

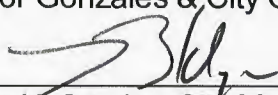


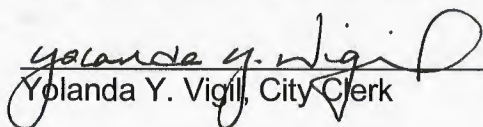
# City of Santa Fe, New Mexico

# memo

DATE: September 5, 2014

TO: Mayor Gonzales & City Councilors

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

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

## **ITEM & ISSUE**

Request from After Hours Alliance for a waiver of the 300 foot location restriction and approval to allow the dispensing/consumption of alcoholic beverages at El Museo Cultural de Santa Fe, 555 Camino de la Familia, which is within 300 feet of Tierra Encantada Charter School @ Alvord, 551 Alarid Street.

## **BACKGROUND AND SUMMARY**

Pursuant to §60-6B-10 NMSA 1978, After Hours Alliance has requested a waiver of the 300 foot location restriction to allow the dispensing/consumption of alcoholic beverages at El Museo Cultural de Santa Fe, 555 Camino de la Familia. This request is for a lucha libre wrestling match, featuring wrestlers from Mexico City, followed by a electronic arts showcase to be held on Saturday, September 13, 2014 from 8:00 p.m. to 12:00 a.m.

Attached is a letter from Director Daniel P. Benavidez, Tierra Encantada Charter School @ Alvord stating no opposition to this request. The applicant is also seeking to obtain a letter from the Santa Fe Public Schools.

## **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 alcoholic beverages at El Museo Cultural de Santa Fe, 555 Camino de la Familia for a lucha libre wrestling match, featuring wrestlers from Mexico City, followed by a electronic arts showcase to be held on Saturday, September 13, 2014 from 8:00 p.m. to 12:00 a.m.

Attachments: Letter/After Hours Alliance  
Letter/Tierra Encantada Charter School @ Alvord  
Special Dispenser Permit Application  
§60-6B-10 NMSA 1978



August 26, 2014

City of Santa Fe  
200 Lincoln Ave  
Santa Fe, NM 87501

Dear City of Santa Fe,

I am writing to provide information on the special dispensary permit application being filed for the AHA Festival of Progressive Arts on Saturday, September 13 from 8:00 pm til 12:00 am at El Museo Cultural. The After Hours Alliance is the event sponsor.

The event is a lucha libre wrestling match featuring wrestlers from Mexico City, followed by an electronic arts showcase. The bar will serve beer and mixed drinks with an emphasis on margaritas. We have spoken with Tierra Encantada and they have submitted a letter giving their permission for the alcohol to be served within 300 feet of their premises.

Thanks so much for your consideration in granting this waiver.

With regards,

Shannon Murphy  
Program Director  
After Hours Alliance



# Tierra Encantada

CHARTER SCHOOL @ ALVORD



We are a Dual Language/Expeditionary Learning/College Preparatory School

Daniel P. Benavidez, School Director  
dbenavidez@tecsalvord.org

Casey J. Benavidez, Assistant Director  
cbenavidez@tecsalvord.org

Steve Alarid, Business Manager  
salarid@tecsalvord.org

To Whom It May Concern,

My name is Daniel P. Benavidez and I am the Director of Tierra Encantada Charter High School at Alvord. I am writing to certify that Tierra Encantada Charter School has no objection to The After Hours Alliance serving alcohol at El Museo Cultural during their September, 13 event. It is our understanding that alcohol will be served between the hours of 8pm and 12am. We would only ask that you would encourage people to park in our parking lot help us raise money for our activity fund.

Thanks,

Daniel P. Benavidez

Director

551 Aland St. Santa Fe, NM 87505  
(505) 983-3332PH  
(505) 983-1118FAX

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) SOSAN'S FINE WINES + SPIRITS, Owner Name SWINE + SPIRITS, INC Local Option District CITY OF SANTA FE  
 Mailing Address 1005 ST FRANCIS STE 101 City, State & Zip SANTA FE NM 87505  
 Contact Telephone # 984-1582 Fax # 216-0662 Email Address MICHAEL@SWINEANDSPIRITS.COM  
Circle those that apply - All Age Event - Beer Garden - Indoor/Outdoor Event Begin Time 8 PM End Time 2 PM  
 Description and Name of Event Wrist Band / Stamps Alcohol Service Begin Time 8 End Time 12 PM  
Wrist Band / Stamps  
 Physical Address of Event and Name of Building or Business El Museo - 555 Camino de La Familia Santa Fe NM Number of Persons expected to Drink 400  
 Description of Security Licensed Servers + SECURITY GUARDS Number of Security 4 Security Contact Name Shannon Murphy Contact Telephone # 603-4225

SPONSOR INFORMATION

Sponsor of Event After Hours Alliance, Inc. Contact Name Shannon Murphy Contact Telephone # 603-4225  
EL MUSEO  
MAVIA MARTINEZ Signature MMA Telephone # 9920591 Date 8/13/14

BUILDING/PROPERTY OWNER APPROVAL

SWINE + SPIRITS, LLC (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) SWINE + SPIRITS, LLC Signature Shannon V. Egan Date 8.28.14  
 All profits derived from the sale of liquor will go only to the licensee.

