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CITY OF SANTA FE, NEW MEXICO

BILL NO. 2013-33

INTRODUCED BY:

Councilor Trujillo
Councilor Mayor Coss
Councilor Wurzburger

AN ORDINANCE

RELATING TO THE SALE AND CONSUMPTION OF ALCOHOL ON CITY PROPERTY; AMENDING SECTION 23-6.2 SFCC 1987 TO AUTHORIZE THE SALE AND CONSUMPTION OF BEER ONLY IN THE AREAS DESIGNATED FOR CONCESSIONS AND SEATING AT FORT MARCY BALLPARK IN ACCORDANCE WITH STATE AND LOCAL LAWS AND REGULATIONS.

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

Section 1. Section 23-6.2 SFCC 1987 (being Ord. #2012-20) is amended to read:

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

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

- A. The Santa Fe community convention center and adjacent outdoor spaces under the center's control;
- B. That area of the Santa Fe municipal airport main terminal building and adjacent areas

1 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 [~~as a beer garden that~~] for
4 concessions and seating shall be used for the sale and consumption of only beer and only at
5 professional baseball games.

6 ~~[(1) For purposes of this subsection, beer garden means an area of Fort Marcy~~
7 ~~Ballpark with restricted entry and exit that shall be comprised of no more than twenty five~~
8 ~~percent (25%) of the area designated for ballpark seating.~~

9 ~~(2)](1)~~ A special dispenser permit shall be used to dispense alcohol. The alcohol
10 dispenser shall comply with all state and local laws and regulations for dispensing alcohol
11 pursuant to the special dispenser permit.

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

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

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

19 (iii) Twelve (12) ounce beverage containers shall be used for
20 beer.

21 (iv) Alcoholic beverage containers shall be distinguishable from
22 nonalcoholic beverage containers.

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

25 (c) In addition to alcoholic beverages, food and non-alcoholic beverage

1 drinks shall be sold. Water shall be provided at no cost.

2 (d) A manager of the alcohol vendor shall be present at all times in the
3 concession area. A photograph of the manager and his or her name shall be posted at
4 the point of sale of alcoholic beverages. At all times, the manager shall wear a
5 nametag that identifies him or her as the manager.

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

7 (e) The vendor shall place signs in the concession area and outside the
8 concession area that indicate the illegality of selling, serving and providing alcohol to
9 minors and intoxicated persons.

10 ~~[(3) No person under the age of twenty one (21) shall be permitted in the beer~~
11 ~~garden.~~

12 ~~(4) The determination of the actual location of the beer garden within the~~
13 ~~ballpark, along with the requirements for the beer garden, including buffering and public~~
14 ~~health and safety requirements, shall be adopted by separate resolution of the governing body.~~

15 ~~(5)](2) Any professional baseball league games subject to this section, shall not take~~
16 ~~precedence over the scheduling of local youth baseball leagues using Fort Marcy Ballpark.~~

17 E. Buildings owned by another party located on land owned by the city.

18 F. On land or buildings owned by the city for which the city has entered into a lease
19 with another party for six (6) months or more except for the Railyard Park, Plaza and Alameda (as
20 defined in the Deed of Conservation Easement dated October 1, 2004) where alcohol is prohibited.


21 G. In or on railroad cars located on railroad tracks except as prohibited by state or
22 federal law.

23 All other applicable approvals required by state or city laws and regulations shall be obtained
24 prior to the sale or consumption of alcoholic beverages on the property described in this subsection

25 23-6.2.

1 **Section 2. Review.** The provisions of this Ordinance shall be reviewed one year from
2 the effective date of this Ordinance.

3 APPROVED AS TO FORM:

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6 GENO ZAMORA, CITY ATTORNEY

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25 *M/Melissa/Bills 2013/2013-33 Alcohol at Ft Marcy (eliminate beer garden)_substitute w_amendments incorporated*