall Council Chambers, 200 Lincoln Avenue.

The purpose of this hearing is to discuss a request from Blazin Wings, Inc. for a Transfer of Ownership of Dispenser License #1363 (with on-premise consumption only) from Alamowing Santa Fe, LLC, to Blazing Wings, Inc. This license will remain at Buffalo Wild Wings, 3501 Zafarano Drive, Santa Fe.

All interested citizens are invited to attend this public hearing.


Yolanda Y. Vigil
City Clerk

Received by The New Mexican on
Date September 24, 2015
To Be Published On Monday, September 28, 2015
and Monday, October 5, 2015
By [Signature]
The New Mexican (Signature)

LEGAL # 80381
CITY OF SANTA FE
NOTICE OF PUBLIC
HEARING
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The purpose of this hearing is to discuss a request from Blazin Wings, Inc. for a Transfer of Ownership of Dispenser License #1363 (with on-premise consumption only) from Alamowing Santa Fe, LLC, to Blazing Wings, Inc. This license will remain at Buffalo Wild Wings, 3501 Zafarano Drive, Santa Fe.
All interested citizens are invited to attend this public hearing.
Yoland Y. Vigil
City Clerk
Published in The Santa Fe New Mexican on September 28 and October 5, 2015.

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All interested citizens are invited to attend this public hearing.
Yoland Y. Vigil
City Clerk
Published in The Santa Fe New Mexican on September 28 and October 5, 2015.



Instructions:

The following information is needed regarding this request. Please type or print clearly.
Complete this form and leave with the City Clerk while picking up the newspaper publication notice.

Thank you.

1. Name of owner of business Blazin Wings, Inc.
Name of business where proposed license is to be used Buffalo Wild Wings
Business street address 3501 Zafarano Drive, Santa Fe, NM 87505
Telephone number (505) 471-3353

2. Indicate the type of liquor license this request entails.
 issuance of new license (indicate type: _____)
 transfer of location of existing license (indicate type: _____)
 transfer of ownership of existing license (location to remain the same)

3. Is this an existing business?
 yes
 no

4. Does the location where this license will be used currently sell liquor?
 yes
 no

5. If the answer to question #3 is yes, indicate the current hours of operation of the business.
Monday-Thursday 11:00 am - 1:00 am, Friday-Saturday 11:00 am - 2:00 am and Sunday 11:00 am - 12:00 am

If the hours of operation will change due to the sales of liquor, indicate the revised hours.

6. If this is a new business, indicate the anticipated hours of operation of the business.

N/A

7. If the answer to question #3 is yes, indicate the anticipated change in business volume due to the sales of liquor.

___ Business is expected to increase (number of customers per day _____)

___ Business is expected to decrease (number of customers per day _____)

Business is expected to remain the same

8. If the answer to question #3 is no, indicate the number of customers anticipated per day at the business.

9. Estimate the number of customers per day who currently drive (or will drive) to the business versus the number who walk.

_____ number of customers who drive

_____ number of customers who walk

10. Has liquor ever been sold at this business site?

yes

___ no

11. If the answer to question #10 is yes, indicate the name of the establishment and the year(s) that liquor sales occurred.

Name Buffalo Wild Wings

Year(s) _____

12. Indicate which of the following statements best reflects your opinion regarding traffic impacts if this request is approved.

___ traffic can be expected to increase on adjacent streets if this request is approved

traffic will not increase on adjacent streets if this request is approved

Name of person completing this form Mark Rhodes

Telephone number (505) 247-0328

Date 10/6/2015

(For City Use Only)

Based upon the information provided above, staff has the following comments:

It does not appear that the approval of this request will create any unacceptable traffic impacts.

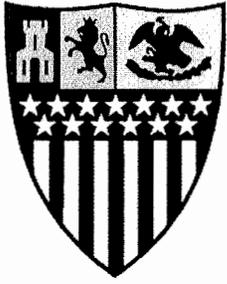
___ It appears that the approval of this request will create unacceptable traffic impacts (see comments below).