NOTARY INFORMATION

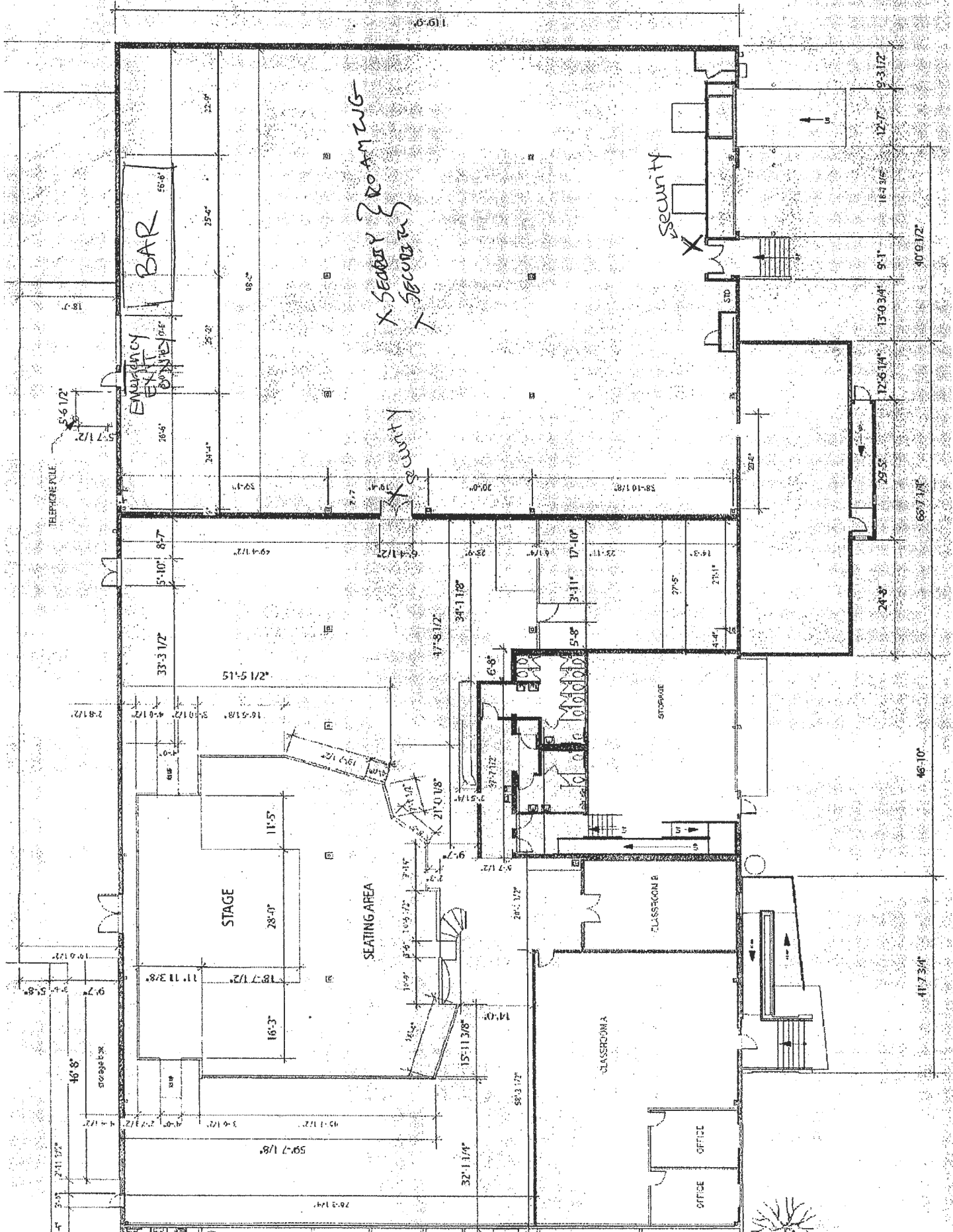
Subscribed and Sworn before me this 28 day of Aug, 20 14 Notary Public MICHAEL WASHINGTON Exp. 10/5/16

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.