City of Las Cruces®

PEOPLE HELPING PEOPLE

Council Action and Executive Summary

Item # 7 **Ordinance/Resolution#** 12-089

For Meeting of _____ (Ordinance First Reading Date)

For Meeting of December 5, 2011 (Adoption Date)

TITLE: A RESOLUTION APPROVING THE ISSUANCE OF A SMALL BREWER OFF-SITE LIQUOR LICENSE FOR ON PREMISE CONSUMPTION AND PACKAGE SALES TO CENTRAL TAVERN, LLC D/B/A MIMBRES VALLEY BREWING CO., AT 915 UNIVERSITY AVENUE, BUILDING 985, SUITE 1B, LAS CRUCES, NEW MEXICO.

PURPOSE(S) OF ACTION:

To approve, disapprove, or not approve the issuance of a liquor license.

COUNCIL DISTRICT: 2		
Drafter/Staff Contact: Monica Campbell	**Department/Section:** Legal	**Phone:** 541-2128
City Manager Signature:		

BACKGROUND / KEY ISSUES / CONTRIBUTING FACTORS:

Pursuant to the New Mexico statutes, an application for the issuance of a Small Brewer Off-Site liquor license must be accompanied by a resolution of the City Council approving of and consenting to the issuance after a public hearing.

Central Tavern, LLC d/b/a Mimbres Valley Brewing Co. applied to the Alcohol and Gaming Division of the Regulation and Licensing Department of the State of New Mexico ("Alcohol and Gaming") for the issuance of a Small Brewer Off-Site License for on premise consumption and package sales at 915 University Avenue, Building 985, Suite 1B, Las Cruces, New Mexico. Alcohol and Gaming granted preliminary approval on October 26, 2011.

The City Council is required to hold a public hearing within 45 days of the receipt of the preliminary approval letter from Alcohol and Gaming. A public hearing to review the issuance of location of the liquor license is scheduled during the regular City Council meeting to be held on Monday, December 5, 2011, beginning at 1:00 p.m., in the City Council Chambers, City Hall, 700 North Main Street, Las Cruces, New Mexico. Notice of the public hearing was published in the *Las Cruces Bulletin* on November 18 and 25, 2011, and in the *Las Cruces Sun-News* on November 20 and 27, 2011.

(Continue on additional sheets as required)

Council may approve or disapprove the issuance. However, Council's disapproval must be based on substantial evidence that the issuance of the license would adversely affect the health, safety or welfare of the citizens of the City of Las Cruces.

Council may also fail to either approve or disapprove the license. If the Council fails to approve or disapprove the license within 30 days after the public hearing, the Director of Alcohol and Gaming may give final approval of the license.

SUPPORT INFORMATION:

1. Resolution.
2. Exhibit "A". Alcohol and Gaming's letter with the application.
3. Attachment "1". Notice of Intent to Adopt published in the *Las Cruces Bulletin*.
4. Attachment "2". Notice of Intent to Adopt published in the *Las Cruces Sun-News*.
5. Attachment "3". Traffic Impact Report from the Traffic Engineering Section.
6. Attachment "4". Liquor License Impact Report (zoning) from Development Services.
7. Attachment "5". Business Registration Report from Development Services.
8. Attachment "6". Criminal Activity Report from the Las Cruces Police Department.
9. Attachment "7". Fire and Safety Compliance Report from the Las Cruces Fire Department.

SOURCE OF FUNDING:

Is this action already budgeted?			
N/A	Yes	☐	See fund summary below
	No	☐	If No, then check one below:
	Budget Adjustment Attached	☐	Expense reallocated from: _____
		☐	Proposed funding is from a new revenue source (i.e. grant; see details below)
		☐	Proposed funding is from fund balance in the _____ Fund.
Does this action create any revenue?			
	Yes	☒	Funds will be deposited into this fund: 1015-10180020-520002, Permits-Liquor Licenses in the amount of $600.00 for FY12.
	No	☐	There is no new revenue generated by this action.

