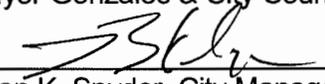


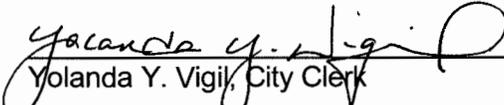
City of Santa Fe, New Mexico

memo

DATE: January 22, 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 License #0489.

BACKGROUND AND SUMMARY

LFH Management, LLC has requested the transfer of ownership of Dispenser License #0489, from Corporacion de La Fonda, Inc. to LFH Management, LLC. This license will remain at the La Fonda Hotel, 100 E. San Francisco Street.

This location is within 300 feet of both The Cathedral Basilica of St. Francis of Assisi, 131 Cathedral Place and The Loretto Chapel, 207 Old Santa Fe Trail, but a liquor license was located at 100 E. San Francisco Street prior to the enactment of the Liquor Control Act, therefore a waiver of the existing 300 foot restriction is not required.

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 the La Fonda Hotel 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 License #0489, from Corporacion de La Fonda, Inc. to LFH Management, LLC. This license will remain at the La Fonda Hotel, 100 E. San Francisco Street.

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
P.O. Box 25101 • Santa Fe, New Mexico 87505-5101
(505) 476-4875 • Fax (505) 476-4595 • www.rld.state.nm.us/alcoholandgaming

December 19, 2014

Certified Mail No.: 7009 2250 0000 9386 8003

City of Santa Fe
Attn: Yolanda Vigil, Clerk
PO Box 909
Santa Fe, NM 87504-0909



Re: Lic. No. /Appl. No.: Appl. No. 934258
Name of Applicant: LFH Management, LLC
Doing Business As: La Fonda Hotel
Proposed Location: 100 E. San Francisco
Santa Fe, New Mexico 87501

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.

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. 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 at least once a week for two consecutive weeks in a newspaper of general circulation within the territorial limits of the governing body, **which requires that two weeks of publication must be satisfied 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 FOR DISPENSER LICENSE NUMBER 0489.

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 will 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,



Brenda Mares
Hearing Officer
NM Regulation & Licensing Dept.
Alcohol & Gaming Division
Phone: 505-476-4548
Fax: 505-476-4595
Email: brenda.mares2@state.nm.us

Enclosures:

1. Original Page 1 of the Application (must be signed and returned).
2. Copy of Page 2 of the Application, copy of posting certificate

116114
280
1652655

LIQUOR LICENSE APPLICATION

Application fee- \$200.00 Fees are non-refundable

State Liquor License # 0489 Record Owner of License Corporacion de La Fonda, Inc.
Application Number 934258 Current D/B/A Name La Fonda Hotel
Local Option (AGD use) _____ Current Premise Address 100 E. San Francisco St., Santa Fe, New Mexico

Application is for: (check one) Change of Structure _____ Change of Officers/Directors _____ Transfer of Ownership of Existing License _____ X _____ Transfer of Ownership and Location _____
Transfer Location _____ Other _____ Issue New License _____ Type of License being applied for _____
Applicant is: Individual _____ Corporation _____ Partnership (General or Limited) _____ Limited Liability Company _____ X _____

ME OF APPLICANT (company or individual): _____ TELEPHONE NUMBER _____
ADDRESS (INCLUDING CITY, STATE, ZIP) _____
LFH Management, LLC 4514 Travis Street, Suite 326, Dallas, Texas 75205
Notice also to: Linda L. Aikin, Esq., 530B Harkle Road, Santa Fe, NM 87505 PH: 505-982-6224 FAX: 505-992-8378

DBA Name to be used: La Fonda Hotel Phone Number for licensed premises 505-982-5511

Physical Address Where License is to be used: 100 E. San Francisco St., Santa Fe, New Mexico 87501
(Street No./Highway No./State Road/City/County)

Mailing Address: 4514 Travis Street, Suite 326, Dallas, Texas 75205
(Street No./P.O. Box/City/State/Zip)

Are alcoholic beverages currently being dispensed at the proposed location? Yes _____ If yes, give license number 0489
I, (print name) Philip Wise, as (title) member of parent entity, 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.

