

City of Santa Fe, New Mexico

memo

DATE: March 4, 2016

TO: Mayor Gonzales & City Councilors

VIA: Brian K. Snyder by yym
Brian K. Snyder, City Manager

FROM: Yolanda Y. Vigil
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 alcohol 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 alcohol for the following events:

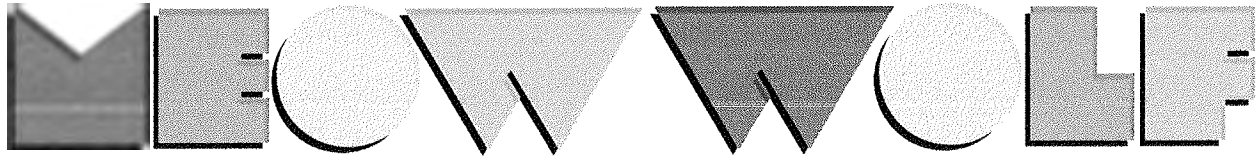
- March 17, 2016 – Grand Opening (Private Event) – 6:00 p.m. to 12:00 a.m.
- March 18, 2016 – Grand Opening – 6:00 p.m. to 1:00 a.m.
- March 19, 2016 – Handsome Family – 6:00 p.m. to 1:00 a.m.
- March 20, 2016 – Sassmouth - 6:00 p.m. to 1:00 a.m.
- March 23, 2016 – CocoRosie – 6:00 p.m. to 1:00 a.m.
- March 24, 2016 – CocoRosie – 6:00 p.m. to 1:00 a.m.
- March 25, 2016 – Local Showcase - 6:00 p.m. to 1:00 a.m.
- March 26, 2016 – Local Showcase - 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 alcohol 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



February 26th, 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:

- ***March 17th, 2016 - Grand Opening Event (Private)***
- ***March 18th, 2016 - Grand Opening with Amanda Palmer***
- ***March 19th, 2016 - Grand Opening with Handsome Family***
- ***March 20th, 2016 - Grand Opening with Sassmouth***
- ***March 23rd, 2016 - CocoRosie***
- ***March 24th, 2016 - CocoRosie***
- ***March 25th, 2016 - Local Showcase***
- ***March 26th, 2016 - Local Showcase***

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



February 17th, 2016

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

To Whom it May Concern,

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.

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, appearing to read "Nicole Trujillo", with a stylized flourish at the end.

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

Per day: 2 \$50.00 Public Event

1 \$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.

125.00

LICENSE HOLDER INFORMATION

Business Name (DBA) Sen Coctean Cinema Owner Name Arshgden Entertainment Corporation District

Address 418 Markzuma Ave City, State & Zip SF AM 87501

Contact Telephone # 855 466 5528 Fax # _____

Liquor License # 15-0046/AM 262

circle those that apply - All Age Event Beer Garden Indoor Outdoor
Wrist Band Stamps

Description and Name of Event Opening Gala + weekend Date(s) of Event 3/17, 3/18, 3/19 Alcohol Service Begin Time 6pm End Time 12:00am

Physical Address of Event and Name of Building or Business _____ Number of Persons expected to Drink 700/day

Description of Security USA security Number of Security 7/day Security Contact Name Maria Leyba Contact Telephone # 690-018

SPONSOR INFORMATION

Sponsor of Event Melan Wolf Contact Name Vice Kadlaker Contact Telephone # 505 803 9176

BUILDING/PROPERTY OWNER APPROVAL

Name (print) Faceless Man Signature Paris P. McBride-Martin Telephone # 955-0700 Date 2/26/16

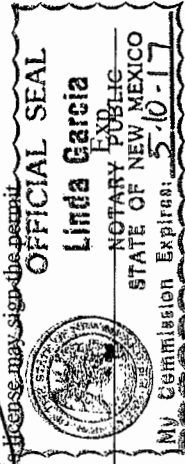
DISPENSER HOLDER & SERVER CERTIFICATION: I, George Rematin (Licensee) hereby certify that this event is within the same local option district as the dispenser's license, that event is not within 300 Ft. of a church or school unless alcoholic beverages were sold there prior to July 1, 1981 or a waiver 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) George Rematin Signature _____ Date 2/26/16
profits derived from the sale of liquor will go only to the licensee.

