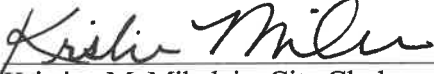


# City of Santa Fe, New Mexico

## memo

DATE: April 8, 2022

TO: Chris Graeser, Liquor Hearing Officer

FROM:   
Kristine M. Mihelcic, City Clerk

### **ITEM & ISSUE**

Request from Dos Amigos Sport Mexican Restaurant Inc., for a Restaurant B (Beer, Wine & Spirits) Liquor License with Patio Service.

### **BACKGROUND AND SUMMARY**

The applicant has requested a Restaurant B (Beer, Wine & Spirits) Liquor License with patio service to be located at Dos Amigos Sport Mexican Restaurant, 2428 Cerrillos Road, Santa Fe. This location is not within 300 feet of a church or school.

Attached are staff reports regarding litter and noise. Staff does not anticipate a substantial change in litter and noise or any unacceptable traffic impacts due to the approval of this request.

Additionally, as a condition of doing business in the city, staff is recommending that it be noted that the applicant is required to comply with all of the city's ordinances.

### **ACTION REQUESTED**

Consideration of the above request.

Attachments:           Alcoholic Beverage Control Application  
                              Notice of Public Hearing and Publications  
                              Website Notice of Public Hearing  
                              Applicant's Proof of Publication  
                              Letter to Applicant  
                              Staff Reports



February 15, 2022

**By USPS Certified Mail No.: 9171 9690 0935 0155 7577 57**

City of Santa Fe  
Attn: Kristine Bustos-Mihelcic, City Clerk  
PO Box 909  
Santa Fe, NM 87504-0909

9171 9690 0935 0155 7577 57

**Application No.:** 1220545  
**Name of Applicant:** Dos Amigos Sport Mexican Restaurant Inc.  
**Doing Business As:** Dos Amigos Sport Mexican Restaurant  
**Proposed Location:** 2428 Cerrillos Road, Santa Fe, NM 87505

The Director of the Alcoholic Beverage Control Division (ABC) has reviewed the referenced Application and granted **Preliminary Approval**. It is being forwarded to you for Local Option District approval or disapproval of the Liquor License Application.

**Notice of the Public Hearing** required by the Liquor Control Act **shall be given by the governing body by publishing a notice** of the date, time, and place of the hearing **twice during the 30 days prior to the hearing** in a newspaper of general circulation within the territorial limits of the governing body. **The first notice must be published at least thirty (30) days before the hearing. Both publications must occur before a hearing can be conducted.** The notice shall include:

- (A) Name and address of the Applicant/Licensee;
- (B) The action proposed to be taken;
- (C) The location of the licensed premises.

In addition, if the Local Option District has a website, **the Notice shall also be published on the website.**

While the law states that “within forty-five (45) days after receipt of a Notice from the Alcoholic Beverage Control, the governing body shall hold a Public Hearing in the question of whether the department should approve the proposed issuance or transfer”, we recognize the potential for conflict between the requirement for publication of 30 day notice and the 45 day hearing requirement.

With that in mind, when a local governing body receives a liquor license application from ABC, that governing body has a couple of options:

- 1) Hold a hearing on the license application within the statutory time frame of forty-five (45) days, as required by the Liquor Control Act, and comply with all other statutory and regulatory procedures and notify ABC of your decision within thirty (30) days of the hearing;
- 2) Request from ABC an extension of time, past the forty-five (45) days, designating how much additional time will be needed to conduct the hearing in compliance with all statutory and regulatory procedures. After the extension is granted and the hearing is held, notify ABC of your decision within thirty (30) days of the hearing;



ABC has no preference in the option you choose.

The governing body is required to send notice by certified mail to the Applicant of the date, time, and place of the Public Hearing. The governing body may designate a Hearing Officer to conduct the hearing. **A record shall be made** of the hearing.

**The Applicant is seeking a Restaurant B (Beer, Wine & Spirits) Liquor License with patio service.**

**Within thirty (30) days** after the Public Hearing, the governing body shall notify ABC of their decision to approve or disapprove the issuance or transfer of the license by signing the enclosed original Page 1 of the Application. The original Page 1 of the Application must be returned together with the notices of publication. **If the Governing Body fails to either approve or disapprove the issuance or transfer of the license within thirty days after the Public Hearing, the Director may issue the license.**

If the Governing Body disapproves the issuance or transfer of the license, it shall notify ABC within thirty (30) days setting forth the reasons for the disapproval. A copy of the Minutes of the Public Hearing shall be submitted to ABC with the Notice of Disapproval (*Page 1 of the Application, noting disapproval*).

Respectfully,



**Tammy Sandoval**

Admin. Law Judge | Hearing Officer  
NM Regulation & Licensing Department  
Alcoholic Beverage Control Division  
Phone: (505) 476-4548 | Fax: (505) 476-4595  
Email: [Tammy.Sandoval@state.nm.us](mailto:Tammy.Sandoval@state.nm.us)

**Enclosures:**

1. Original Page 1 of the Application (*must be signed and returned w/notices of publication*)
2. Copy of Page 2 of the Application
3. Copy of the Zoning Statement
4. Copy of Floor Plan





NMRLD

NEW MEXICO REGULATION & LICENSING DEPARTMENT

STATE OF NEW MEXICO RECEIVED MICHELLE LUJAN GRISHAM, GOVERNOR Linda M. Trujillo, Superintendent Andrew Vallejos, Director ALCOHOLIC BEVERAGE CONTROL

Restaurant Liquor License Application | \$200.00 Application Fee, non-refundable

ABC USE ONLY: Application Fee \$200.00 License Fee \$ Received on: 1-7-22 Receipt No. 2441470

Application Number: 1220545 Local Option District:

TYPE of APPLICATION: Check appropriate box

- Restaurant A | Beer & Wine only | License Fee, pro-rated, due at final: \$1,050.00
Restaurant B | Beer, Wine & Spirits | License Fee, pro-rated, due at final: \$10,000.00

Applicant is: Individual Limited Liability Company Corporation Partnership (General/Limited)

Applicant /Company Name: Elder Guzman Dos Amigos Sport Mexican Restaurant Inc.