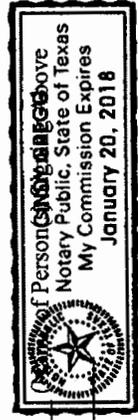
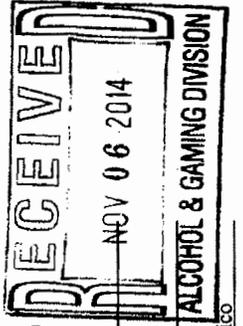
You must sign and date this form in the presence of a notary public.
Signature of Applicant(s) [Signature] Date September 25, 2014

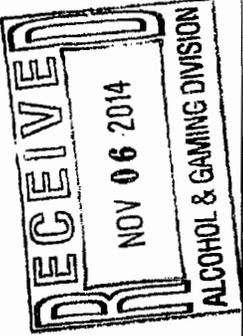
Notary Public Use Only
SUBSCRIBED AND SWORN TO before me this 25th day of September, 2014 by Bamy Hancock

NOTARY PUBLIC: [Signature] My Commission Expires: _____
Local Governing Body of: _____ (CITY OR COUNTY) Hearing Held on: _____

PLEASE CHECK ONE: APPROVED DISAPPROVED/CITY/COUNTY OFFICIAL (Signature and Title): _____
For Alcohol and Gaming Division Use Only

APPROVED _____ DISAPPROVED _____ DIRECTOR APPROVAL _____ DATE _____





PREMISES, LOCATION, OWNERSHIP & DESCRIPTION OF PREMISES

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

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

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

A. Owner(s) La Fonda Holdings, LLC

B. Date and Term of Lease October 16, 2014 year to year

A. A hand drawn map, zoning map, or other map, showing the location of the proposed premises, and the main adjacent streets, roads or highways, in relation to the closest church and school properties. This map should be drawn on a sheet of paper no larger than 8 1/2 x 11 inches.

3. Premise location is zoned (example C-1) BCD

If the premise is zoned, attach zoning statement from local government giving location address, type of zone and 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).

30 feet Name of Church The Cathedral Address-Location of Church 131 Cathedral Place, Santa Fe, New Mexico

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

800 feet Name of School NM School for the Arts Address-Location of School 275 E. Alameda St., Santa Fe, New Mexico

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

Miles 60 Name of Military Installation Kirtland Air Force Base

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 premise. 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 _____ Racetrack _____ Hotel Other (Please specify) _____

ALCOHOL & GAMING DIVISION
2550 CERRILLOS ROAD
SANTA FE, NEW MEXICO 87505

POSTING CERTIFICATE

DISPENSER (FULL SERVICE) RETAILER (PACKAGE ONLY)
 RESTAURANT (BEER/WINE ONLY) DISPENSER (ON PREMISE ONLY)
 CANOPY (DISPENSER-C) INTER-LOCAL DISPENSER
 OTHER: LOTTERY

LICENSE NUMBER /APPLICATION NUMBER: APPL. NO. 934258
 TRANSFER OF OWNERSHIP & LOCATION TRANSFER OF LOCATION ONLY
 TRANSFER OF OWNERSHIP ONLY NEW LICENSE

TRANSFERRED FROM: CORPORACION DE LA FONDA, INC
CURRENT LOCATION: 100 E. SAN FRANCISCO STREET, SANTA FE, NM
TRANSFERRED TO://APPLICANT: LFH MANAGEMENT, LLC
PROPOSED LOCATION: 100 E. SAN FRANCISCO STREET, SANTA FE, NM
PROPOSED BUSINESS NAME LA FONDA HOTEL

I CERTIFY THAT I HAVE POSTED THE REQUIRED NOTICE OF LIQUOR LICENSE PURSUANT TO SECTION 60-6B-2, NMSA, AND FURTHER CERTIFY AS FOLLOWS:

1. LOCATION POSTED IS WITHIN CORPORATE LIMITS OF: City of Santa Fe
2. LOCATION POSTED IS IN UNINCORPORATED LIMITS OF: ?
3. DISTANCE FROM NEAREST CHURCH IS: 325 Ft.
NAME OF CHURCH IS: Loretto Chapel 207 Old Santa Fe Trail Santa Fe, Nm
4. DISTANCE FROM NEAREST SCHOOL IS: 119 Ft.
NAME OF SCHOOL IS: Remuda Christian School Santa Fe, Nm
5. DISTANCE FROM NEAREST MILITARY INSTALLATION: 68.5 miles
NAME OF INSTALLATION IS: Kirtland AFB, Albuquerque, Nm
6. IF RURAL, DISTANCE FROM NEAREST EXISTING LIQUOR LICENSE IS:
BY PASSABLE ROAD: _____ BY STRAIGHT AIRLINE: _____
7. NOTICE POSTED ON:
 BUILDING BILLBOARD
 BUILDING UNDER CONSTRUCTION
 BUILDING BEING REMODELED NO BUILDING