BUDGET NARRATIVE:

N/A

(Continue on additional sheets as required)

FUND EXPENDITURE SUMMARY:

Fund Name(s)	Account Number(s)	Expenditure Proposed	Available Budgeted Funds in Current FY	Remaining Funds	Purpose for Remaining Funds
N/A	N/A	N/A	N/A	N/A	N/A

OPTIONS / ALTERNATIVES:

1. Vote "Yes"; this will approve of and consent to the issuance of the Small Brewer Off-Site liquor license and Alcohol and Gaming will continue with the application process.
2. Vote "No"; this must be based on substantial evidence that the issuance of the license would adversely affect the health, safety or welfare of the citizens of the City of Las Cruces.
3. Vote to "Amend"; this is not permitted by the Liquor Control Act, NMSA 1978, Section 60-6B-4.
4. Vote to "Table"; this is not permitted by the Liquor Control Act, NMSA 1978, Section 60-6B-4.

REFERENCE INFORMATION:

N/A

(Continue on additional sheets as required)

RESOLUTION NO. 12-089

A RESOLUTION APPROVING THE ISSUANCE OF A SMALL BREWER OFF-SITE LIQUOR LICENSE FOR ON PREMISE CONSUMPTION AND PACKAGE SALES TO CENTRAL TAVERN, LLC D/B/A MIMBRES VALLEY BREWING CO., AT 915 UNIVERSITY AVENUE, BUILDING 985, SUITE 1B, LAS CRUCES, NEW MEXICO.

The City Council is informed that:

WHEREAS, Central Tavern, LLC d/b/a Mimbres Valley Brewing Co. applied to the Alcohol and Gaming Division of the Regulation and Licensing Department of the State of New Mexico ("Alcohol and Gaming") for the issuance of a Small Brewer Off-Site liquor license for on premise consumption and package sales at 915 University Avenue, Building 985, Suite 1B, Las Cruces, New Mexico; and

WHEREAS, on October 26, 2011, Alcohol and Gaming granted preliminary approval for the issuance of the license, as evidenced by its letter and the application; and

WHEREAS, pursuant to law, the application for issuance of a liquor license must be accompanied by a resolution of the City Council approving of and consenting to the issuance after a public hearing upon reasonable public notice of such hearing; and

WHEREAS, the City Council did on this date hold a public hearing after reasonable public notice setting forth the appropriate information concerning the public hearing. The City Council has considered the issuance of the liquor license and it has determined that the approval of said license is not detrimental to the public health, safety or welfare of the City of Las Cruces.

NOW, THEREFORE, Be it resolved by the governing body of the City of Las Cruces:

(I)

THAT the issuance of a Small Brewer Off-Site Liquor License to Central Tavern, LLC d/b/a Mimbres Valley Brewing Co. at 915 University Avenue, Building 985, Suite 1B, Las Cruces, New Mexico, is hereby approved.

(II)

THAT a copy of this resolution shall be conveyed to the Director of the Alcohol and Gaming Division of the Regulation and Licensing Department of the State of New Mexico, Post Office Box 25101, Santa Fe, New Mexico 87504-5101.

(III)

THAT City staff is hereby authorized to do all deeds as necessary in the accomplishment of the hereinabove.

DONE AND APPROVED on this 5th day of December 2011.

APPROVED:

ATTEST:

_____
Mayor

_____
City Clerk

(SEAL)

VOTE:
Mayor Miyagishima: ____
Councillor Silva: ____
Councillor Smith: ____
Councillor Pedroza: ____
Councillor Small: ____
Councillor Sorg: ____
Councillor Thomas: ____

Moved by: _____

Seconded by: _____

APPROVED AS TO FORM:

City Attorney

New Mexico Regulation and Licensing Department
ALCOHOL AND GAMING DIVISION
Toney Anaya Building ▪ 2550 Cerrillos Road ▪ Santa Fe, New Mexico 87505
PO Box 25101, Santa Fe, NM 87504-5101
(505) 476-4875 ▪ Fax (505) 476-4595 ▪ www.rld.state.nm.us/agd

Susana Martinez
GOVERNOR

J. Dee Dennis, Jr.
SUPERINTENDENT

Steven A. Reinhart, Esq.
DIRECTOR

October 26, 2011

Certified Mail No.: 7006 3450 0000 3001 0456

City of Las Cruces
Esther Martinez, City Clerk
P.O. Box 20000
Las Cruces, NM 88004-0000

Re: License / App. No.: **A-790540**
Applicant Name: **Central Tavern LLC**
Doing Business As: **Mimbres Valley Brewing Co.**
Proposed Location: **915 University Ave., Bldg. 985, Suite 1B**
Las Cruces, New Mexico 88001

ATTENTION: Department or person responsible for conducting or preparing the public hearing for liquor license transfers or issuance of new liquor licenses.

