

City of Santa Fe, New Mexico

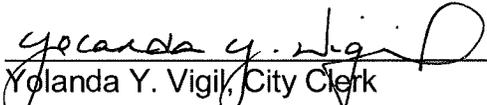
memo

DATE: March 23, 2016

TO: Mayor Gonzales & City Councilors

VIA: 

Brian K. Snyder, City Manager

FROM: 

Yolanda Y. Vigil, City Clerk

ITEM & ISSUE

Request from Meow Wolf for a waiver of the 300 foot location restriction and approval to allow the dispensing/consumption of beer and wine at Meow Wolf, 1352 Rufina Circle. This location is within 300 feet of La Petite Academy, 1361 Rufina Circle.

BACKGROUND AND SUMMARY

Pursuant to §60-6B-10 NMSA 1978, a request from Meow Wolf for a waiver of the 300 foot location restriction has been submitted to allow the dispensing/consumption of beer and wine for the following events:

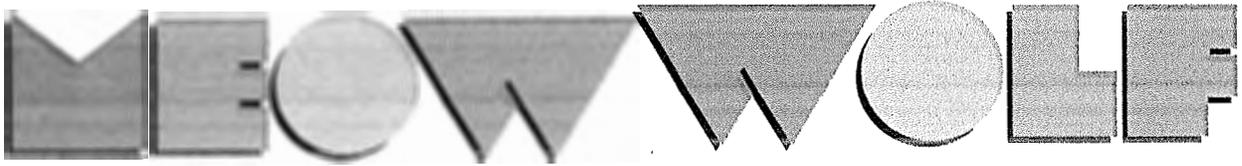
- April 1, 2016 – Nicolas Jaar – 6:00 p.m. to 1:00 a.m.
- April 2, 2016 – Nicolas Jaar – 6:00 p.m. to 1:00 a.m.
- April 3, 2016 – Nicolas Jaar – 6:00 p.m. to 1:00 a.m.
- April 8, 2016 – Community Night - 6:00 p.m. to 1:00 a.m.
- April 9, 2016 – Community Night - 6:00 p.m. to 1:00 a.m.
- April 11, 2016 – B. Dolan, Frankie Cosmos and Deertick – 6:00 p.m. to 1:00 a.m.
- April 12, 2016 – B. Dolan, Frankie Cosmos and Deertick - 6:00 p.m. to 1:00 a.m.
- April 13, 2016 – B. Dolan, Frankie Cosmos and Deertick - 6:00 p.m. to 1:00 a.m.
- April 18, 2016 – Supersuckers - 6:00 p.m. to 1:00 a.m.

Attached is a letter of no opposition from Nicole Trujillo, Executive Director of La Petite Academy.

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 Meow Wolf for the above mentioned events, dates and times.

Attachments: Applicant Letter
 La Petite Academy
 Special Dispenser Application
 §60-6B-10 NMSA 1978



March 22nd, 2016

Request for 300ft Statute Waiver
Meow Wolf + La Petite Academy
1352 Rufina Circle, Santa Fe NM, 87507

To Governing Body,

The purpose of this letter is to request waivers for the 300 ft. statute that is triggered by the proximity of La Petite Academy. Meow Wolf is located at 1352 Rufina Circle, and La Petite Academy is located at 1361 Rufina Circle. La Petite Academy has agreed to these waivers, and a signed letter from them is attached.

Meow Wolf will be hosting the serving of alcohol initially at special events through SDP and Celebration Permits, and then on a permanent basis through Duel Brewing's off-site brewer's permit. ***Alcohol sales will specifically be limited to after 6:00pm.***

List of event dates for requesting waivers:

- ***April 1st, 2nd, 3rd - Nicolas Jaar***
- ***April 8th, 9th - community night***
- ***April 11th, 12th, 13th - B. Dolan, Frankie Cosmos, Deertick,***
- ***April 18th - Supersuckers***

Thank you for this consideration of these waivers. Meow Wolf has been responsibly hosting events for 8 years in Santa Fe, without incident. We look forward to the positive and responsible impact that our new location will have on the city.

Vince Kadlubek
CEO, Meow Wolf



March 21st, 2016

Re: The 300ft Waiver for Alcohol Sales
From La Petite Academy
1361 Rufina Circle, Santa Fe NM, 87507

To Mayor and City Councilors,

The purpose of this letter is to approve the sale of alcohol at the Meow Wolf location, 1365 Rufina Circle, that is within 300 ft. of our school. La Petite Academy would like to grant a permanent waiver to Meow Wolf indefinitely to serve alcohol, including the requested dates in April.