D/B/A Name: Dos Amigos Sport Mexican Restaurant Inc.

Email: (required) Dosamigoshelp@yahoo.com Business Phone No: 505-316-0181

Mailing Address: 1 Sky Ridge Dr Santa Fe, NM 87508

Physical location, if different: 2428 Cerrillos Rd Santa Fe, NM 87505 (Include Street number / Hwy number / State Road, City, State, and Zip Code)

County: Santa Fe

Are alcoholic beverages currently being dispensed at the proposed location? Yes No If Yes, License #/Type:

As defined in §60-3A-3. V. "Restaurant", means an establishment having a New Mexico resident as a proprietor or manager ... as a place where food is prepared and served primarily for on-premises consumption to the general public in consideration of payment and that has a dining room, a kitchen and the employees necessary for preparing, cooking and serving food; ... does not include establishments as defined in rules promulgated by the director serving only hamburgers, sandwiches, salads and other fast foods;

I qualify as a "Restaurant"? Yes No

Is food service the primary source of revenue and accounts for 60% or more of the total gross receipts at current licensed premises? Yes No

Is Food Service Permit current? Yes, attached No

I have attached photos of the Dining Room and Kitchen and included a copy of the Menu. Yes No

Days and Hours of Operation? Mon-Thurs 9am-9pm / Sat-Sun 8am-11pm

I understand that a restaurant license requires that the establishment is not a bar-like setting and the hours for sales and/or service of alcoholic beverages are only from 7:00am to 11:00pm or until food sale and service ceases, whichever is earlier? Yes No

Contact Person: Elder Guzman Phone #: 505-316-0181 Email: guzmanelder@yahoo.com



RECEIVED

Page 2 of 2

JAN 07 2022

ALCOHOLIC BEVERAGE CONTROL

Application No. \_\_\_\_\_

You must sign before a Notary Public.

I, (print name) Elder Guzman, as (Title) Director being first duly sworn upon oath deposes and says: that he/she is the applicant or is authorized by the applicant to make this application; that he/she has read the same; knows the contents therein contained are true. Applicant(s) agree(s) that if any statements or representations herein are found to be false, the Director may refuse to issue or renew the license or may cause the license to be revoked at any time.

Signature of Applicant: [Signature] Date: 1-4-21

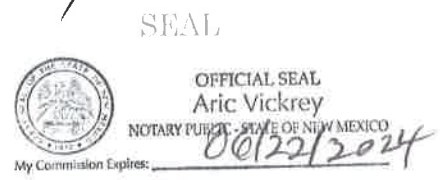
Notary Public Use Only: (State of New Mexico, County of Santa Fe)

SUBSCRIBED AND SWORN TO before me this 04th day of January, 2022

By Affiant: Elder Guzman

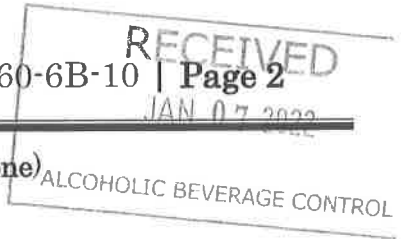
Notary Public: [Signature]

My Commission Expires on: 06/22/2024



Local Option District Use Only: Local Governing Body of \_\_\_\_\_ City, County, Town, Village Public Hearing held on \_\_\_\_\_ 20 \_\_\_\_\_ Decision:  Approved  Disapproved Signature of Official: \_\_\_\_\_ Title: \_\_\_\_\_

ABC USE ONLY: [APPROVED] [DISAPPROVED], \_\_\_\_\_ Done this \_\_\_\_\_ Day of \_\_\_\_\_, 20\_\_\_\_. SIGNED BY DIRECTOR: \_\_\_\_\_ ASSIGNED LICENSE NO. \_\_\_\_\_ EXPIRES ON: \_\_\_\_\_ Reviewed, with copy sent to Licensee via  Email,  Fax,  1st class mail By: \_\_\_\_\_ Date: \_\_\_\_\_



1. The land and building which is proposed to be the licensed premises is: (check one)

Owned by Applicant, copy of deed/document attached

Leased by Applicant, copy of lease/document attached

Other (provide details): \_\_\_\_\_

2. If the land and building are not owned by Applicant, indicate the following:

A. Owner(s): College Plaza SF Shopping Center LLC

B. Date and Term of Lease: 6/22/21 5 years

3. Premises location is Zoned (example C-1, see Zoning Statement): C-2

Zoning Statement attached,  Yes  No Must be obtained from the Local Government, listing the proposed location by address, Type of Zone, state whether alcoholic beverages are allowed at proposed location, and if applicable, whether packaged sales, patio service and/or manufacturing is allowable. If there is no zoning in the proposed location, attach Statement from the local government, indicating there is no zoning.

4. Distance\* from nearest Church: (Property line of church to closest point of licensed premises—shortest distance)

Name of Church: St. John the Baptist Church Miles/feet: .6 miles

Address/location of Church: 1301 Osage Ave Santa Fe NM 87505

5. Distance\* from nearest School: (Property line of school to closest point of licensed premises—shortest distance)

Name of School: Salazar Elementary School Miles/feet: .4 miles

Address/location of School: 1231 Apache Ave Santa Fe NM 87505

6. Attach Detailed Floor Plan, must include the Total Square Footage of premises: List nearest cross street; Show which direction is North; Show each level (floor) where alcoholic beverages will be sold or consumed, exterior walls, doors, and interior walls; Patio Area with type of barrier used; Highlight Bonded Areas. The floor plan should be no larger than 8½ x 11 inches and must be labeled with designated areas highlighted, which will reflect the proposed Licensed Premises.