NOTARY INFORMATION

Subscribed and Sworn before me this 26th day of February, 2016 Notary Public Judith Lopez



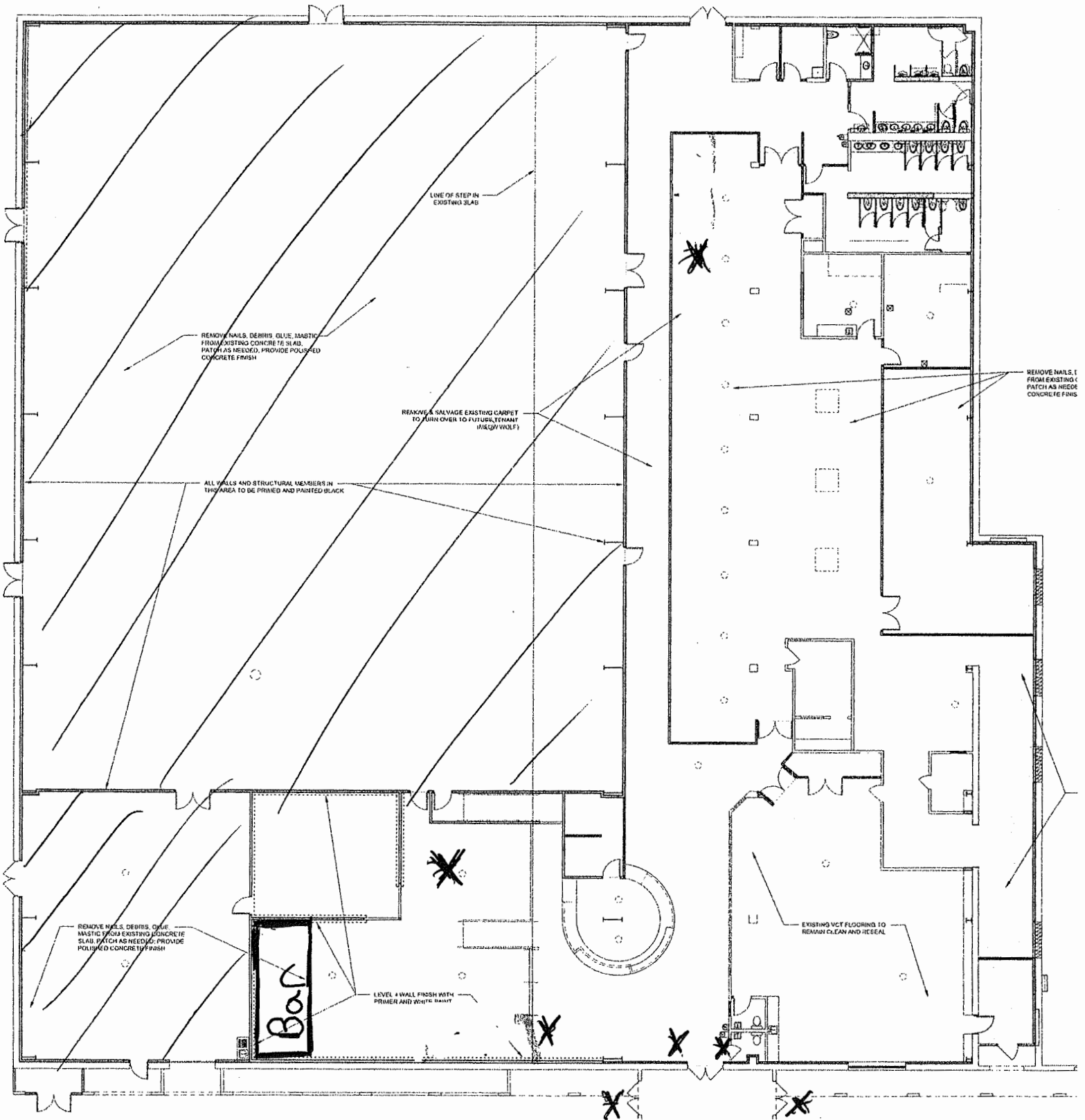
LOCAL GOVERNING BODY APPROVAL

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

ALCOHOL & GAMING DIVISION USE ONLY

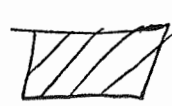
Approved by: _____ Date _____ Permit Number _____

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



x = Security

 = Bar Service

 = No Drinks Allowed

ALCOHOL & GAMING DIVISION
PUBLIC CELEBRATION PERMIT APPLICATION WINEGROWER, SMALL BREWER & CRAFT DISTILLER LICENSE HOLDERS
 (60-6A-11160-6A-26.1 NMSA)