La Petite Academy is to be free of all liability involving any activity that takes place on Meow Wolf's property, and we ask that Meow Wolf perform regular outdoor maintenance on both their property and any other surrounding property (including La Petite's) that may be affected by crowds or alcohol.

Nicole Trujillo
Executive Director

A handwritten signature in black ink that reads "Nicole Trujillo". The signature is written in a cursive, flowing style.

ALCOHOL & GAMING DIVISION
PUBLIC CELEBRATION PERMIT APPLICATION WINEGROWER, SMALL BREWER & CRAFT DISTILLER LICENSE HOLDERS

(60-6A-11.90-6A-26.1 NMSA)

FEES ARE \$10 PER DAY -- Fees are Non-Refundable

LICENSE HOLDER INFORMATION:

Business Name (DBA): Duel Brewing Owner Name Level 2 Industries LLC Liquor License # V7024
Mailing Address 1728 Parkway Dr. #D City, State & Zip Santa Fe, NM 87507
Contact Telephone # 505.474.5301 Fax # 505.474.5301 Email Address trrent@duelbrewing.com

EVENT INFORMATION: Celebration type: State Fair County Fair Community Fiesta Cultural/Artistic Performance ✓ Athletic

Cycle time (if applicable) - All Age Event Wrist Bands and/or Stamps - Beer Garden - Indoor / Outdoor Event Begin Time 6 PM End Time 1:30 AM

Description and Name of Event NICOLAS JAR Date(s) of Event 4/14/17 Alcohol Service Begin Time 6 End Time 11 PM

Physical Address of Event & Name of Building or Business 1352 RUFINA CIRC J MEOW WOLF Number of Persons expected to Drink 400

Description of Security USA SECURITY Number of Security 4 Security Contact Name MARINO Contact Telephone # 670-0184
CEYSA

SPONSOR INFORMATION

Sponsor of Event MEOW WOLF Contact Name VINCE KADLUBEK Contact Telephone # 670 9176

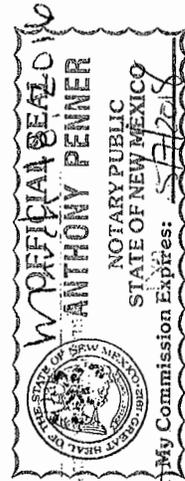
BUILDING PROPERTY OWNER APPROVAL

Name (print) FACELESS MAN Signature Parris P McBride-Martin Telephone # 955-0700 Date 3.18.16

LICENSE HOLDER & SERVER CERTIFICATION: I, TRENT EDWARDS (Licensee) hereby certify that this event is not within 300 Feet of a church or school unless alcoholic beverages were sold there before July 1, 1993, 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 every application. Licensee agrees that if any statements or representations herein are found to be false, the director may revoke the license and additional permits.

Licensee Name (print) Trent Edwards Signature Trent Edwards
All profits derived from the sale of liquor will go to the licensee.
Subscribed and sworn before me this 18 day of March 2016 Notary Public
NOTARY INFORMATION: My Commission Expires: 7/2018



LOCAL GOVERNING BODY APPROVAL

Print Name _____ Title _____ Date _____ Signature _____ Phone _____ Fax _____

ALCOHOL & GAMING DIVISION USE ONLY

Approved by: _____ Date _____ Permit Number _____
Attachments: 1) Floor plan - (Pictures) 2) Fees per day (based on top of page) 3) Server information list

ALCOHOL & GAMING DIVISION
PUBLIC CELEBRATION PERMIT APPLICATION WINEGROWER, SMALL BREWER & CRAFT DISTILLER LICENSE HOLDERS
 (60-64-111-60-64-26.1 NMSA)

FEE'S ARE \$10 PER DAY -- Fees are Non-Refundable

LICENSE HOLDER INFORMATION:

Business Name (DBA) Dual Brewing Owner Name Level 2 Industries LLC Liquor License # 47024
 Mailing Address 1228 Parkway Dr #4D City, State & Zip Santa Fe NM 87507
 Contact Telephone # 505 474 5301 Email Address level2@duelbrewing.com

EVENT INFORMATION: Celebration Type: State Fair County Fair Community Fiesta Cultural/Artistic Performance Athletic

