

1 **CITY OF SANTA FE, NEW MEXICO**

2 **BILL NO. 2016-14**

3 **INTRODUCED BY:**

4
5 Councilor Peter N. Ives

6 Councilor Ronald S. Trujillo

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10 **AN ORDINANCE**

11 **AMENDING SUBSECTION 23-6.2 SFCC 1987 TO PERMIT THE SALE AND**
12 **CONSUMPTION OF ALCOHOL AT FORT MARCY BALLPARK FOR THE BIKE AND**
13 **BREW EVENT AND LIMIT THE MAXIMUM ALCOHOL CONTENT OF BEER TO**
14 **EIGHT PERCENT.**

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16 **BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SANTA FE:**

17 **Section 1. Subsection 23-6.2 SFCC 1987 (being Ord. #2012-20, as amended) is**
18 **amended to read:**

19 **23-6.2 Permitted Locations for the Sale and Consumption of Alcohol on**
20 **City Property.**

21 The sale or consumption of alcoholic beverages is permitted at the following locations on
22 city property:

23 A. The Santa Fe community convention center and adjacent outdoor spaces under
24 the center's control;

25 B. That area of the Santa Fe municipal airport main terminal building and adjacent

1 areas operated as a restaurant; and

2 C. The Marty Sanchez links de Santa Fe (golf course).

3 D. The area of the Fort Marcy ballpark designated for concessions and seating shall
4 be used for the sale and consumption of only beer and only at professional baseball games.

5 (1) A special dispenser permit shall be used to dispense alcohol. The alcohol
6 dispenser shall comply with all state and local laws and regulations for dispensing
7 alcohol pursuant to the special dispenser permit.

8 (a) Persons desiring to consume beer shall be required to wear a
9 wristband that restricts consumption to a maximum of three (3) twelve (12)
10 ounce beers during the course of a professional baseball game.

11 (i) The wristband shall be nontransferable and shall be
12 issued to verify age and to indicate the number of alcoholic beverages
13 purchased.

14 (ii) The purchase of alcoholic beverages shall be limited to
15 one (1) purchase per person at one (1) time.

16 (iii) Twelve (12) ounce beverage containers shall be used for
17 beer.

18 (iv) Alcoholic beverage containers shall be distinguishable
19 from nonalcoholic beverage containers.

20 (b) The sale of beer shall terminate at the end of sixth inning of the
21 professional baseball game.

22 (c) In addition to alcoholic beverages, food and non-alcoholic
23 beverage drinks shall be sold. Water shall be provided at no cost.

24 (d) A manager of the alcohol vendor shall be present at all times in
25 the concession area. A photograph of the manager and his or her name shall be

1 posted at the point of sale of alcoholic beverages. At all times, the manager shall
2 wear a nametag that identifies him or her as the manager.

3 (e) Alcohol servers shall not drink alcohol during baseball games.

4 (f) The vendor shall place signs in the concession area and outside
5 the concession area that indicate the illegality of selling, serving and providing
6 alcohol to minors and intoxicated persons.

7 (2) Any professional baseball league games subject to this section, shall not
8 take precedence over the scheduling of local youth baseball leagues using Fort Marcy
9 Ballpark.

10 E. An area of Fort Marcy ballpark, designated as a beer, wine and margarita garden,
11 and permitted in accordance with all city and state requirements, may be used for the sale and
12 consumption of beer and wine during the fiesta council mariachi extravaganza concert, if a valid
13 permit is acquired from the city of Santa Fe. The event sponsor shall comply with the
14 requirements of subsection 23-6.3 SFCC 1987, except that alcohol content may exceed the
15 allowable limit to permit the sale of margaritas. Margaritas must contain no more than one and
16 one-half (1.5) ounces of alcohol per drink, and shall be served in six (6) ounce beverage cups.
17 Any alcoholic beverage served shall not be greater in size or alcohol content than the generally
18 accepted standard drink. Purchases of margaritas are limited to two (2) per person, and shall be
19 regulated by all conditions provided in subsection 23-6.3 SFCC 1987. Consumers shall either
20 consume only margaritas, or wine and beer, but shall not consume a combination of margaritas
21 and wine or beer. Alcohol providers shall follow best practices at all times. This section shall be
22 reviewed by the governing body within one (1) year from the date of adoption.

23 F. An area of [~~the Railyard park~~]Fort Marcy ballpark, designated as a beer garden
24 and permitted in accordance with all city and state requirements, may be used for the sale and
25 consumption of beer and wine, during the bike and brew festival if a valid permit is acquired from

1 | the city of Santa Fe [~~railyard community corporation~~]. For this event, maximum alcohol content
2 | for beer shall not exceed eight percent (8%). This section shall be reviewed by the governing
3 | body within one (1) year from the date of adoption.

4 | G. Buildings owned by another party located on land owned by the city.

5 | H. On land or buildings owned by the city for which the city has entered into a lease
6 | with another party for six (6) months or more except for the Railyard park, Plaza and Alameda (as
7 | defined in the Deed of Conservation Easement dated October 1, 2004) where alcohol is
8 | prohibited, unless specifically permitted under subsection 23-6.2 SFCC 1987.

9 | I. In or on railroad cars located on railroad tracks except as prohibited by state or
10 | federal law.

11 | All other applicable approvals required by state or city laws and regulations shall be
12 | obtained prior to the sale or consumption of alcoholic beverages on the property described in this
13 | subsection 23-6.2.

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15 | APPROVED AS TO FORM:

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18 | KELLEY A. BRENNAN, CITY ATTORNEY