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

LICENSE HOLDER INFORMATION:

Business Name (DBA) Duel Boxing Owner Name Lebel Industries LLC Liquor License # 07024
 Mailing Address 1120 Parkway Dr. #1 City, State & Zip Santa Fe NM 87507
 Contact Telephone # 505-421-1501 Fax # 505-421-1501 Email Address lebelindustries.com

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

Circle those that apply - All Age Event Wrist Bands and/or Stamps - Beer Garden Indoor Outdoor Event Begin Time 6:00pm End Time 1:00am

Description and Name of Event Opens week Date(s) of Event 3/18, 3/19, 3/20 Alcohol Service Begin Time 6:00pm End Time 1:00am
 Physical Address of Event & Name of Building or Business 1352 Rufus Circle, Meow Wolf Number of Persons expected to Drink 700/day
 Description of Security USA security Number of Security 7/day Contact Name Moshe Leyba Contact Telephone # 505-690-0184

SPONSOR INFORMATION

Sponsor of Event Meow Wolf Contact Name Vincent Kadlbeck Contact Telephone # 505-603-9176

BUILDING/PROPERTY OWNER APPROVAL

Name (print) Faceless Man Signature Tami P. McBride-Martel Telephone # 955-0700 Date 2/26/16

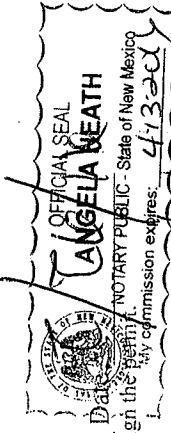
LICENSE HOLDER & SERVER CERTIFICATION: I, (Licensee) hereby certify that this event is not within 300 Ft. of a church or school unless alcoholic beverages were sold there prior to July 1, 1981 or a waiver is obtained from the local governing body. I further certify that all persons providing the service 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) Trent Edwards Signature Trent Edwards
 All profits derived from the sale of liquor will go only to the licensee.

NOTARY INFORMATION

Subscribed and Sworn before me this 26th day of February, 2016 Notary Public Angela Heath Exp. 4/13/2016