Greetings:

The Director of the Alcohol and Gaming Division has reviewed the referenced Application and is being forwarded to you in accordance with Section 60-6B-4 NMSA of the Liquor Control Act.

Within forty-five **(45)** days after receipt of a Notice from the Alcohol and Gaming Division, the governing body **shall** hold a Public Hearing in the question of whether the department should approve the proposed issuance or transfer. 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 at least once a week for two consecutive weeks in a newspaper of general circulation within the territorial limits of the governing body, **which requires that two weeks of publication must be satisfied 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 by the Alcohol and Gaming Division; and **(C)** The location of the licensed premises. 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 SMALL BREWER OFF-SITE LICENSE FOR ON PREMISE CONSUMPTION AND PACKAGE SALES.

Alcohol and Gaming Division
(505) 476-4875

Boards and Commissions Division
(505) 476-4600

Construction Industries Division
(505) 476-4700

Financial Institutions Division
(505) 476-4885

Manufactured Housing Division
(505) 476-4770

Securities Division
(505) 476-4580

Administrative Services Division
(505) 476-4800

The governing body may disapprove the issuance or transfer of the license if:

1) The proposed location is within an area where the sale of alcoholic beverages is prohibited by the laws of New Mexico. (The governing body may disapprove if the proposed location is within 300 feet of a church or school unless the license has been located at this location prior to 1981 or unless the Applicant/Licensee has obtained a waiver from the Local Option District governing body for the proposed licensed premises).
2) The issuance or transfer would be in violation of a zoning or other ordinance of the governing body. The governing body may disapprove if the proposed location is not properly zoned. Because this office is in receipt of a Zoning Statement from the governing body, this is not a basis for disapproval. Attached is a copy of a Zoning Statement from the local governing body.
3) The issuance would be detrimental to the public health, safety, or morals of the residents of the Local Option District. Disapproval by the governing body on public health, safety, or morals must be based on and supported by substantial evidence pertaining to the specific prospective transferee or location and a copy of the record must be submitted to the Alcohol and Gaming Division.

Within thirty **(30)** days after the Public Hearing, the governing body **shall** notify the Alcohol and Gaming Division as to whether the local governing body has approved or disapproved the issuance of 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 notice of publication(s).** 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 give Final Approval to the issuance or transfer of the license.

If the governing body disapproves the issuance or transfer of the license, it shall notify the Alcohol and Gaming Division within thirty **(30)** days setting forth the reasons for the disapproval. A copy of the Minutes of the Public Hearing shall be submitted to the Alcohol and Gaming Division with the notice of disapproval (Page 1 of the Application page noting disapproval).

Sincerely,

Rose L. Garcia
Hearing Officer
NM Regulation & Licensing Dept.
Alcohol & Gaming Division
Phone: 505-476-4552
Fax: 505-476-4595
Email: rosel.garcia@state.nm.us

Enclosures:

1. Original Page 1 of the Application (must be signed and returned).
2. Copy of Page 2 of the Application.

9/27/11
RDR
RL.

New Mexico Regulation and Licensing Department • Alcohol and Gaming Division
P.O. Box 25101 • Santa Fe, New Mexico 87504-5101 • (505) 476-4875 • Fax (505) 476-4595 • www.rld.state.nm.us/agd

LIQUOR LICENSE APPLICATION

Application fee - **$200.00** Fees are non-refundable.