DATE POSTED: 11/13/2014
[Signature]
APPLICANT'S SIGNATURE
→ Jose A. Sutila
PRINTED

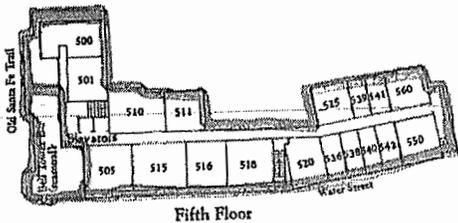
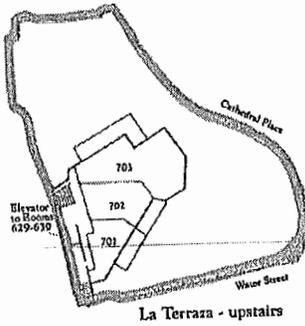
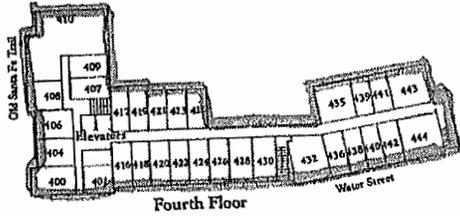
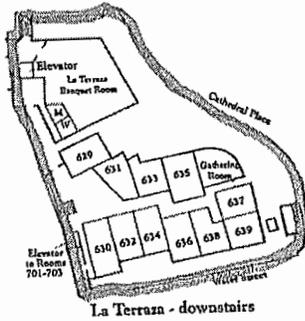
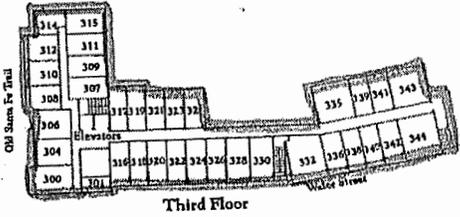
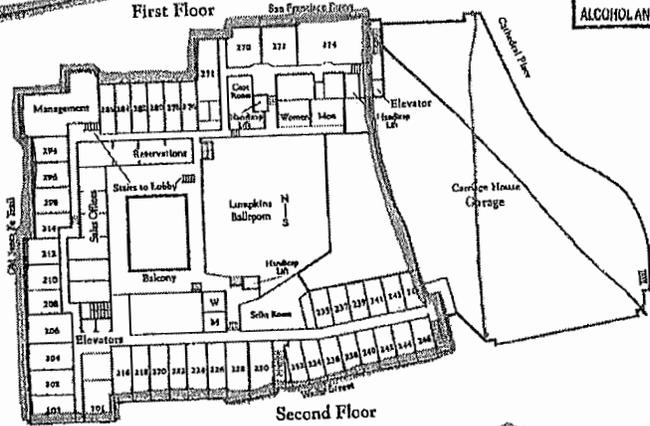
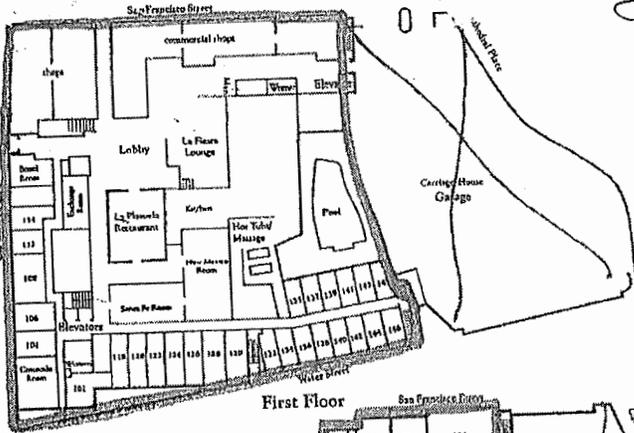
EXPIRATION DATE: 12/03/2014
[Signature]
S.I.D. SPECIAL AGENT SIGNATURE
DIAN LIND
PRINTED