___ Other comments _____

By _____

Title MARCIE EVANS

Date 10/15/15



City of Santa Fe, New Mexico

200 Lincoln Avenue, P.O. Box 909, Santa Fe, N.M. 87504-0909

Javier M. Gonzales, Mayor

Councilors:

Patti J. Bushee, Dist. 1

Signe I. Lindell, Dist. 1

Peter N. Ives, Dist. 2

Joseph M. Maestas, Dist. 2

Carmichael A. Dominguez, Dist. 3

Christopher M. Rivera, Dist. 3

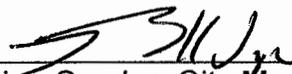
Ronald S. Trujillo, Dist. 4

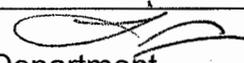
Bill Dimas, Dist. 4

DATE: October 16, 2015 for the City Council Meeting of October 28, 2015

TO: Mayor and City Council Members

VIA:


Brian Snyder, City Manager


Lisa Martinez, Director, Land Use Department

FROM: Antoinette Padilla, Code Enforcement Specialist 

ITEM AND ISSUE

Litter and noise impact assessment, due to a request from Blazin Wings, Inc. for a Transfer of Ownership of Dispenser License #1363 (with on-premise consumption only) from Alamowing Santa Fe, LLC, to Blazin Wings, Inc. This license will remain at Buffalo Wild Wings, 3501 Zafarano Drive, Santa Fe, New Mexico.

BACKGROUND AND SUMMARY

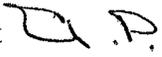
A substantial change in litter and noise due to this request is not anticipated.

City of Santa Fe, New Mexico

memo

DATE: October 16, 2015

TO: Mayor Javier M. Gonzales
City Councilors

FROM: Antoinette Padilla, Code Enforcement Specialist 

VIA: Georgia Urioste, Zoning Inspections Supervisor 

RE: Zoning Verification for 3501 Zafarano Drive

This is in response to a request for zoning verification on the above referenced property. According to the Official Zoning Map, Page L-15 updated October 2009, this property is zoned C-2, General Commercial District.

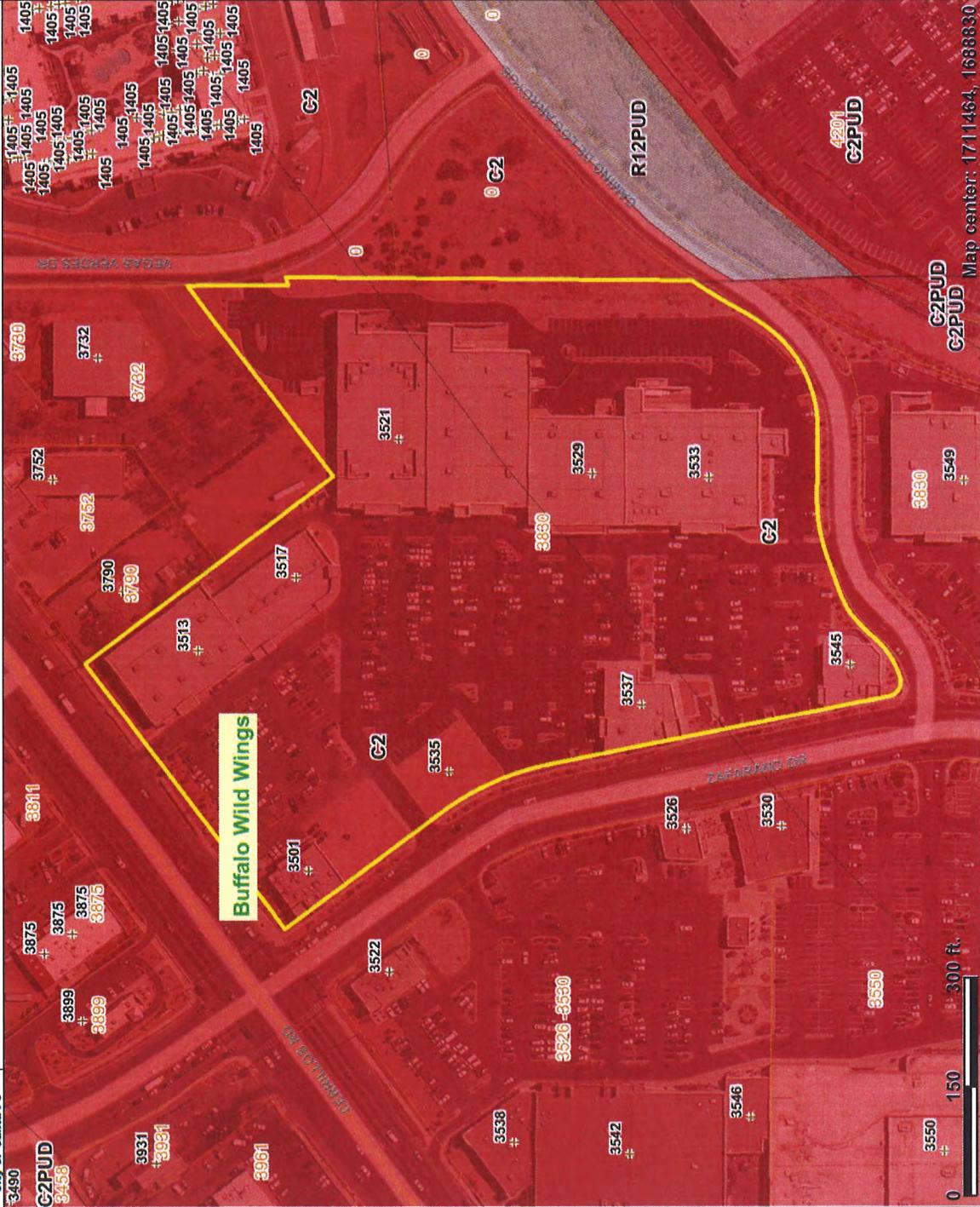
The codes pertaining to the C-2 zone list eating and drinking establishments as permitted uses pursuant to the permitted use table in Section 14-6.1-1 (C), of Chapter 14, 2012 of the Santa Fe City Code (attached). Please understand that other zoning ordinances apply to the occupancy of this building i.e., parking. Compliance with these to be determined upon application of appropriate permits.