200

State Liquor License # _____
Application Number 790540
Local option (AGD use) _____

Record Owner of Existing License _____
Current D/B/A Name _____
Current Premises Address _____

Application is for: Change of Stock _____ Change of Officers/Directors _____ Transfer Ownership of Existing License _____ Transfer Ownership and Location _____ Transfer Location _____ Other _____

Issue New License X Type of License being applied for SMALL BREWERS DISPENSER – off-site master # 6807

plicant is: Individual _____ Corporation _____ Partnership (General or Limited) _____ Limited Liability Company X

NAME OF APPLICANT (company or individual)	ADDRESS (including city, state, zip)	TELEPHONE NUMBER
CENTRAL TAVERN, LLC	200 S. GOLD AVE	575-202-2763
	Deming, NM 88030	

D/B/A name to be used: MIMBRES VALLEY BREWING CO. Phone number for licensed premises: 575-202-2763

Physical location where license is to be used: 915 UNIVERSITY AVE., BUILDING 985, SUITE 1B, LAS CRUCES, NM 88001
(Include street number / highway number / state road, city and county, state, and zip code)

Mailing address: 200 S. GOLD AVE, DEMING, NM 88030

Are alcoholic beverages currently being dispensed at the proposed location? Yes _____ No X If yes, give license number and type _____

I, (print name) BRYAN REEDY, as (title) MEMBER 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.

u must sign and date this form in the presence of a notary public.

Signature of Appplicant Bryan Reedy Date 9/21/11

Notary Public Use Only

SUBSCRIBED AND SWORN TO before me this 22 day of September, 20 11 by Bryan Reedy

Notary Public Yvonne Valverde My Commission Expires 12-10-2013

Local Governing Body of: _____ (City or County). Hearing held on _____ 20

Check one: Approved _____ Disapproved _____ City/County Official _____ (Signature & Title)

For Alcohol and Gaming Division Use Only

Approved _____ Disapproved _____ Director Approval _____ Date _____

NOTARY PUBLIC

RECEIVED
SEP 26 2011
ALCOHOL & GAMING DIVISION

RECEIVED
SEP 26 2011
ALCOHOL & GAMING DIVISION

New Mexico Regulation and Licensing Department • Alcohol and Gaming Division
P.O. Box 25101 • Santa Fe, New Mexico 87504-5101 • (505) 476-4875 • Fax (505) 476-4595 • www.rld.state.nm.us/agd

PREMISES LOCATION, OWNERSHIP, AND DESCRIPTION

SS-60-6B-10

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

Owned by Applicant _____ Leased by Applicant (attach copy of deed or lease) X Other (provide details) _____

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

A. Owner(s) CERVANTES III LTD. CO.

B. Date and term of lease SEPTEMBER 6, 2011 (5 YEARS)

3. Premises location is zoned (example C-1) UD - UAZ
If the premises is zoned, attach zoning statement from local government giving location address and type of zone, stating whether alcoholic beverages are allowed at proposed location. If there is no zoning, attach confirmation from local government indicating there is no zoning.

4. Distance from nearest church *(Property line of church to licensed premises—shortest distance).

Miles/feet 1335.45' Name of church NEWMAN CENTER CHURCH BUDA Address/location of church 2615 S. SOLANO, LAS CRUCES, NM

5. Distance from nearest school *(Property line of school to licensed premises—shortest distance).

Miles/feet 442.01' Name of school NEW MEXICO STATE UNIV. Address/location of school UNIVERSITY PARK, LAS CRUCES, NM

6. Distance from military installation *(Property line of military installation to licensed premises-shortest distance.)

Miles 98.1 MILES Name of Military Installation, circle one: Kirtland Air Force Base (Albuquerque), White Sands Missile Range (Las Cruces), Holloman Air Force Base (Alamogordo), Cannon Air Force Base (Clovis).

7. Attach, on a separate sheet, the detailed floor plan for each level (floor) where alcoholic beverages will be sold or consumed. Show exterior walls, doors, and interior walls. This will be the licensed premises. The floor plan should be no larger than 8 ½ x 11 inches, and must include the total square footage of premises.

*If the distance is beyond 300 feet, but less than 400 feet, a registered engineer or licensed surveyor must complete a Survey Certificate showing the exact distance.

8. Type of Operation:

Lounge X Restaurant X Package Grocery _____ Racetrack _____ Hotel _____ Other (specify) Small Brewer-Off-site

Return this form to the Alcohol and Gaming Division, 2550 Cerrillos Road, Santa Fe, New Mexico 87505, if using overnight delivery.

