




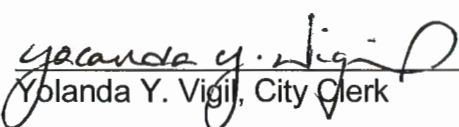
# City of Santa Fe, New Mexico

# memo

DATE: August 5, 2015

TO: Mayor Gonzales & City Councilors

VIA:  for BS  
\_\_\_\_\_  
Brian K. Snyder, City Manager

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

## **ITEM & ISSUE**

Request from Mountain Trails Gallery for a waiver of the 300 foot location restriction and approval to allow the dispensing/consumption of alcoholic beverages at Mountain Trails Gallery, 200 Old Santa Fe Trail, which is within 300 feet of The Loretto Chapel, 207 Old Santa Fe Trail, where services are held by the Church of the Antioch at Santa Fe.

## **BACKGROUND AND SUMMARY**

Pursuant to §60-6B-10 NMSA 1978, Mountain Trails Gallery has requested a waiver of the 300 foot location restriction to allow the dispensing/consumption of alcoholic beverages at Mountain Trails Gallery, 200 Old Santa Fe Trail. The request is for an Art Opening to be held on Friday, August 21, 2015 from 4:00 p.m. to 7:00 p.m.

Attached is a letter of support from Bishop Douglas L. Walker, Pastor of the Church of Antioch at Santa Fe.

## **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 alcoholic beverages at Mountain Trails Gallery, 200 Old Santa Fe Trail, for an Art Opening to be held on Friday, August 21, 2015 from 4:00 p.m. to 7:00 p.m.

Attachments: Letter/Applicant  
Letter/The Church of Antioch at Santa Fe  
Special Dispenser Permit Application  
§60-6B-10 NMSA 1978

July 31, 2015

Mayor Javier Gonzales and The Santa Fe City Council  
City Council Chambers  
200 Lincoln Avenue  
Santa Fe, NM 87501

Dear Mayor Gonzales and Santa Fe City Council,

I am the owner of the Mountain Trails Gallery in Santa Fe. We will be hosting an Art Opening at our gallery on August 21, 2015.

As the owner, I hereby give my permission and support to the granting of a special dispenser permit, which will allow the Inn at Loretto to serve alcohol at this event.

Event Date: August 21, 2015 from 4:00pm-7:00pm.

Sincerely,

A handwritten signature in black ink, appearing to read "Kevin French", with a long horizontal flourish extending to the right.

Mr. Kevin French

Owner

Mountain Trails Gallery  
200 Old Santa Fe Trail  
Santa Fe, NM 87501

July 30, 2015

Mayor Javier Gonzales and The Santa Fe City Council  
City Council Chambers  
200 Lincoln Avenue  
Santa Fe, NM 87501

Dear Mayor Gonzales and The Santa Fe City Council,

I am the Pastor and Bishop of the Church of Antioch at Santa Fe which holds its Eucharistic Liturgy (Mass) at the Loretto Chapel on Sundays.

As the Pastor and Bishop, I hereby give my permission and support to the granting of a special dispenser permit which would allow the Inn at Loretto to serve alcohol at their art event at the Mountain Trails Gallery on August 21, 2015 from 4:00pm-7:00pm.

Sincerely,

A handwritten signature in black ink, appearing to read "Douglas Walker", written in a cursive style.

Douglas Walker

Pastor and Bishop

The Church of the Antioch at Santa Fe

**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.

**LICENSE HOLDER INFORMATION**

Business Name (DBA) Inn at Loreto Owner Name Canon Wealth Loreto Local Option District Santa Fe City  
 Mailing Address 211 Old Santa Fe Trail City, State & Zip Santa Fe, NM 87501  
 Contact Telephone # 505 984 7964 Fax # 505 984 7964 Email Address Ninvente@destinationhotels.com  
 Liquor License # 06601  
 Circle those that apply: All Age Event - Beer Garden - Indoor / Outdoor Wrist Band / Stamps Event Begin Time 3:30 p End Time 7:30 p  
 Description and Name of Event Art Opening Date(s) of Event April 24, 2015 Alcohol Service Begin Time 4p End Time 7p  
 Physical Address of Event and Name of Building or Business 200 Old Santa Fe Trail Number of Persons expected to Drink 150  
 Description of Security Inn at Loreto Number of Security 2 Security Contact Name Albert & Lohi Contact Telephone # 505 988 5531

**SPONSOR INFORMATION**

Sponsor of Event Martina Trinis Gulley Contact Name Kevin French Contact Telephone # 505 983 7027

**BUILDING/PROPERTY OWNER APPROVAL**

Name (print) KEVIN FRENCH Signature [Signature] Telephone # 505-983-7027 Date 7/31/15  
 Commonwealth Loretto Operating, Inc.

**LICENSE HOLDER & SERVER CERTIFICATION:** I, Operating, Inc. (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.

Commonwealth Loretto Operating, Inc.

Licensee Name (print) By: Dona Tanaka, Secretary Signature [Signature] Date July 31, 2015

All profits derived from the sale of liquor will go only to the licensee.