Check those that apply - All Age Event / Wrist Bands and/or Stamps - Beer Garden - Indoor / Outdoor Event Begin Time 6PM End Time 1:30AM

Description and Name of Event MEOW WOLF MUSICAL NIGHT District of Event 48 & 49 Alcohol Service Begin Time 6PM End Time 1AM

Physical Address of Event & Name of Building or Business 1352 RUEIMA CIA MEDICINE Number of Persons expected to Drink 500

Description of Security USA SECURITIES Number of Security 5 Security Contact Name MANWO Contact Telephone # 670-0184

SPONSOR INFORMATION

Sponsor of Event: MEOW WOLF Contact Name VINCE CADLUPRELS Contact Telephone # 690 9176

BUILDING/PROPERTY OWNER APPROVAL

Name (print) FACCESSMAN Signature Paris P. McBride-Martin Telephone # 505 855 2700 Date 3 21

LICENSE HOLDER & SERVER CERTIFICATION: I, (Licensee) hereby certify that this dual license holder is in compliance with 300 F.A.C. 11-1-1 through 11-1-10, N.M.S.A. 1981, or a waiver is granted from the dual licensing laws. I further certify that alcohol or alcohol based alcoholic beverages were not being sold at the event. Further certify that all persons providing the service of alcoholic beverages are server certified and that they are my employees and I am not 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 or renew a permit.



Licensee Name (print) Trent Edwards Signature [Signature] Date March 20 2016 Notary Public [Signature]
My specific demand from the sale of liquor will go only to the licensee.
Subscribed and Sworn before me this 18 day of March 2016

LOCAL GOVERNING BODY APPROVAL

Sent Name _____ Title _____ Date _____ Signature _____ Phone _____ Fax _____

ALCOHOL & GAMING DIVISION USE ONLY

Approved by: _____ Date _____ Permit Number _____
 Attachments: 1) Floor Plan - (Pictures) 2) Fees per day (listed on top of page) 3) Server information list

ALCOHOL & GAMING DIVISION
PUBLIC CELEBRATION PERMIT APPLICATION WINEGROWER, SMALL BREWER & CRAFT DISTILLER LICENSE HOLDERS
 (60-6A-11.60-6A-26.J.NMSA)

FEE'S ARE \$10 PER DAY -- Fees are Non-Refundable

LICENSE HOLDER INFORMATION:

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 Mailing Address 1228 Parkway Dr. #4D City, State & Zip Santa Fe NM 87507
 Contact Telephone # 505.474.5301 Email Address level2@duelbrewing.com

EVENT INFORMATION: Celebration type: State Fair Community Fiesta Cultural/Artistic Performance Athletic

Click those that apply - All Age Event / Wrist Bands and/or Stamps - Beer Garden - Indoor / Outdoor Event Begin Time 6 End Time 1:30 AM

Description and Name of Event SUPER-SUCKERS Date(s) of Event 4-18 Alcohol Service Begin Time 6 End Time 1 AM

Physical Address of Event & Name of Building or Business 1252 RUFINA CIR Number of Persons expected to Drink 400

Description of Security VSA SECURITY Number of Security 4 Security Contact Name MARINA Contact Telephone # 505.0184

SPONSOR INFORMATION

Sponsor of Event MEOW WOLF Contact Name VINCE KADLOBEK Contact Telephone # 690.9176

BUILDING/PROPERTY OWNER APPROVAL

Signature FACELESS MAN Signature PAT'S P. McBride-Martin Telephone 955.0700 Date 3.18.16

LICENSE HOLDER & SERVER CERTIFICATION: I, TRENT EDWARDS (Licensee) hereby certify that this permit is for use within 300 feet of a church or school unless alcoholic beverages are 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 not 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 a license and may suspend or revoke any license previously issued.

Licensee Name (print) Trent Edwards Signature Trent Edwards Title NOTARY PUBLIC

Subscribed and sworn before me this 18 day of March, 2016 Notary Public.



LOCAL GOVERNING BODY APPROVAL

Print Name _____ Title _____ Date _____ Signature _____ Phone _____ Fax _____

ALCOHOL & GAMING DIVISION USE ONLY

Approved by: _____ Date _____ Permit Number _____
 Attachments: 1) Floor plan -- (Pictures) 2) Fees per day (listed on top of page) 3) Server information list

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.