90

Attachment 1

City of Las Cruces®
PEOPLE HELPING PEOPLE

AD FORM
LAS CRUCES BULLETIN
LEGAL CLASSIFIED

City contact: Monica Campbell; 541-2014 / 541-2128

Proof of publication/bill to: City Clerk, PO Box 20000, Las Cruces, NM 88004

Dates to Publish: November 18 and 25, 2011

Copy to publish:

NOTICE OF INTENT TO ADOPT

Notice is hereby given that the Las Cruces City Council will hold a Public Hearing to discuss approval or disapproval of the issuance of a Small Brewer off-site liquor license for on premise consumption and package sales to Central Tavern, LLC d/b/a Mimbres Valley Brewing Co. at 915 University Avenue, Building 985, Suite 1B, Las Cruces, New Mexico.

The Public Hearing will be held in conjunction with the regular meeting of the Las Cruces City Council to be held on Monday, December 5, 2011, at 1:00 p.m. in the City Council Chambers, 700 North Main Street, City Hall. If passed, the State of New Mexico Regulation & Licensing Department may approve the issuance.

Witness my hand and seal of the City of Las Cruces on this the 7th day of November 2011.

Esther Martinez

Esther Martinez, CMC, City Clerk

Attachment 2

City of Las Cruces®
PEOPLE HELPING PEOPLE

AD FORM
LAS CRUCES SUN NEWS
LEGAL CLASSIFIED

City contact: Monica Campbell; 541-2014 / 541-2128

Account No. 26484 (Bill to City Clerk, PO Box 20000, Las Cruces, NM 88004)

Dates to Publish: November 20 and 27, 2011

Copy to publish:

NOTICE OF INTENT TO ADOPT

Notice is hereby given that the Las Cruces City Council will hold a Public Hearing to discuss approval or disapproval of the issuance of a Small Brewer off-site liquor license for on premise consumption and package sales to Central Tavern, LLC d/b/a Mimbres Valley Brewing Co. at 915 University Avenue, Building 985, Suite 1B, Las Cruces, New Mexico.

The Public Hearing will be held in conjunction with the regular meeting of the Las Cruces City Council to be held on Monday, December 5, 2011, at 1:00 p.m. in the City Council Chambers, 700 North Main Street, City Hall. If passed, the State of New Mexico Regulation & Licensing Department may approve the issuance.

Witness my hand and seal of the City of Las Cruces on this the 7th day of November 2011.

Esther Martinez

Esther Martinez, CMC, City Clerk

Attachment 3

City of Las Cruces®
PEOPLE HELPING PEOPLE

INTER-DEPARTMENTAL MEMORANDUM

==========

TO: Harry "Pete" Connelly, City Attorney

FROM: Dan Soriano, Traffic Engineer, Transportation Department

SUBJECT: Traffic Investigation Report

DATE: November 4, 2011

==========

As requested, Traffic Engineering has completed a traffic investigation for Central Tavern, LLC, doing business as Mimbres Valley Brewing Co. located at 915 University Avenue, Bldg. 985, Suite 1B, Las Cruces, New Mexico. The following information is submitted for review:

- University Avenue at this location carries approximately 20233 vehicles per day.
- University Avenue is operated as a four lane roadway and primarily serves commercial properties.
- Access to the property in question is off of University Avenue. No potential sight distance or operational problems exist.
- The speed limit on University Avenue is set at 35 mph.

The approval of a Wine Grower off-site Liquor License at this location does not appear it will adversely impact traffic operations along this segment of roadway.

Should any additional information be needed, please contact me.

NOV 10 2011

City of Las Cruces
Community Development Department

LIQUOR LICENSE IMPACT REPORT

Small Brewer Off-Site License for On-Premises Consumption and Package Sales
Liquor License No. A-790540

915 University Avenue, Suite 1B
Mimbres Valley Brewing Co.

November 15, 2011

LIQUOR LICENSE IMPACT REPORT
Small Brewer Off-Site License for On-Premises Consumption and Package Sales

Mimbres Valley Brewing Co.
915 University Avenue, Suite 1B

The purpose of this report is to review, analyze and determine any possible impacts of a liquor license relating to land use and other planning related issues.