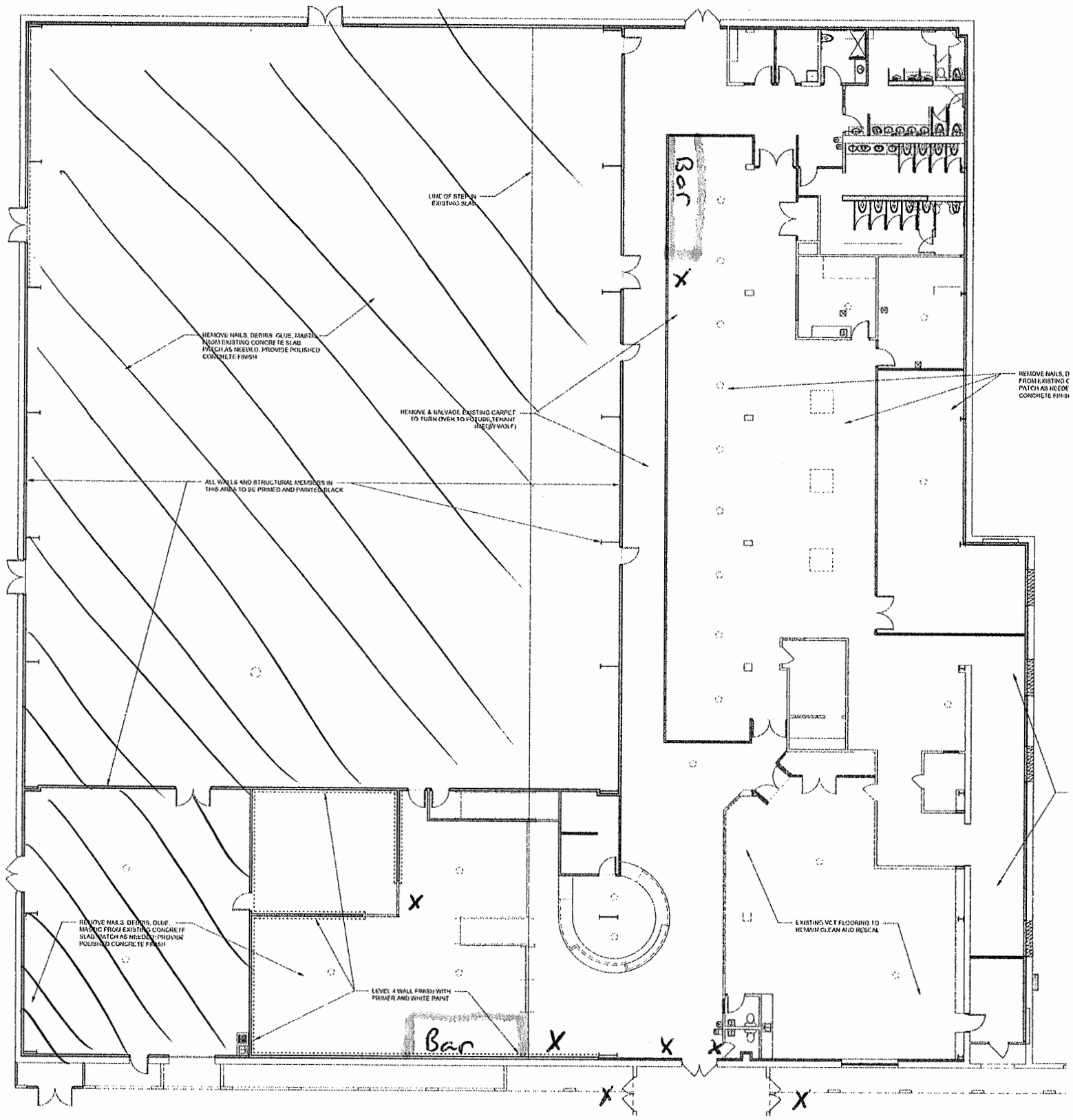


LOCAL GOVERNING BODY APPROVAL

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 _____



X = Security
 [Bar symbol] = Bar Service
 [Hatched Bar symbol] = No Drinks allowed

ALCOHOL & GAMING DIVISION
PUBLIC CELEBRATION PERMIT APPLICATION WINEGROWER, SMALL BREWER & CRAFT DISTILLER LICENSE HOLDERS
 (60-6A-11 / 60-6A-26.1 NMSA)

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

LICENSE HOLDER INFORMATION:

Business Name (DBA) Duel Brewing Owner Name Wink Industries LLC Liquor License # 67024
 Mailing Address 1200 Parkway Dr #D City, State & Zip Santa Fe, NM 87507
 Contact Telephone # 505-474-5501 Fax # NA Email Address front@duelbrewing.com

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

Circle those that apply - (All Age Events) Wrist Bands and/or Stamps - Beer Garden (Indoor) Outdoor Event Begin Time 7:00pm End Time 1:00am
 Description and Name of Event Coco Rosie Date(s) of Event 3/33 + 3/34 Alcohol Service Begin Time 7:00pm End Time 1:00am
 Physical Address of Event & Name of Building or Business 1352 Rubin Circle, Mesquite Number of Persons expected to Drink 350/day
 Description of Security Melina Leyba Number of Security 4/day Security Contact Name Melina Leyba Contact Telephone # 505-690-0184

SPONSOR INFORMATION

Sponsor of Event Melov Wolf Contact Name Vince Kadlabeck Contact Telephone # 505-603-9176

BUILDING/PROPERTY OWNER APPROVAL

Name (print) Faceless Man Signature Pamela P. McBride-Martin Telephone # 505-955-0700 Date 2/26/16


LICENSE HOLDER & SERVER CERTIFICATION: I, _____ (Licensee) hereby certify that this 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) Trent Edwards Signature Trent Edwards Date 2/26/16
 All profits derived from the sale of liquor will go only to the licensee.

NOTARY INFORMATION

Only the owner or authorized person under this license may sign the permit.

 OFFICIAL SEAL
 ANGELA HEATH
 NOTARY PUBLIC - State of New Mexico
 My Commission Expires: 4/30/17