7. Type of Operation:  Hotel  Lounge  Package Grocery  Racetrack

Restaurant  Craft Distiller  Small Brewer  Winery  Wholesaler

Other (specify): \_\_\_\_\_

\*NOTE: If the distance is beyond 300 feet, but less than 400 feet, and the Applicant does not admit that the location is within 300 feet and requests a waiver from the LOD, a Registered Engineer or Licensed Surveyor must complete a Survey Certificate showing the exact distance.





# City of Santa Fe, New Mexico

200 Lincoln Avenue, P.O. Box 909, Santa Fe, N.M. 87504-0909

[www.santafenm.gov](http://www.santafenm.gov)

*Alan Webber, Mayor*

RECEIVED

JAN 18 2022

ALCOHOL & GAMING DIVISION

Councilors:

Signe I. Lindell, Mayor Pro Tem, District 1  
Renee Villarreal, District 1  
Michael J. Garcia, District 2  
Carol Romero-Wirth, District 2  
Roman "Tiger" Abeyta, District 3  
Chris Rivera, District 3  
Jamie Cassutt, District 4  
JoAnne Vigil Coppler, District 4

January 18, 2022

Elder Guzman  
Dos Amigos Sport Mexican Restaurant Inc.  
2428 Cerrillos Road  
Santa Fe, NM 87505

**RE: Zoning Verification for 2428 Cerrillos Road, Santa Fe, NM**

Dear Mr. Guzman,

This letter provides zoning verification on the above referenced property. According to the Official Zoning Map, this property is zoned C-2 General Commercial District and is in the Cerrillos Road Highway Corridor Protection District (CRHC) 2 and the Midtown Local Innovation Corridor (LINC) overlay districts.

**14-4.3 (B) C-2 General Commercial District**

*The C-2 general commercial district includes areas along streets carrying large volumes of traffic where commercial uses are appropriate. Regulations are designed to guide future additions or changes so as to discourage extension of existing and formation of future strip commercial development, to preserve the carrying capacity of the streets and to provide for off-street parking and loading.*

**14-5.5 - HIGHWAY CORRIDOR PROTECTION DISTRICTS**

**(B) CRHC Cerrillos Road Highway Corridor Protection District**

**(1) Purpose and Intent**

Cerrillos Road is one of Santa Fe's busiest thoroughfares, one of Santa Fe's primary entranceways, and one of the community's major commercial strips. For these reasons, it is the purpose and intent of the CRHC district to assure that Cerrillos Road:

- (a) accommodates, in a safe and efficient manner, both through and local traffic;
- (b) provides for a visually attractive and aesthetically appropriate introduction to Santa Fe;
- (c) allows for clear identification of, and easy access to, all commercial and institutional establishments;
- (d) provides for a gradual transition between the rural character of the county and the urban character of the city; and
- (e) accentuates, to the greatest extent possible, architecture and landscaping rather than parking lots and commercial signage.

**(3) Uses**

The uses permitted in the CRHC district are the same as those permitted in the underlying district.

**(D) Midtown Local Innovation Corridor (Midtown LINC) Overlay District**

**(1) Purpose and Intent**

The purpose and intent of the Midtown Local Innovation Corridor (LINC) Overlay District is to:



# City of Santa Fe, New Mexico

200 Lincoln Avenue, P.O. Box 909, Santa Fe, N.M. 87504-0909  
www.santafenm.gov

*Alan Webber; Mayor*

Councilors:

Signe I. Lindell, Mayor Pro Tem, District 1  
Renee Villarreal, District 1  
Michael J. Garcia, District 2  
Carol Romero-Wirth, District 2  
Roman "Tiger" Abeyta, District 3  
Chris Rivera, District 3  
Jamie Cassutt, District 4  
JoAnne Vigil Coppler, District 4

- (a) Strengthen and animate the built environment and the business and population links within the demographic and geographic center of the city between the existing employment centers of the Santa Fe University of Art and Design and surrounding uses to the west and the Christus St. Vincent Regional Medical Center and related medical uses to the east;
- (b) Incentivize multi-family residential development, complementary non-residential uses, and an enlivened, street-oriented pedestrian environment by freeing development capacity of existing under-developed land and buildings for these targeted uses, while allowing existing uses to continue as redevelopment occurs;
- (c) Allow for innovative development and redevelopment of the district while providing buffering between the district and existing residential development outside of the district by the application of amended land development regulations and fees and by establishing conditions precedent for future infrastructure enhancements and the application of other redevelopment and financing tools;
- (d) Promote a more healthy, safe, and enjoyable environment within the city's midtown area through the enhancement of pedestrian and bicycle accessibility and safety, landscaping and other street-related amenities and the eventual reduction of traffic speeds and provision of on-street parking, bicycle lanes, and improved crosswalks; and
- (e) Provide flexibility in sign design and location so as to maintain effective communication, business identification and wayfinding for existing buildings whose visibility maybe reduced by new development.

#### (4) Permitted Uses; Qualifying Projects

##### (a) Permitted and Prohibited Uses

Permitted uses and structures within the Midtown LINC Overlay District are the same as those permitted in underlying zoning districts except as provided in Table 14-5.5-2 and as permitted for qualifying projects as defined in this subsection.

Full service restaurants which may or may not have patio services, with incidental alcohol service for on-site consumption are permitted uses in the C-2 district.