PROPERTY INFORMATION:

Location:	915 University Avenue Suite 1B
Applicant:	Central Tavern LLC
Business Name:	Mimbres Valley Brewing Co.

LAND USE AND ZONING INFORMATION:
Subject Property Zoning: UD-UAZ (University District-University Avenue Zone)
(See attached Statement of Zoning and Vicinity Map)

Subject Property Current Land Use:

Adjacent Land Uses	Zoning	Land Use
North	UD-UAZ	Multi-Dwelling Residential
South	NMSU	
West	UD-UAZ	Multi-Dwelling Residential/Commercial
East	UD-UAZ	Commercial

DISTANCE REQUIREMENTS:

Greater than 300 feet to a school:	NO
Greater than 300 feet to a church:	YES
Greater than 300 feet to a military installation:	YES

TRAFFIC COUNT AND ACCESS INFORMATION:

Roadway:	University Avenue
Classification:	Principal Arterial
Number of Lanes:	5
Site Access:	2
Nearest Intersections:	University Avenue & Espina Street

PARKING REQUIREMENTS:
The 2001 Las Cruces Zoning Code, as amended, requires eating and drinking establishments to provide 1 auto parking space per 2-5 seats. However, because the business is in a shopping center, one (1) space for each 200-300 square feet of gross floor area is required. As the center currently exists, it complies with current parking standards.

IMPACT ANALYSIS:
The subject property is located on University Avenue, a designated principal arterial roadway that is designed to accommodate moderate to heavy traffic and land uses such as eating and drinking establishments. The subject property is zoned UD-UAZ (University District-University Avenue Zone) which permits this use and uses related to it. The applicant is requesting a wine grower off-site license for on-premise consumption and package sales for this location. In terms of a transportation and land use perspective, this seems to be an appropriate location and request.

There is a question, however, concerning the required distance between liquor establishments and military installations, churches, and schools. New Mexico State Statutes read that a liquor establishment must be 300 feet from the property line of military installations, churches and schools. The shopping center in which the subject business is located in is approximately 85 feet from the property line of New Mexico State University. The nearest building where classes are held is approximately 450 feet from the subject business. According to New Mexico State Law, a local governing district may grant a waiver to allow such a business within 300 feet of a church or school. Thus the local governing district may determine whether or not the location of the restaurant license request is appropriate. The law does not set parameters to assist in determining applicability. Therefore, Planning Staff assumes the local government district may use traditional guidelines, such as, health, safety, and welfare to make this decision.

City of Las Cruces®

STATEMENT OF ZONING

The property located at 915 University Avenue, Suite 1B in Las Cruces, New Mexico, and having a Map Code Number or Parcel Identification Number of 02-40890 is zoned as follows:

UD-UAZ (University District-University Avenue Zone)

