



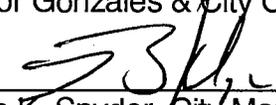
# City of Santa Fe, New Mexico

# memo

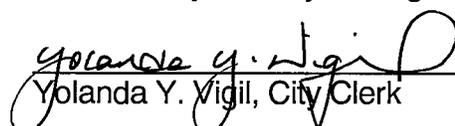
DATE: April 24, 2014

TO: Mayor Gonzales & City Councilors

VIA:

  
\_\_\_\_\_  
Brian K. Snyder, City Manager

FROM:

  
\_\_\_\_\_  
Yolanda Y. Vigil, City Clerk

## **ITEM & ISSUE**

Request from El Museo Cultural de Santa Fe for a waiver of the 300 foot location restriction and approval to allow the dispensing/consumption of beer and wine at El Museo Cultural de Santa Fe, 555 Camino de la Familia, which is within 300 feet of Tierra Encantada Charter School @ Alvord, 551 Alarid Street.

## **BACKGROUND AND SUMMARY**

Pursuant to §60-6B-10 NMSA 1978, a request from El Museo Cultural de Santa Fe for a waiver of the 300 foot location restriction has been submitted to allow the dispensing/consumption of beer and wine for the event "Arts, Culture and Community" which is a Fundraiser for El Museo Cultural and Esperanza Shelter for Battered Families. This event will be held on Saturday, May 3, 2014 from 5:30 p.m. to 8:00 p.m.

Attached is a letter from Carl Gruenler, Santa Fe Public Schools stating that they will refrain from issuing a decision regarding opposition or non-opposition to this request.

## **ACTION REQUESTED**

I hereby request that the City Council indicate its decision on the request for a waiver of the 300 foot location restriction and approval to allow the dispensing/consumption of beer and wine at El Museo Cultural de Santa Fe, 555 Camino de la Familia for a Fundraiser for El Museo Cultural and Esperanza Shelter for Battered Families to be held on Saturday, May 3, 2014 from 5:30 p.m. to 8:00 p.m.

Attachments: Letter/El Museo Cultural de Santa Fe  
Letter/Rodeo Plaza Liquors  
Letter/Santa Fe Public Schools  
Special Dispenser Permit Application  
§60-6B-10 NMSA 1978

April 15, 2014

The Honorable Javier Gonzales, Mayor  
City of Santa Fe  
200 Lincoln Ave.  
Santa Fe, NM 87501

Dear Mayor Gonzales,

On behalf of the Board of El Museo Cultural, I am submitting a request for approval of a Special Dispenser Permit and waiver of the 300 foot restriction to allow service of alcohol at an event at El Museo Cultural, which is located within 300 feet of the old Alvord Community School. The following information describes the event and our request:

1. **Event:** Fundraiser for El Museo Cultural and Esperanza Shelter for Battered Families - titled, Arts, Culture, and Community
2. **Date/Time:** Hosted Reception and Silent Auction on Saturday May 3, 2014 from 5:30 - 8:00 p.m.
3. **Location:** Event to be held indoors at El Museo Cultural, 555 Camino de la Familia, Santa Fe, NM 87501
4. **Description:** Fundraising reception and silent auction for patrons of El Museo and Esperanza Shelter. Admission will be by paid admission. Wine and beer will be served with food, all included in admission fee. Service and security to be provided by Rodeo Plaza Liquors, who have provided similar service at several hosted events in El Museo in prior years.
5. **Event Sponsor:** El Museo Cultural will be the sponsor organization for the event. Principal contact is Maria Martinez, Executive Director, telephone 505-992-0591.

We understand that the application to the Santa Fe City Clerk is due by Friday, April 18, 2014, to permit placement of the request on the Council agenda for April 30, 2014. We have received City Council approval for such events in the past. I would appreciate your support and concurrence with this request.

Thank you for your assistance. You may contact me at 505-660-5882, or by this email address: [sophogen@ix.netcom.com](mailto:sophogen@ix.netcom.com), if you need additional information.



Thomas A. Romero  
El Museo Board Treasurer

Rodeo Plaza Liquors  
2801 Rodeo Road  
Santa Fe, NM 87507  
(505) 473-2867

4/16/14

The Honorable Javier Gonzales, Mayor  
City of Santa Fe  
200 Lincoln Ave. Room 215  
Santa Fe, NM 87504

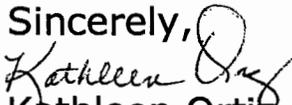
RE: Waiver & Special Dispensers Permit – May 3, 2014 –  
5:30-8:30 pm -Fundraiser for El Museo Cultural and  
Esperanza Shelter For Battered Families

Dear Mayor Gonzales,

Attached is the completed Special Dispenser Permit for May 3, 2014 with regard to the above referenced event. This is a request for approval of waiver of the 300 foot restriction to allow service of alcohol (beer and wine) at El Museo Cultural. Also included are letters from El Museo Cultural requesting approval and Santa Fe Public Schools stating their policy allowing the service of alcohol.