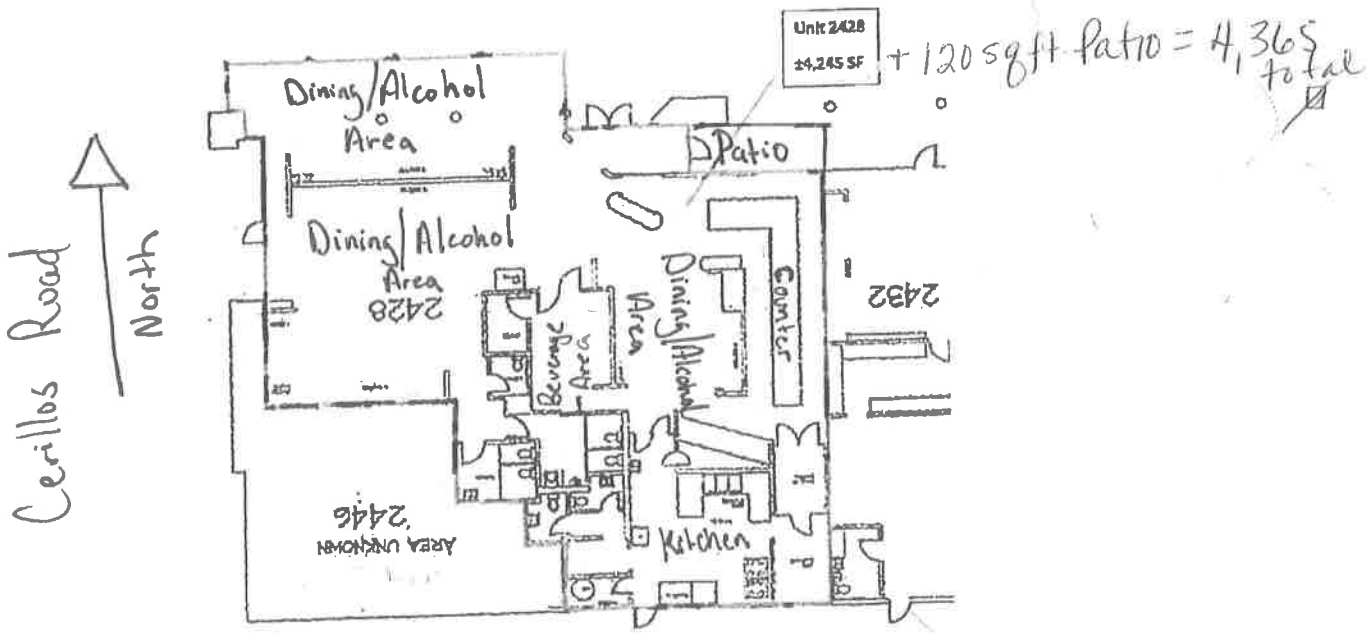
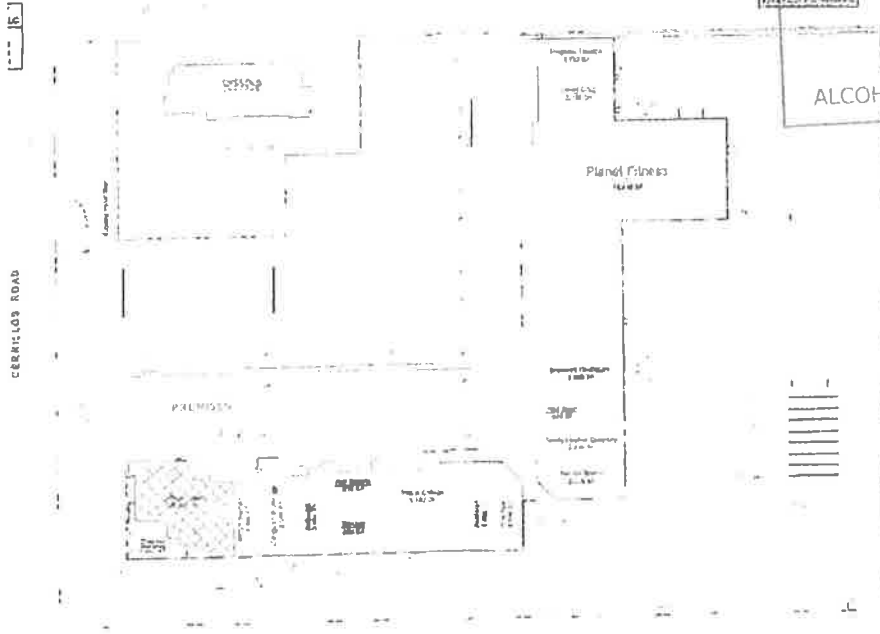
For additional information, please reference City of Santa Fe Chapter 14 SFCC regarding these districts (Chapter 14-4 – Zoning Districts/14-6 Permitted Uses) [https://library.municode.com/nm/santa\\_fe/codes/code\\_of\\_ordinances?nodeId=CH14LADE](https://library.municode.com/nm/santa_fe/codes/code_of_ordinances?nodeId=CH14LADE). All uses are subject to compliance with applicable development standards such as parking, lot coverage, etc.

*Note: The information provided in this letter is solely derived from the Official Zoning Map and the minimum requirements set forth in Chapter 14, SFCC 1987. This letter intends to provide advice regarding zoning regulations. It is not the intent to state that the subject property complies with zoning requirements. Occupancy is determined based on zoning compliance at the time of building permit or certificate of occupancy, whichever applies. Additionally, it is not the intent to interfere with or to abrogate or annul any official document including conditions or safeguards made a part of the subject property at the time of any public hearings. Applicants are advised to pursue an independent search of official documents.*

If you have any further questions, please contact me at [ljmcculley@santafenm.gov](mailto:ljmcculley@santafenm.gov).  
Lani McCulley Land Use Planner; City of Santa Fe, New Mexico

EXHIBIT A  
SITE PLAN

RECEIVED  
JAN 07 2022  
ALCOHOLIC BEVERAGE CONTROL



CITY OF SANTA FE

NOTICE OF PUBLIC HEARING

Notice is hereby given that the City of Santa Fe Liquor Hearing Officer will hold a public hearing at 4:00 p.m. on Monday, April 4, 2022.