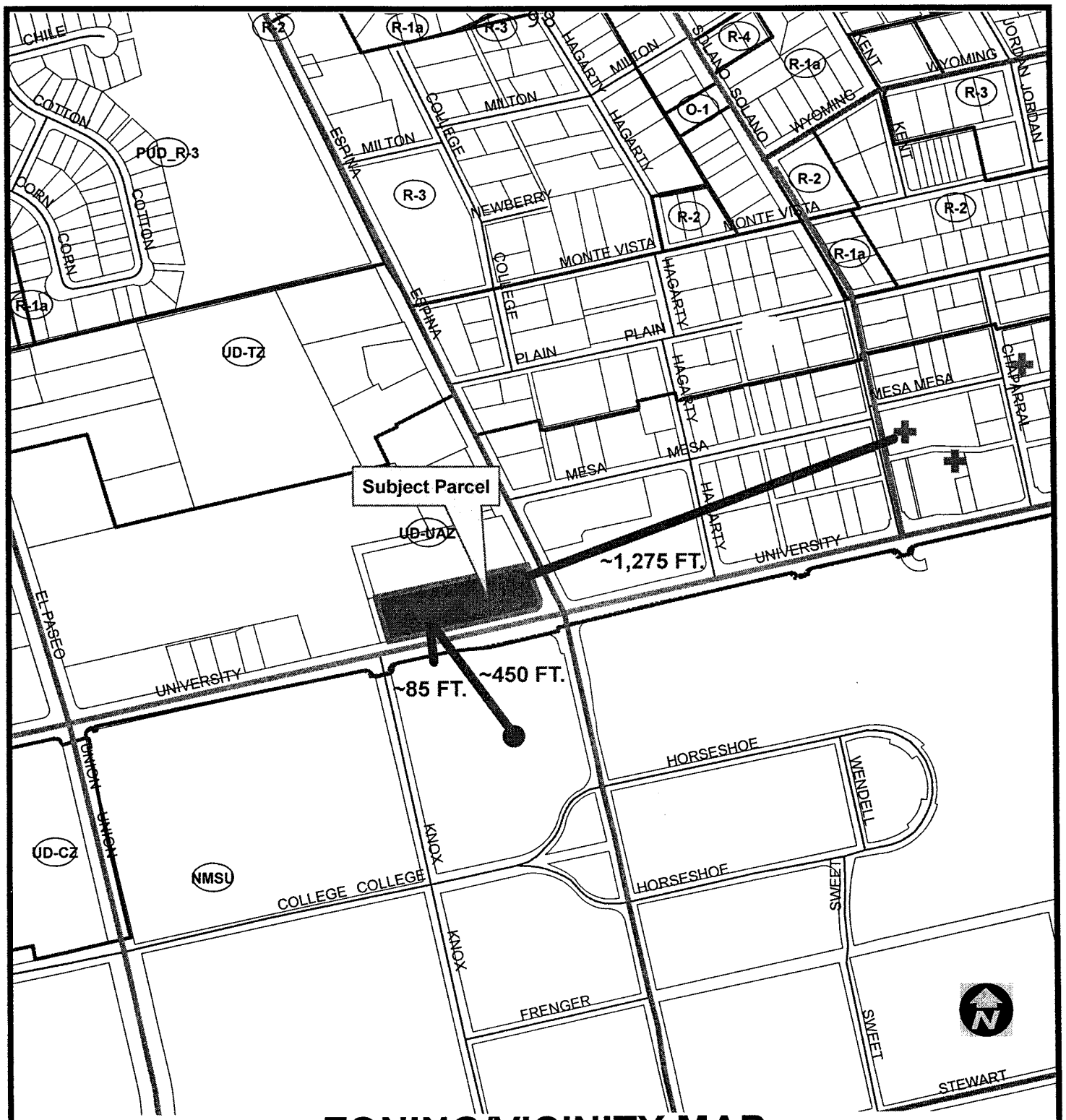
The above described property located in the City of Las Cruces, New Mexico, has been reviewed and found to be zoned as indicated above in accordance with the Las Cruces Zoning Atlas. Accordingly, I do hereby approve and issue this Statement of Zoning.

November 15, 2011
Date

Adam Ochoa
Planner

Remarks: The UD-UAZ is assigned to land appropriate for an urban neighborhood center with a mix of building types and uses. These lands are generally occupied by attached residential houses, apartment buildings, and commercial or mixed-use buildings. Civic and religious use buildings may also be present. Lands may also be used for playgrounds, squares, and plazas. Two-to-five story buildings are encouraged. Block sizes are limited to create a walkable and well-connected network of streets. Streets are designed to encourage pedestrian activity by generally including on-street parking, curbs and gutters, parkways with street trees, and wide sidewalks. University Avenue shall be the primary frontage for properties on University Avenue. An eating and drinking establishment with a small brewer off-site license for on-premises consumption and package sales is a permitted use within the UD-UAZ, provided all requirements as prescribed for liquor establishments by the State of New Mexico are met.

Please be advised that the information presented on this document is taken from the City of Las Cruces Zoning Atlas. Nothing shall prevent the City of Las Cruces from amending this information if review of the Zoning Ordinance shows the Atlas to be in error.



ZONING/VICINITY MAP

915 UNIVERSITY AVENUE
PARCEL ID#: 02-40890
ZONING: UD-UAZ
DISTANCE TO NEAREST CHURCH: ~1,275 FEET
DISTANCE TO NEAREST SCHOOL (PROPERTY): ~85 FEET
DISTANCE TO NEAREST SCHOOL (BUILDING): ~450 FEET

ZONING
CHURCH
SCHOOL

0 100 200 400 600 800
Feet

This map was created by Community Development to assist in the administration of local zoning regulations. Neither the City of Las Cruces or the Community Development Department assumes any legal responsibilities for the information contained in this map. Users noting errors or omissions are encouraged to contact the City (575) 528-3043.

