



# City of Santa Fe, New Mexico

# memo

DATE: April 24, 2015

TO: Mayor Gonzales & City Councilors

VIA: Brian K. Snyder (yyw)  
Brian K. Snyder, City Manager

FROM: Yolanda Y. Vigil  
Yolanda Y. Vigil, City Clerk

## **ITEM & ISSUE**

Request from Danuta, Inc. for a waiver of the 300 foot location restriction and approval to allow the dispensing/consumption of champagne and wine at Danuta Gallery, 227A East Palace Avenue, which is within 300 feet of The Church of the Holy Faith, 311 East Palace Avenue.

## **BACKGROUND AND SUMMARY**

Pursuant to §60-6B-10 NMSA 1978, Danuta, Inc. has requested a waiver of the 300 foot location restriction to allow the dispensing/consumption of champagne and wine at Danuta Gallery, 227A East Palace Avenue. The request is for Danuta Gallery's Grand Opening to be held on Friday, May 22, 2015 from 5:00 p.m. to 8:00 p.m.

Attached is a letter of no objection from The Reverend Canon Kenneth J.G. Semon, The Church of the Holy Faith.

## **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 champagne and wine at Danuta Gallery, 227A East Palace Avenue for their Grand Opening to be held on Friday, May 22, 2015 from 5:00 p.m. to 8:00 p.m.

Attachments: Letter/Applicant  
Letter/The Church of the Holy Faith  
Special Dispenser Permit Application  
§60-6B-10 NMSA 1978

# DANUTA

Danuta, Inc.

227A East Palace Ave  
Santa Fe, NM 87501  
(505) 358-4181  
www.danutajewelry.com

April 21, 2015

Office of the Mayor and City Council of Santa Fe, New Mexico

Dear Mayor Javier Gonzales and City Council Members,

My name is Danuta Alyassin. I am the co-owner of the jewelry gallery by the name Danuta. It is a gallery of very high end fine jewelry designed by myself and business partner Jonathan Duran. We have been established as a business in Santa Fe for over 20 years. We have opened a new location recently at 227A East Palace Ave. and have scheduled to hold our Grand Opening event at this location on the evening of May 22nd, 2015. We have here submitted an application for a one time license to be issued for serving alcohol at our event. It is a very small gallery space and will be a mild and sophisticated event. With your permission, along with a variety of finger foods, we will be serving beverages of champagne, white wine and sparkling water exclusively. The event is scheduled from 5pm to 8pm and will come to closure no later than 9pm. We will only be serving alcohol between the scheduled three hours of 5pm to 8pm. The license holder is Hector Gabriel Veleta and Kelly/Liquor Barn, who will also be providing the bartender.

It certainly would be gracious of you to support our celebratory function and approve this application. Please feel free to contact me with any other necessary inquiries.

My Very Best,

Danuta Alyassin,

cell (505) 310-3654

danuta@danutajewelry.com

A handwritten signature in black ink, appearing to read 'Danuta Alyassin', with a long horizontal flourish extending to the right.



*The Church of the*  
**HOLY FAITH**  
*Established 1863*

March 16, 2015

Santa Fe City Council  
200 Lincoln Ave  
Santa Fe, NM 87501

Dear Santa Fe City Counselors,

The Danuta Jewelry Gallery has asked for our consent in obtaining a license to serve alcohol at their grand opening event on May 22, 2015.

The Church of the Holy Faith has no objection to the granting of a waiver of the rule prohibiting alcohol sales within 300 feet of a church in order to allow the issuance of a special dispenser permit for the above referenced event.

Faithfully,

The Reverend Canon Kenneth J.G. Semon, PhD – Rector  
(505) 982-4447 ext. 101

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

Fee Per Day:  \$50.00 Public Event

\$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.



Liquor License # 4406

Business Name (DBA) Kelly/Libour Barn Owner Name Star Mikstovskat LLC Local Option District SANTA FE CITY  
 Mailing Address 288 CERRILLOS RD City, State & Zip SANTA FE, NM 87507  
 Contact Telephone # 471-3960 Fax # 471-8199 Email Address LIBOUR BARN@WESTOFFICE.NET  
Circle those that apply - All Age Event - Beer Garden - Indoor/Outdoor **EVENT INFORMATION** Event Begin Time 5:00 pm End Time 9:00 pm  
 Description and Name of Event Danuta Grand Opening Date(s) of Event May 22, 2015 Alcohol Service Begin Time 5:00 pm End Time 8:00 pm  
 Physical Address of Event and Name of Building or Business Danuta, 277A East Palace Ave Number of Persons expected to Drink 50  
 Description of Security Kelly's server Number of Security 1 Security Contact Name Delety Contact Telephone # 471-3960

**SPONSOR INFORMATION**

Sponsor of Event Danuta Alyassin Contact Name Corey Horne Contact Telephone # 603-603-8508

**BUILDING/PROPERTY OWNER APPROVAL**

Name (print) DANUTA ALYASSIN Signature [Signature] Telephone # 310-3654 Date 3/24/15

**LICENSE HOLDER & SERVER CERTIFICATION:** I, YONERIL JO (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) YONERIL JO Signature [Signature] Date 4/03/15  
 All profits derived from the sale of liquor will go only to the licensee.