The purpose of this hearing is to discuss a request from Dos Amigos Sport Mexican Restaurant Inc., for a Restaurant B (Beer, Wine & Spirits) Liquor License with Patio Service, to be located at Dos Amigos Sport Mexican Restaurant, 2428 Cerrillos Road, Santa Fe.

Virtual meeting information will be posted on the City of Santa Fe's Weekly Meeting List at least seventy-two (72) hours before the meeting at [https://www.santafenm.gov/weekly\\_meeting\\_list\\_agendas](https://www.santafenm.gov/weekly_meeting_list_agendas).



Kristine M. Mihelcic  
City Clerk and Community Engagement Director

Received by The Santa Fe New Mexican  
Date: March 1, 2022

To Be Published: March 4, 2022 &  
March 11, 2022.

By   
The Santa Fe New Mexican (Signature)

# SANTA FE NEW MEXICAN

Founded 1849

ELDER GUZMAN  
1 Sky Ridge Dr  
Santa Fe, NM 875081456

ACCOUNT:	STEG3	
AD NUMBER:	29099	
LEGAL NO	89361	P.O.#:Quote only
0 TIME(S)	44.80	
AFFIDAVIT	10.00	
TAX	4.62	
TOTAL	59.42	

## AFFIDAVIT OF PUBLICATION

STATE OF NEW MEXICO  
COUNTY OF SANTA FE

I, Shaundel Moya, being first duly sworn declare and say that I am Legal Advertising Representative of THE SANTA FE NEW MEXICAN, a daily newspaper published in the English language, and having a general circulation in the Counties of Santa Fe, Rio Arriba, San Miguel, and Los Alamos, State of New Mexico and being a newspaper duly qualified to publish legal notices and advertisements under the provisions of Chapter 167 on Session Laws of 1937; that the Legal No 89361 a copy of which is hereto attached was published in said newspaper 0 day(s) between 03/11/2022 and 03/11/2022 and that the notice was published in the newspaper proper and not in any supplement; the first date of publication being on the 11th day of March, 2022 and that the undersigned has personal knowledge of the matter and thngs set forth in this affidavit.

ISI   
LEGAL ADVERTISEMENT RESPRESENTATIVE

Subscribed and sworn to before me on this 14th day of March, 2022

Notary 

Commission Expires: 11/20/2024

STATE OF NEW MEXICO  
NOTARY PUBLIC  
SUSAN LARINE CAHOON  
COMMISSION #1132046  
EXPIRES: 11/20/2024

LEGAL #29099

Legal #89361

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Kristine M. Mihelcic  
City Clerk and  
Community Engage-  
ment Director

Pub: March 11, 17, 2022

**AMENDED**

CITY OF SANTA FE

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---

Kristine M. Mihelcic  
City Clerk and Community Engagement Director

Received by The Santa Fe New Mexican

Date: March 15, 2022

To Be Published: March 18, 2022 &

---

By 

The Santa Fe New Mexican (Signature)

# SANTA FE NEW MEXICAN

Founded 1849

ELDER GUZMAN  
1 Sky Ridge Dr  
Santa Fe, NM 875081456

ACCOUNT:	STEG3	
AD NUMBER:	29813	
LEGAL NO	89361	P.O.#:
2 TIME(S)	0.00	
AFFIDAVIT	10.00	
TAX	0.00	
TOTAL	0.00	

## AFFIDAVIT OF PUBLICATION

STATE OF NEW MEXICO  
COUNTY OF SANTA FE

I, **Charity Valdez**, being first duly sworn declare and say that I am Legal Advertising Representative of THE SANTA FE NEW MEXICAN, a daily newspaper published in the English language, and having a general circulation in the Counties of Santa Fe, Rio Arriba, San Miguel, and Los Alamos, State of New Mexico and being a newspaper duly qualified to publish legal notices and advertisements under the provisions of Chapter 167 on Session Laws of 1937; that the Legal No 89361 a copy of which is hereto attached was published in said newspaper 2 day(s) between 03/18/2022 and 03/18/2022 and that the notice was published in the newspaper proper and not in any supplement; the first date of publication being on the 18th day of March, 2022 and that the undersigned has personal knowledge of the matter and things set forth in this affidavit.

ISI



LEGAL ADVERTISEMENT REPRESENTATIVE

Subscribed and sworn to before me on this 18th day of March, 2022

Notary



Commission Expires:

11/30/2024

STATE OF NEW MEXICO  
NOTARY PUBLIC  
SUSAN LARINE CAHOON  
COMMISSION #1132046  
EXPIRES: 11/20/2024

LEGAL #29813

Legal #89361

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Kristine M. Mihelcic  
City Clerk and  
Community  
Engagement Director

Pub: March 11, 18, 2022



**City of Santa Fe**

---

**NOTICE OF LIQUOR LICENSE HEARING**  
**Monday, April 11, 2022 at 4:00 PM**

---

NOTICE IS HEREBY GIVEN that a Liquor License Hearing is scheduled for Monday, April 11, 2022 at 4:00 PM.

Please visit <https://santafe.primegov.com/public/portal> to view agendas, participation information and corresponding materials.  
For additional information, contact the City Clerk's Office at 505-955-6521.