Note: The information provided in this letter is solely derived from the Official Zoning Map and the minimum requirements set forth in Chapter 14, SFCC 1987. It is the intent of this letter to advise of the ordinances pertaining to the zone districts. **It is not the intent to state that the subject property complies with zoning requirements. Occupancy is determined based on zoning compliance at the time of building permit or certificate of occupancy, whichever applies.** Additionally, it is not the intent to interfere with or to abrogate or annul any official document including conditions or safeguards made a part of the subject property at the time of any public hearings. Applicants are advised to pursue an independent search of official documents.

If you have any questions, please call me at 505-955-6323.

cc: Matthew O'Reilly, Director, Land Use Department
Michael D. Purdy, Inspections & Enforcement Division Director

3501 Zafarano Drive



Legend

- City Limits
- Address Points
- Parcels
- Airport Clear Zones
- Santa Fe River
- Zoning**
- RR Rural Residential
- R1, (PUD) Single-Family 1du/ac.
- R2, (DT), (PUD), (AC) Single - Family 2du/ac
- R3, (PUD) Single - Family 3du/ac
- R4 Single - Family 4du/ac
- R5, (DT), (PUD), (AC), R6 Single - Family 5-6du/ac
- R7, (I), (PUD), R8 Single - Family 7-8du/ac
- RC5, RC5AC Compound 5du/ac
- RC8, RC8AC Compound 8du/ac
- R10, (PUD) Multiple - Family 10du/ac
- R12, (PUD) Multiple - Family 12du/ac
- R21, (PUD) Multiple - Family 21du/ac
- R29, (PUD),(AC) Multiple - Family 29du/ac
- RAC Residential Arts & Crafts

Scale: 1:2,536

This map is a user-generated static output from an Internet mapping site and is for general reference only. Data layers that appear on this map may or may not be accurate, current, or otherwise reliable. THIS MAP IS NOT TO BE USED FOR NAVIGATION.

CATEGORY Specific-Use	RR	R-1 -	R-6 -	R-7 -	R-9	R-7 -1	RC-5, RC-8	R-10 -	R-29	MHP	RAC	AC**	C-1	C-2	C-4	HZ	BCD	I-1	I-2	BIP	SC-1	SC-2	SC-3	MU ***	Use- Specific Regs 14-6.2
Restaurant with bar, cocktail lounge or nightclub comprising more than 25% of total serving area.											S ^{3,10}	S ³		P*			P*	P	P		P*	P*	P*	P* ²	
Restaurant - Fast service/take-out, no drive-through/drive-up											S ^{3,10}		P ⁴	P	P ⁴		P	P	P	S	P	P	P	P	
Restaurant - with drive-through/drive-up														P*			P*	P*	P*	S	P*	P*	P*	P* ²	
Medical																									
Apothecary shops or pharmacies													P	P	P	P	P	P	P		P	P	P	P ²	
Medical and dental offices or clinics											S ¹⁰	S	P	P	P	P	P	P	P	P	P	P	P	P ²	
Offices, Business and Professional																									
Business and professional offices excluding medical and dental and financial services											S ¹⁰	S	P	P	P	P	P	P	P	P	P	P	P	P ²	
Public Accommodation																									
Bed and breakfast houses and inns														P			P	P	P	P				P	
Conference and extended stay lodging facilities														P			P	P	P	P					

Italicized words defined in Article 14-12