This information is provided for the request of waiver to be submitted to the Santa Fe City Council.

Your assistance is appreciated. Please do not hesitate to contact me should you require additional information. Thank you.

Sincerely,  
  
Kathleen Ortiz  
Rodeo Plaza Liquors



April 15, 2014

El Museo Cultural  
555 Camino de la Familia  
Santa Fe, New Mexico 87501

RE: Fundraiser for El Museo Cultural and Esperanza Shelter for Battered Families

To Whom It May Concern:

Thank you for your request of April 14, 2014 concerning the event to be held at El Museo Cultural, 555 Camino de la Familia, Santa Fe, New Mexico on May 3, 2014 from 5:30 pm – 8:00 pm. Below are excerpts from the Santa Fe Public School District Board of Education Policy 623 “Certain Special Events within 300 Feet of District” adopted on December 18, 2012.

In accordance with the School Alcohol-Free Zone Act and NMAC 60-6B-10, the Santa Fe School District promotes and encourages an alcohol-free environment for District students and the District community, on school property, and within 300 feet of District property related to the functions of public schools.

The District will refrain from issuing a decision regarding opposition or non-opposition to the City of Santa Fe regarding special events where liquor will be sold consumed within 300 feet of school district property and instead will refer the City of Santa Fe to this policy.

Sincerely,

A handwritten signature in black ink, appearing to read 'Carl Gruenler', is written over a light blue horizontal line.

Carl Gruenler  
Chief Business Officer  
Santa Fe Public Schools

cc: Joel Boyd, Superintendent

ALCOHOL & GAMING DIVISION  
SPECIAL DISPENSER PERMIT APPLICATION (60-6A-12)

Fee Per day:  \$50.00 Public Celebration  
 \$25.00 Private Event (Catered) (all fees are non refundable)

A copy of all approved permits will be sent to the Special Investigations Division of the Department of Public Safety. They will notify you directly if they need additional information.

LICENSE HOLDER INFORMATION

Liquor License # 0830

Business Name (DBA) Rodeo Plaza Liquors Owner Name SRK, LLC Local Option District Santa Fe - City  
Street Address 2801 Rodeo Rd. Ste UB#12 Mailing Address Same  
City, State & Zip Santa Fe, NM 87507 Telephone # 505-473-2867 e-mail rodeoplazaliquors@  
El Museo / Esperanza / hotmail.com

EVENT INFORMATION

Description of Event 1st Annual Arto, Cultural + Community Cines de Mayo Celebration Date(s) of Event May 3, 2014 Begin Time 5:30 pm End Time 8:30 pm  
Physical Address of Event 555 Camino de la Familia, Santa Fe, NM 87501 Number of Persons expected 150 +/-  
Description of Security Sandoval Security LLC Number of Security personnel to be at this function 2  
Security Contact Name Andrea Sandoval Telephone # 505-310-0624

SPONSOR INFORMATION

Sponsor of Event El Museo Cultural \* Contact Name Thomas Romero \* Signature Thomas Romero \* Telephone # 505-660-5882

BUILDING OWNER APPROVAL

Name (print) EL MUSEO CULTURAL \* Signature Thomas Romero Telephone # 505660-5882 \* Date 4/15/14 \*

LICENSE HOLDER & SERVER CERTIFICATION: I, Kathleen Ortiz (Licensee) hereby certify that this event is within the same local option district as the dispenser's license, that event is not within 300 Ft. of a church or school unless alcoholic beverages were sold there prior to July 1, 1981 or a waiver is obtained from the local governing body. I further certify that all persons providing the service of alcoholic beverages are server certified and that they are my employees and that ALL the information in this application is true and correct.

NOTE: List of servers including name, server permit # and server expiration date must be attached to permit application.  
Licensee agrees that if any statements or representations herein are found to be false, the director may refuse to issue additional permits.

Licensee Name (print) Kathleen Ortiz Signature (Licensee Only) Kathleen Ortiz Date 3-27-14  
All profits derived from the sale of liquor will go only to the licensee. Only the owner or authorized person under this license may sign the permit. (seal)

NOTARY INFORMATION

Subscribed and Sworn before me this 27<sup>th</sup> day of March, 20 14 Notary Public Kathleen Roybal Exp. 8/27/16