# SANTA FE NEW MEXICAN

202 E. Marcy  
PO Box 2048  
Santa Fe, NM 87504  
Phone: 505-983-3303  
FAX: 505-984-1785

Legal #89361

## CITY OF SANTA FE NOTICE OF PUBLIC HEARING

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Kristine M. Mihelcic  
City Clerk and  
Community Engage-  
ment Director

Pub: March 04, 11, 2022

## Ad Proof/ Order Confirmation/ Invoice

**ELDER GUZMAN**

1 Sky Ridge Dr  
Santa Fe NM, 875081456

505-316-0181

**Account Number:** STEG3

**Ad ID:** 29099

**Ordered By:** Elder Guzman

**Ad Cost:** \$93.20

**Tax Amount:** \$7.87

**Total Amount:** \$101.07

**Amount Due:** \$0.00

**PO Number:** Quote only

**Major Class:** LEGAL NOTICES

**Classification:** Legals

**Ad Type:** Legal (wrapper)

**# of Words** 120

**Sales Rep:** Shaundel Moya

**Order Taken by:** Shaundel Moya

**Payment** \$101.07

Credit Card - Visa:9388

**Tagline:** Legal #89361

**Product:**

**Placement:**

**Ad Size:** 1.22" x 4.58"

**Modular Size:**

**Color:**

**Run Dates:**

03/04/22, 03/11/22



202 E. Marcy  
PO Box 2048  
Santa Fe, NM 87504  
Phone: 505-983-3303  
FAX: 505-984-1785

Legal #89361

CITY OF SANTA FE  
NOTICE OF PUBLIC  
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Kristine M. Mihelcic  
City Clerk and  
Community  
Engagement Director

Pub: March 18, 2022

**Ad Proof/ Order Confirmation/ Invoice**

**ELDER GUZMAN**  
1 Sky Ridge Dr  
Santa Fe NM, 875081456

505-316-0181

**Account Number:** STEG3

**Ad ID:** 29813

**Ordered By:** Elder Guzman

**Ad Cost:** \$0.00

**Tax Amount:** \$0.00

**Total Amount:** \$0.00

**Amount Due:** \$0.00

**PO Number:**

**Major Class:** LEGAL NOTICES

**Classification:** Legals

**Ad Type:** Legal (wrapper)

**# of Words** 125

**Run Dates:**

03/18/22

**Sales Rep:** Shaundel Moya

**Order Taken by:** Shaundel Moya

**Payment** \$0.00

**Tagline:** Legal #89361

**Product:**

**Placement:**

**Ad Size:** 1.22" x 4.69"

**Modular Size:**

**Color:**



# City of Santa Fe, New Mexico

200 Lincoln Avenue, P.O. Box 909, Santa Fe, N.M. 87504-0909  
www.santafenm.gov

*Alan Webber, Mayor*

Councilors:

Signe I. Lindell, Mayor Pro Tem, District 1  
Renee Villarreal, District 1  
Michael J. Garcia, District 2  
Carol Romero-Wirth, District 2  
Lee Garcia, District 3  
Chris Rivera, District 3  
Jamie Cassutt, District 4  
Amanda Chavez, District 4

**VIA EMAIL – [guzmanelder@yahoo.com](mailto:guzmanelder@yahoo.com)  
[dosamigoshelp@yahoo.com](mailto:dosamigoshelp@yahoo.com)**

April 1, 2022

Elder Guzman  
Dos Amigos Sport Mexican Restaurant Inc.  
2428 Cerrillos Road  
Santa Fe, New Mexico 87505

RE: Request from Dos Amigos Sport Mexican Restaurant Inc., for a Restaurant B (Beer, Wine & Spirits) Liquor License with Patio Service, to be located at Dos Amigos Sport Mexican Restaurant, 2428 Cerrillos Road, Santa Fe.

Dear Mr. Guzman:

The public hearing before the City of Santa Fe Liquor Hearing Officer for the above referenced request has been set for Monday, April 11, 2022, at 4:00 p.m. This will be a virtual hearing via Zoom. We will email you the meeting invite on the morning of the hearing.

The City of Santa Fe's Governing Body will consider the Liquor Hearing Officer's recommendation at their April 27, 2022 meeting.

Attached is a copy of the notice for the public hearing.

Should you have any questions, or require anything further from our office, please do not hesitate to call me at 955-6520.

Sincerely,

Kristine M. Mihelcic  
City Clerk and Community Engagement Director

/am



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Lee Garcia, District 3  
Chris Rivera, District 3  
Jamie Cassutt, District 4  
Amanda Chavez, District 4

**DATE:** March 18, 2022

**TO:** *Jason M. Kluck*  
Jason Kluck, Director, Land Use Department

**VIA:** *Jason Sena*

**FROM:** Jason Sena, Zoning and Code Enforcement Supervisor

**ITEM & ISSUE**

Litter and noise impact assessment, due to a request from Dos Amigos Sport Mexican Restaurant Inc, for the following:

- a) Pursuant to §60-6B-10 NMSA 1978, request from Dos Amigos Sport Mexican Restaurant Inc, for a Restaurant B (Beer, Wine & Spirits) Liquor License with Patio Service, to be located at Dos Amigos Sport Mexican Restaurant, 2428 Cerrillos Road.

**BACKGROUND AND SUMMARY**

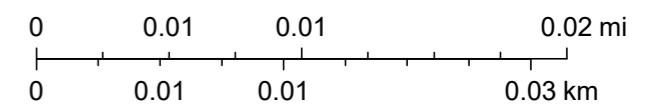
It is not anticipated that there will be a substantial change in litter and noise because of this request.