**NOTARY INFORMATION**

Subscribed and Sworn before me this 3rd day of April, 2015 Notary Public Edna Crawford

**LOCAL GOVERNING BODY APPROVAL**

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

ALCOHOL & GAMING DIVISION USE ONLY

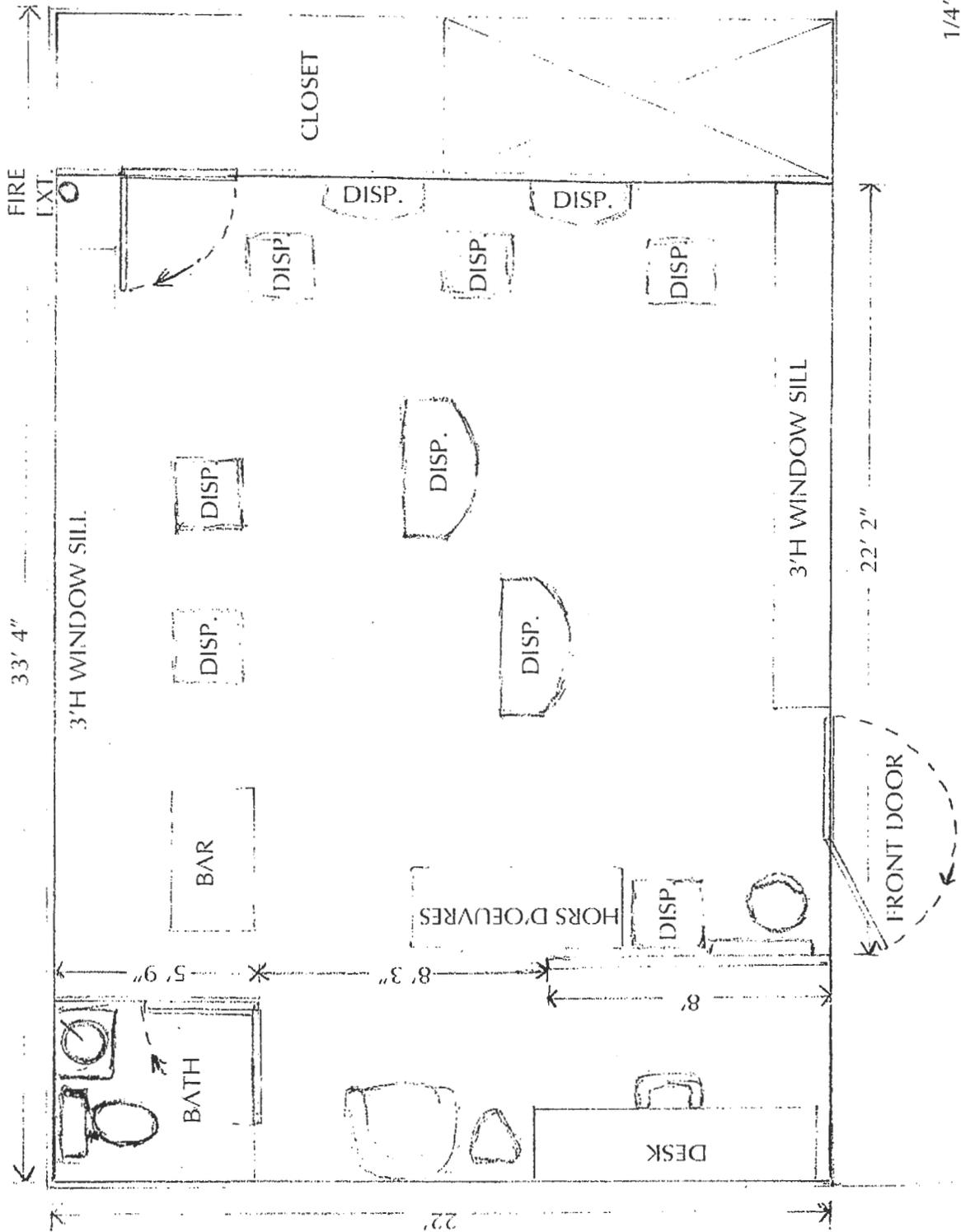
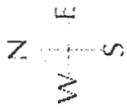
Approved by: \_\_\_\_\_

Date \_\_\_\_\_  
 Attachments: 1) Floor plan - (Pictures) \_\_\_\_\_ 2) Fees per day (listed on top of page) \_\_\_\_\_ 3) Server information list \_\_\_\_\_



# DANUTA

227 A East Palace Ave.  
Santa Fe, NM 87501



1/4" scale

9' 27.5' PORCH

**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.