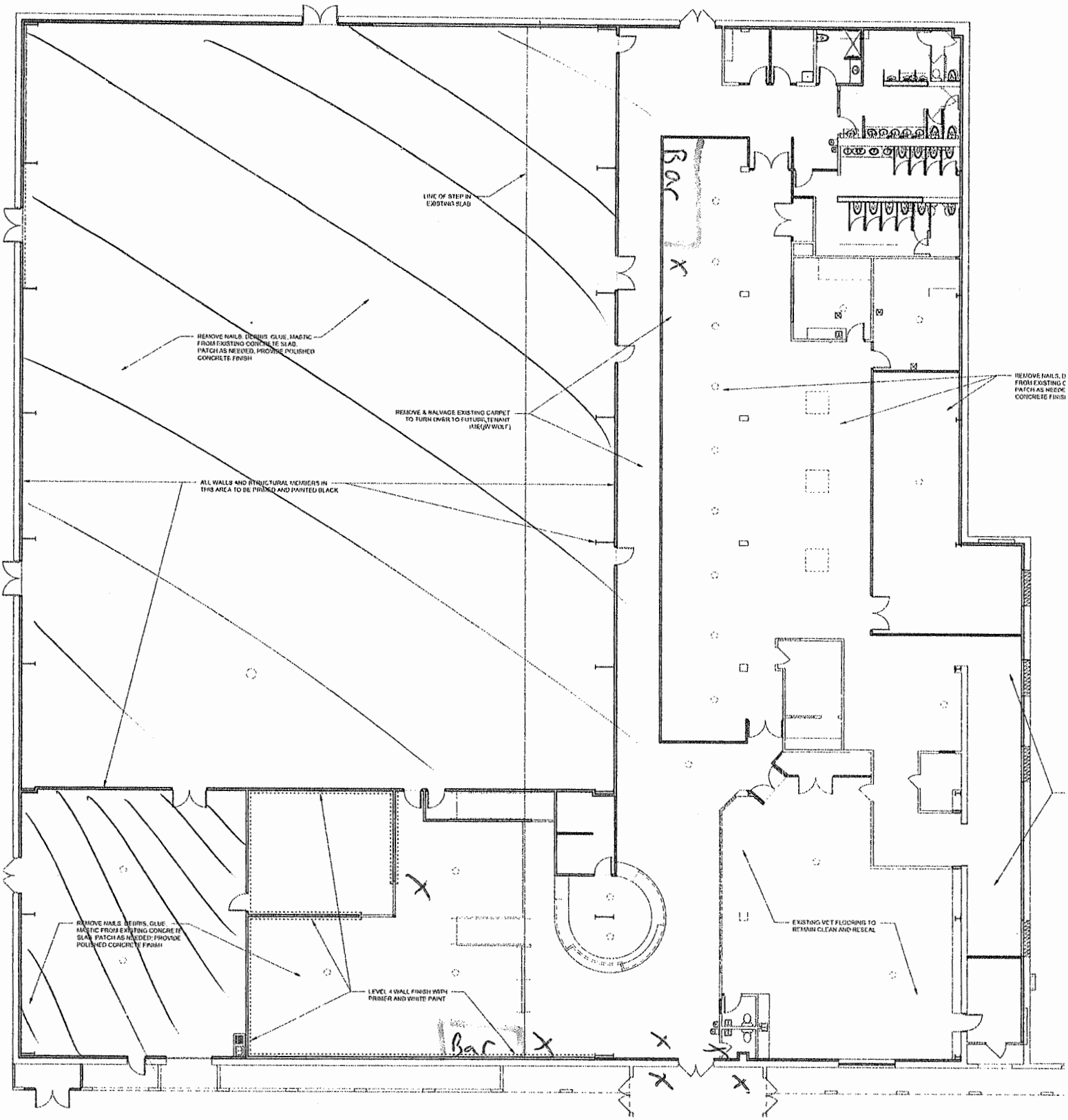
Subscribed and Sworn before me this 26th day of February, 20 16 Notary Public Angela Heath

LOCAL GOVERNING BODY APPROVAL

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

ALCOHOL & GAMING DIVISION USE ONLY

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X = Security

[Hatched Box] = Bar Service

[Diagonal Lines Box] = No Drinks Allowed

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 (60-6A-11 / 60-6A-26.1 NMSA)

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 Mailing Address 126 Parkway Dr. #D City, State & Zip Santa Fe, NM 87507
 Contact Telephone # 505-474-5301 Fax # _____ Email Address front@duelbrewing.com

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

Circle those that apply All Age Events Wrist Bands and/or Stamps Beer Garden Indoor Outdoor Event Begin Time 6:00pm End Time 1:00am
 Description and Name of Event Thunderbolt weekend Date(s) of Event 3/25 + 3/26 Alcohol Service Begin Time 6:00pm End Time 1:00am
 Physical Address of Event & Name of Building or Business 1352 Rafine Circle Meow Wolf Number of Persons expected to Drink 350/d.o.y
 Description of Security USA Security Number of Security 4/day Security Contact Name Marino Leyba Contact Telephone # 505-603-9176
 Sponsor of Event Meow Wolf Contact Name Vince Kadlecik Contact Telephone # 505-603-9176

SPONSOR INFORMATION

BUILDING/PROPERTY OWNER APPROVAL

Name (print) Faceless Man Signature Paul P. Bode-Martin Telephone # 505-855-0700 Date 2/26/16

LICENSE HOLDER & SERVER CERTIFICATION: I, Trent Edwards (Licensee) hereby certify that this 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.