Lic # 0489



100 East San Francisco Street
Santa Fe, New Mexico 87501
(505) 982-5511 • (800)523-5002
www.lafondasantafe.com

NATIONAL TRAVEL
ASSOCIATION
AMERICA



FLOOR PLAN APPROVAL

By Theresa Varela
Date 05-21-06

Reviewed and approved.
TU 05-21-06

FLOOR PLAN APPROVAL
By Ron L. Jarama
Date 10/30/14

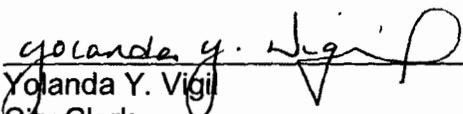
CITY OF SANTA FE

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, January 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 LFH Management, LLC for a transfer of Ownership of Dispenser License #0489 from Corporacion de La Fonda, Inc. to LFH Management, LLC. This license will remain at the La Fonda Hotel, 100 E. San Francisco Street, Santa Fe.

All interested citizens are invited to attend this public hearing.



Yolanda Y. Vigil
City Clerk

Received by The New Mexican

Date 1/13/15

To Be Published 1/14/15 and
1/23/15

By Mallon M. Mc
The New Mexican (Signature)

City of Santa Fe



PUBLIC WORKS DEPARTMENT
TRAFFIC DIVISION
Post Office Box 908
Santa Fe, NM 87504-0908
Phone: 964-4021 (TDD)
964-4677 (V)

Liquor License Request Supplemental Information

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.

- Name of owner of business LF Management, LLC
Name of business where proposed license is to be used La Fonda Hotel
Business street address 100 E. San Francisco St.
Telephone number 505-982-5511
- 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)
- Is this an existing business?
 yes
 no
- 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.
7:00 a.m. - 12:00 a.m. Seven days a week.
 If the hours of operation will change due to the sales of liquor, indicate the revised hours.
NO
6. If this is a new business, indicate the anticipated hours of operation of the business.

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.
150 number of customers who drive, including those that arrive on bus or shuttle or taxi
50 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 La Fonda Hotel
 Year(s) After prohibition
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: Linda Aikin
 Telephone number 482-6224
 Date 1-20-15

(For City Use Only)

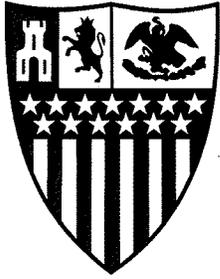
Based upon the information provided above, staff has the following comments:

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 [Signature]
 Title TRACER
 Date 1/21/15



City of Santa Fe, New Mexico

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

www.santafenm.gov

Javier M. Gonzales, Mayor

Councilors:

Peter N. Ives, Mayor Pro Tem, Dist. 2

Patti J. Bushee, Dist. 1

Signe I. Lindell, Dist. 1

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: January 21, 2015 for the City Council Meeting of January 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 LFH Management, LLC for a transfer of Ownership of Dispenser License #0489 from Corporacion de La Fonda, Inc. to LFH Management, LLC. This license will remain at the La Fonda Hotel, 100 E. San Francisco Street, Santa Fe, New Mexico.

BACKGROUND AND SUMMARY

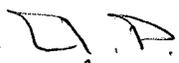
A substantial change in litter and noise due to this request is not anticipated.

City of Santa Fe, New Mexico

memo

DATE: January 21, 2015

TO: Mayor Javier Gonzales
City Councilors

FROM: Antoinette Padilla, Code Enforcement Specialist 

VIA: Georgia Urioste, Zoning Inspections Supervisor 

RE: Zoning Verification for 100 E. San Francisco Street

This is in response to a request for zoning verification on the above referenced property. According to the Official Zoning Map, Page H-18 updated May 2001, this property is zoned BCD/PLA, Business Capitol District-Plaza/San Francisco/Sub-district.

The codes pertaining to the BCD/PLA 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: Lisa Martinez, Director, Land Use Department
Michael D. Purdy, Inspections & Enforcement Division Director



100 E. San Francisco



Legend

- City Limits
- Full Address Labels
- 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, (P), (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: 1:1,036

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.