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

**NOTARY INFORMATION**

Subscribed and Sworn before me this 20 day of Notary Public Exp. [Signature]

**LOCAL GOVERNING BODY APPROVAL**

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

**ALCOHOL & GAMING DIVISION USE ONLY**

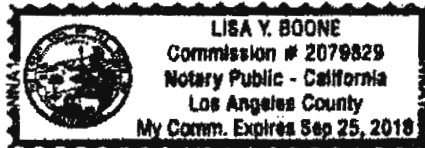
Approved by: \_\_\_\_\_ Date \_\_\_\_\_ Permit Number \_\_\_\_\_  
 Attachments: 1) Floor plan - (Pictures) \_\_\_\_\_ 2) Fees per day (listed on top of page) \_\_\_\_\_ 3) Server information list \_\_\_\_\_

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California  
County of Los Angeles

Subscribed and sworn to (or affirmed) before me on this 31<sup>st</sup>  
day of July, 2015, by Dona Tanaka

proved to me on the basis of satisfactory evidence to be the person ~~(s)~~ who appeared before me.

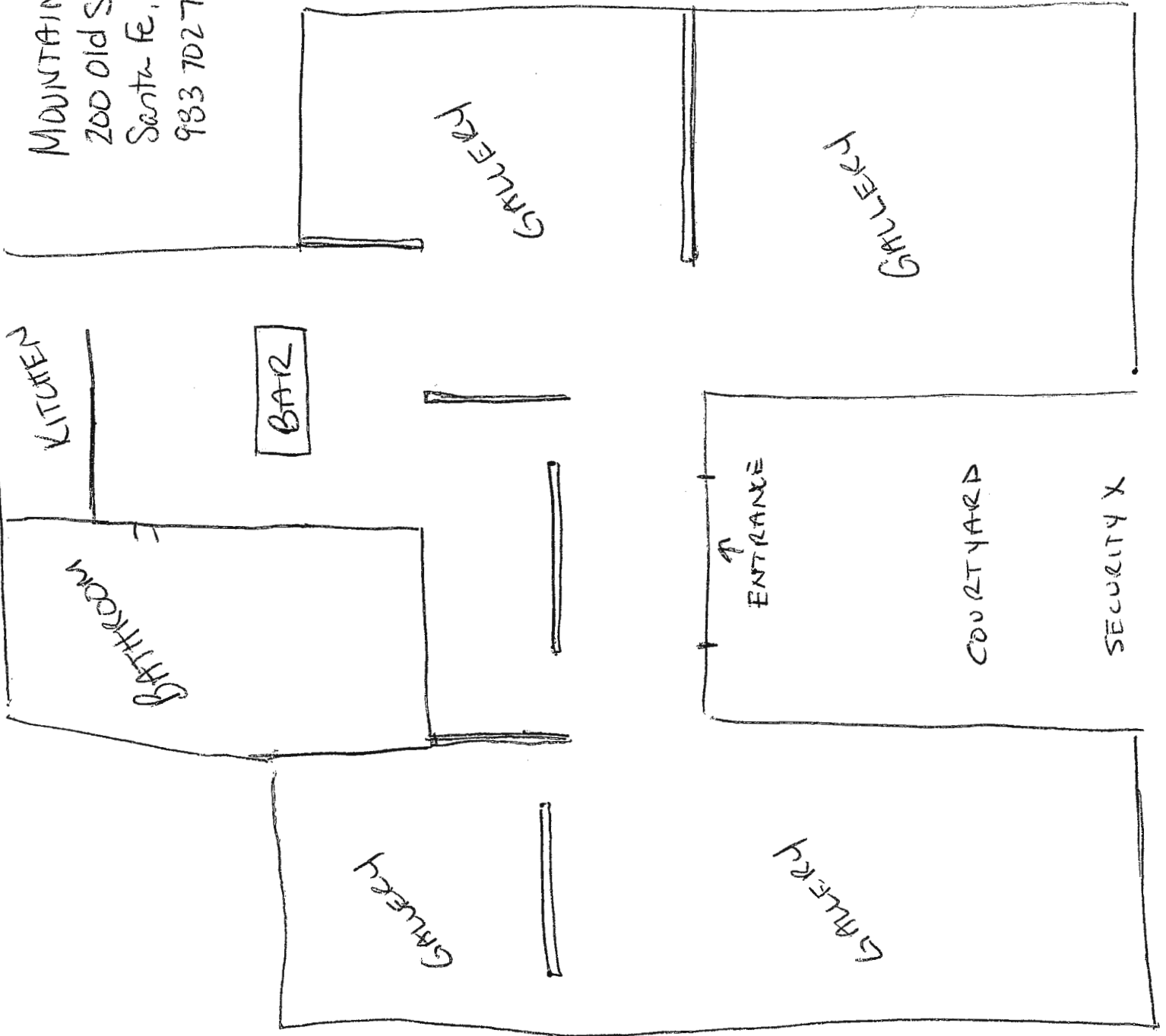


(Seal)

Signature Lisa Y. Boone

MOUNTAIN TRAILS GALLERY  
200 Old Santa Fe Trail  
Santa Fe, NM 87501  
983 7027

WATER ST.



212 SANTA FE TRAIL

**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.