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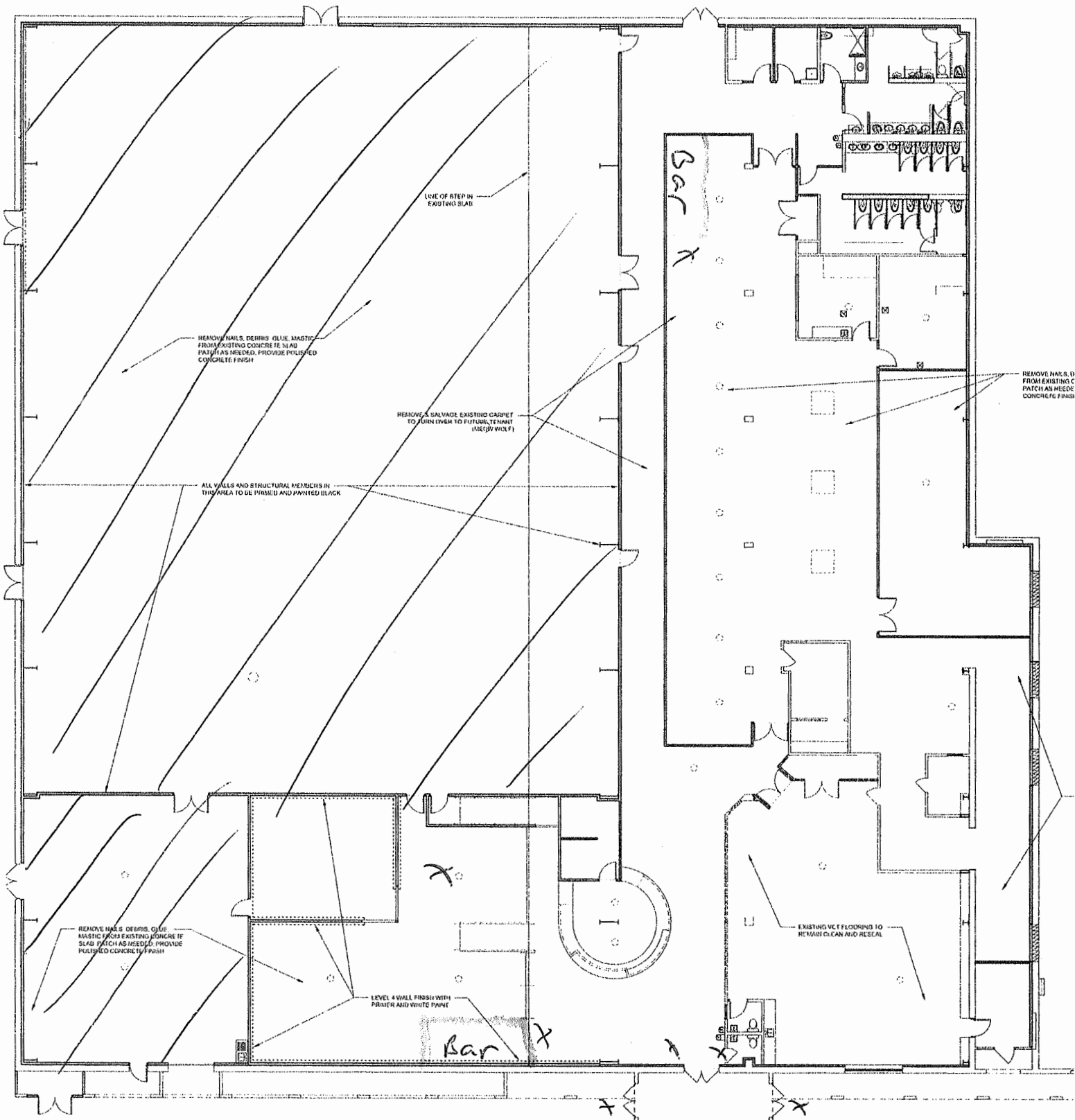
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ALCOHOL & GAMING DIVISION USE ONLY


Approved by: _____ Date _____ Permit Number _____
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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.