LOCAL GOVERNING BODY APPROVAL

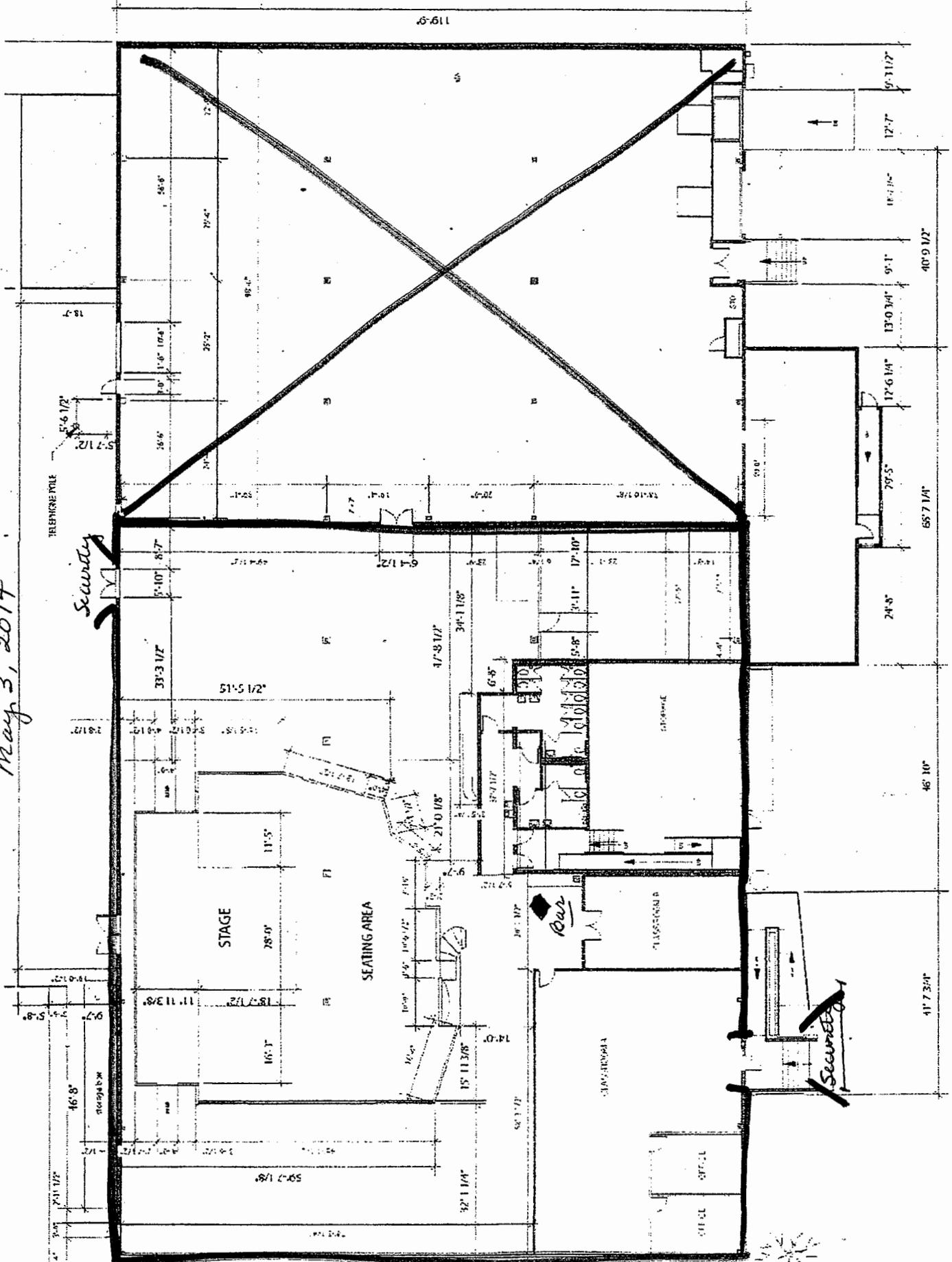
Print Name \_\_\_\_\_ Title \_\_\_\_\_ Signature \_\_\_\_\_ Date \_\_\_\_\_

ALCOHOL & GAMING DIVISION USE ONLY

Approved by: \_\_\_\_\_ Date \_\_\_\_\_ Permit Number \_\_\_\_\_

Attachments: 1) Floor plan 2) Fees (listed on top of page) 3) Server information list

May 3, 2014



El Museo Floor Plan—1/16"=1'-0"

**60-6B-10. Locations near church or school; restrictions on licensing.**

No license shall be issued by the director for the sale of alcoholic beverages at a licensed premises where alcoholic beverages were not sold prior to July 1, 1981 that is within three hundred feet of any church or school. A license may be granted for a proposed licensed premises if the owner or lessee has, prior to establishment of a church or school located within three hundred feet of the proposed licensed premises, applied for, been granted and maintained a valid building permit for the construction or renovation of the proposed licensed premises and has filed on a form prescribed by the director a notice of intention to apply for transfer of a license to the proposed licensed premises. A license may be granted for a proposed licensed premises if a person has obtained a waiver from a local option district governing body for the proposed licensed premises. For the purposes of this section, all measurements taken in order to determine the location of licensed premises in relation to churches or schools shall be the straight line distance from the property line of the licensed premises to the property line of the church or school. This provision shall not apply to any church that has been designated as an historical site by the cultural properties review committee and which does not have a regular congregation.