# Web AppBuilder for ArcGIS



3/30/2022 2:41:06 PM

1:564



Sources: Esri, HERE, Garmin, Intermap, increment P Corp., GEBCO, USGS, FAO, NPS, NRCAN, GeoBase, IGN, Kadaster NL, Ordnance Survey, Esri Japan, METI, Esri China (Hong Kong), (c) OpenStreetMap contributors, and the GIS User Community

CATEGORY Specific Use	RR	R-1 - R-6	R-7 - R-9	R-7 - I	RC-5, - RC-8	R-10 - R-29	MHP	RAC	AC**	C-1	C-2	C-4	HZ	BCD	I-1	I-2	BIP	SC-1	SC-2	SC-3	MU ***	Use- Specific Regs <a href="#">14-6.2</a>
Bar, cocktail lounge, nightclub, no outdoor entertainment								S <sup>3,10</sup>	S <sup>3</sup>		P+			P	P	P		P+	P+	P+	P <sup>2</sup>	
Bar, cocktail lounge, nightclub, with outdoor entertainment								S <sup>3,10</sup>	S <sup>3</sup>		P+			P+	P+	P+		P+	P+	P+	P+ <sup>2</sup>	
Restaurant - full service, with or without incidental alcohol service								S <sup>3,10</sup>	S <sup>3</sup>		P			P	P	P	S	P	P	P	P	
Restaurant with bar, cocktail lounge or nightclub comprising more than 25% of total serving area.								S <sup>3,10</sup>	S+ <sup>3</sup>		P+			P+	P	P		P+	P+	P+	P+ <sup>2</sup>	
Restaurant - Fast service/take-out, no drive-through/drive-up								S <sup>3,10</sup>		P <sup>4</sup>	P	P <sup>4</sup>		P	P	P	S	P	P	P	P	
Restaurant - with drive-through/drive-up											P+			P+	P+	P+	S	P+	P+	P+	P+ <sup>2</sup>	

**Applicant Supplemental Information Form**

1. Name of Applicant: Dos Amigos Sport Mexican Restaurant Inc.  
D/B/A Name to be used: Dos Amigos Sport Mexican Restauratn Inc.  
Proposed License Location: 2428 Cerillos Rd Santa Fe NM 87505  
Telephone number: 5053160181  
Email: guzmanelder@yahoo.com

2. Type of liquor license request:

- New License (indicate type: Restaurant class B )
- Transfer of location (indicate type: \_\_\_\_\_ )
- Transfer of ownership (indicate type: \_\_\_\_\_ )
- Transfer of ownership and location (indicate type: \_\_\_\_\_ )

3. Are alcoholic beverages currently being dispensed at the proposed location?

- Yes (If yes, License # and Type: \_\_\_\_\_ )
- No

4. Were alcoholic beverages previously dispensed by the requesting business?

- Yes (If yes, License # and address where alcohol was being dispensed: \_\_\_\_\_ )
- No

5. Does this business have any record of violation?

- Yes (If yes, please explain: \_\_\_\_\_ .)
- No

6. What are the current/previous and proposed hours of operation of this business?

Current/Previous Hours of Operation: 9AM-9PM Mon-Sun  
Proposed Hours of Operation: 9AM-10PM Mon-Thursday 9AM-11PM Fri-Sun

7. Is an outdoor seating/patio area included in the licenses premise?

- Yes (If yes, is the area fully enclosed?  Yes  No )
- No

**8. What, if any, are the anticipated peak days and times at the proposed business location?**

What days? Friday-Sunday

What times? 5PM-11PM

**9. Do you have a business license with the City of Santa Fe?**

Yes (If yes, what is your License #? 230588)

No (If no, please contact the Business Licensing Department at 505-955-6551 to obtain a business license.)

**10. Do you have a posted occupant load issued by the City of Santa Fe Fire Department?**

Yes (If yes, what is your occupant load issued for your business? 99)

No (If no, please contact the City of Santa Fe Fire Department - 505-955-3310 to schedule your inspection)

**11. Have you been issued a Certificate of Compliance from the City of Santa Fe Fire Department?**

Yes (If yes, what is the date the Certificate was issued? 10-12-21)

No (If no, please contact the City of Santa Fe Fire Department - 505-955-3310 to schedule your inspection)

**12. Please indicate the anticipated daily occupant load due to the sale of alcohol at this location:**

50

**13. Please indicate the anticipated change in business volume due to the sale of alcohol and explain:**

Business is expected to increase (additional number of customers per day: 30).

Business is expected to decrease (loss of customers per day: \_\_\_\_\_).

Business is expected to remain the same.

Please explain your answer: Our evening sales are extremely low due to the lack of alcohol service from feedback we get from our guests.

**14. Indicate which of the following statements best reflects your opinion regarding traffic impacts if this request is approved and explain:**

Traffic can be expected to increase on adjacent streets.

Traffic will not increase on adjacent streets.

\*Please explain your answer: We are on a main street and i dont think this will reflect a high trafficed road.

Name of person completing this form: Elder Guzman

Telephone number: 505-316-0181

Date: 02-24-22

**(FOR CITY USE ONLY)**

Based on the information provided and review of City Reports, staff has found the following in accordance with Ordinance (4-4.3):

**Geographic Information System Mapping (GIS) Department**

Yes, this business is located within three hundred (300) feet of a church and/or school. A waiver of the 300 foot location restriction will be requested.

No, this business is not located within three hundred (300) feet of a church and/or school.

(Please see attached map indicating whether the proposed licensed premise is within three hundred (300) feet of a church and/or school.)

**Business Licensing Department**

Yes, the requesting business has a business license issued by the City of Santa Fe. License # 230588.

No, the requesting business does not have a business license issued by the City of Santa Fe. (Applicant was referred to the business licensing department to obtain a City of Santa Fe business license.)

**Code Enforcement Department**

Yes, the applicant is in compliance with all Land Use Codes.