BUSINESS REGISTRATION REPORT-SMALL BREWER

From: Lora Dunlap
Sent: Friday, November 04, 2011 9:00 AM

Monica,

I searched for Central Tavern and Mimbres Valley Brewing Co. and I also searched by the address and did not find a business registration.

Lora Dunlap
Business Registrations
Community Development
City of Las Cruces
P.O. Box 20000
Las Cruces, NM 88004
Office: 575-541-2287
Fax: 575-528-3155

From: Monica Campbell
Sent: Thursday, November 03, 2011 4:17 PM
To: Cheryl Rodriguez; Adam Ochoa; Lora Dunlap
Subject: Report request - 2 liquor license applications

Attached are two preliminary approval letters from Alcohol & Gaming for an offsite 1) small brewer license and 2) wine grower license for Central Tavern, LLC d/b/a Mimbres Valley Brewing Co., 915 University Avenue, Building 985, Suite 1B, Las Cruces. The City has 45 days from the receipt of these letters to have the application for each liquor license brought before the City Council for a public hearing.

Please review the attached applications and prepare the liquor license reports for 1) zoning and 2) business registration.

The reports are due to my attention at the City Attorney's office on or before **Wednesday, November 16, 2011** in order to meet the City Clerk's deadline of November 18 to submit the resolution packets. The resolutions will be submitted for the December 5, 2011 City Council meeting.

Let me know if you have any questions or need more information. Thank you.

Monica Campbell
Legal Dept. Operations Analyst
City of Las Cruces
575-541-2014 / 575-541-2128
Fax 575-541-2017

Attachment 6

LAS CRUCES POLICE DEPARTMENT
PO BOX 20000
217 E. Picacho
Las Cruces, New Mexico 88004

DATE: ***November 4, 2011***

TO: ***Pete Connelly, City Attorney***

From: **Richard Williams, Chief of Police** RSW

Subject: ***Central Tavern, LLC***

I have reviewed all available statistical information obtained from the Las Cruces Police Department in reference to the attached liquor license application for Central Tavern, LLC Mimbres Valley Brewing Co.915 University Ave, Bldg.985, Suite 1B Las Cruces, NM 88001.

No anomalies were found that would warrant denial of this license; therefore, I recommend the liquor license application for Mimbres Valley Brewing Co. be approved.

Richard Williams
Chief of Police

RECEIVED
NOV - 7 2011
CITY CLERK

LAS CRUCES FIRE DEPARTMENT REPORT – CENTRAL TAVERN/SMALL BREWER

From: Wally Monsivaiz
Sent: Tuesday, November 15, 2011 3:04 PM

The liquor license applications for 915 University Suite 1B are approved. There were no issues identified by the Las Cruces Fire Department Prevention Bureau.

Wally Monsivaiz
528-4049

From: Monica Campbell
Sent: Thursday, November 03, 2011 4:20 PM
To: Travis Brown; Ted Sweetser; Billy Chaires
Subject: Report request - 2 liquor license application/resolution

Attached are two preliminary approval letters from Alcohol & Gaming for an offsite 1) Small Brewer license and 2) wine grower license for Central Tavern, LLC d/b/a Mimbres Valley Brewing Co., 915 University Avenue, Building 985, Suite 1B, Las Cruces. The City has 45 days from the receipt of these letters to have the application for each liquor license brought before the City Council for a public hearing.

Please review the attached applications and submit the fire and safety compliance reports.

The reports are due to my attention at the City Attorney's office on or before **Wednesday, November 16, 2011** in order to meet the City Clerk's deadline of November 18 to submit the resolution packets. The resolutions will be submitted for the December 5, 2011 City Council meeting.

Let me know if you have any questions or need more information. Thank you.

Monica Campbell
Legal Dept. Operations Analyst
City of Las Cruces
575-541-2014 / 575-541-2128
Fax 575-541-2017