No, the applicant is not in compliance with Land Use Code(s) (Code # and Explanation: \_\_\_\_\_  
N/A \_\_\_\_\_.)

(Please also provide a Code Enforcement Report related to Litter and Noise of the requesting business location.)

Verification Completed By: Jason Sena  
Jason Sena (Mar 14, 2022 08:23 MDT)

Title: Zoning Supervisor

Date: Mar 14, 2022

**Traffic Engineering Department**

Yes, it appears that the approval of this request will create unacceptable traffic impacts. (Please explain: \_\_\_\_\_  
na \_\_\_\_\_.)

No, it does not appear that this request will create any unacceptable traffic impacts.

Verification Completed By: Regina Wheeler  
Regina Wheeler (Mar 11, 2022 10:36 MST)

Title: Public Works Director

Date: Mar 11, 2022

**City of Santa Fe Fire Department**

Inspection was completed at the time Certificate of Compliance was issued.

Inspection was completed in conjunction with the Liquor License Application. (Inspection completed: 03/14/2022)

Verification Completed By: Jonathan Schaumburg (per Geronimo Griego)  
Jonathan Schaumburg (per Geronimo Griego) (Mar 15, 2022 08:40 MDT)

Title: Fire Inspector II/ Fire Marshal

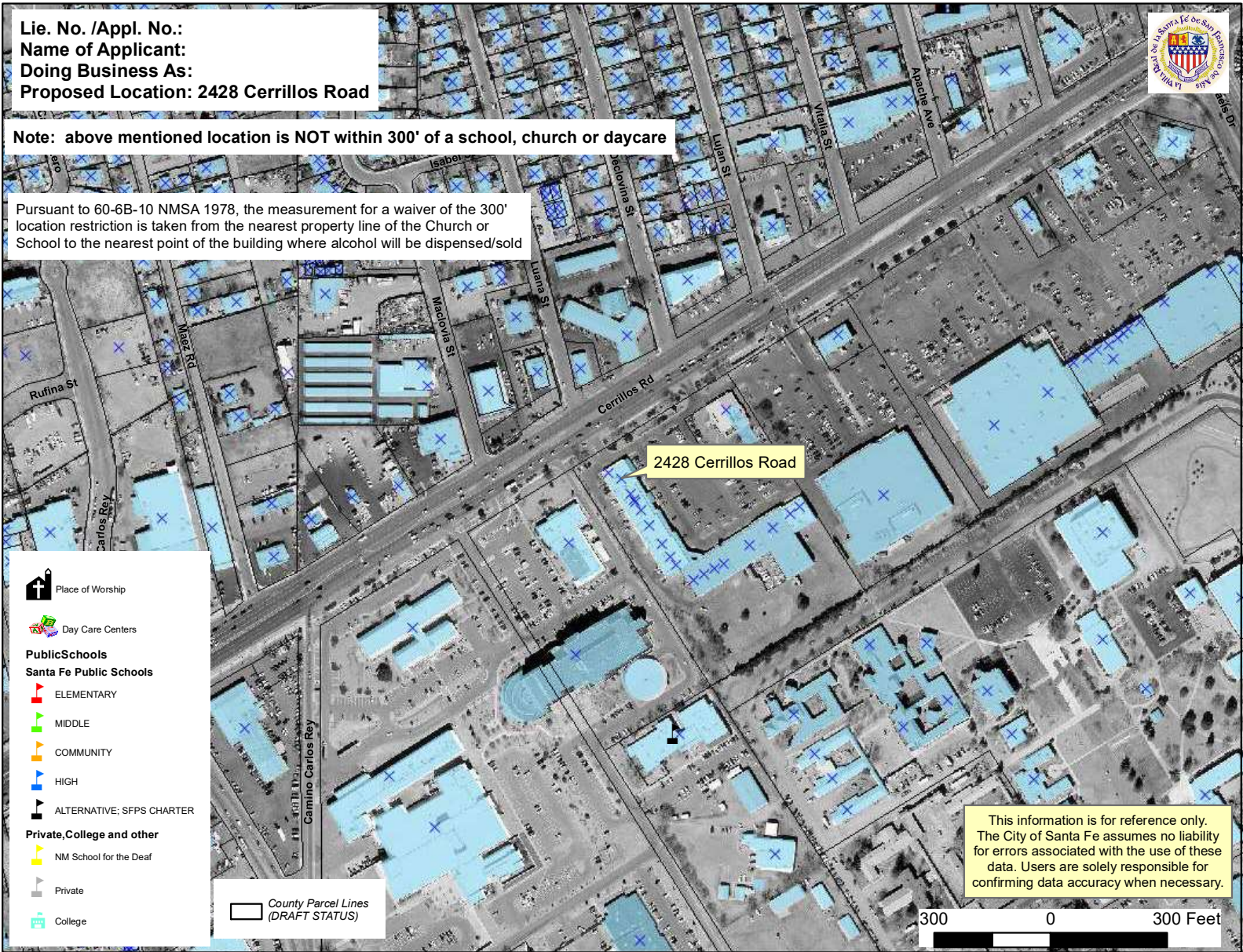
Date: Mar 15, 2022



Lie. No. /Appl. No.:  
 Name of Applicant:  
 Doing Business As:  
 Proposed Location: 2428 Cerrillos Road

Note: above mentioned location is NOT within 300' of a school, church or daycare

Pursuant to 60-6B-10 NMSA 1978, the measurement for a waiver of the 300' location restriction is taken from the nearest property line of the Church or School to the nearest point of the building where alcohol will be dispensed/sold



This information is for reference only. The City of Santa Fe assumes no liability for errors associated with the use of these data. Users are solely responsible for confirming data accuracy when necessary.

300 0 300 Feet