

# City of Las Cruces<sup>®</sup>

PEOPLE HELPING PEOPLE

## Council Action and Executive Summary

Item # 10 Ordinance/Resolution# 13-084

For Meeting of \_\_\_\_\_  
(Ordinance First Reading Date)

For Meeting of December 17, 2012  
(Adoption Date)

Please check box that applies to this item:

QUASI JUDICIAL       LEGISLATIVE       ADMINISTRATIVE

**TITLE:** A RESOLUTION APPROVING THE ISSUANCE OF A RESTAURANT LIQUOR LICENSE TO Q'S SOUTHERN BISTRO, LLC D/B/A Q'S SOUTHERN BISTRO, TO BE LOCATED AT 200 AVENIDA DE MESILLA, LAS CRUCES, NEW MEXICO.

**PURPOSE(S) OF ACTION:**

To approve or disapprove the issuance of a Restaurant Liquor License.

<b>COUNCIL DISTRICT: 4</b>		
<b><u>Drafter/Staff Contact:</u></b> Monica Campbell	<b><u>Department/Section:</u></b> Legal/City Attorney	<b><u>Phone:</u></b> 541-2128
<b><u>City Manager Signature:</u></b>		

**BACKGROUND / KEY ISSUES / CONTRIBUTING FACTORS:**

Pursuant to New Mexico Statutes, an application for the issuance of a Restaurant Liquor License must be accompanied by a resolution of the City Council approving of and consenting to the issuance after a public hearing.

Q's Southern Bistro, LLC d/b/a Q's Southern Bistro 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 Restaurant Liquor License at 200 Avenida de Mesilla, Las Cruces, New Mexico. Alcohol and Gaming granted preliminary approval on October 29, 2012.

The City Council is required to hold a public hearing within 45 days after the date of receipt of the approval letter from Alcohol and Gaming. A public hearing to review this issue is scheduled during the regular City Council meeting to be held on Monday, December 17, 2012, beginning at 1:00 p.m. in the City Council Chambers, City Hall, 700 North Main Street, Las Cruces, New Mexico. Notice of this public hearing was published in the *Las Cruces Bulletin* on November 23 and 30, 2012, and in the *Las Cruces Sun-News* on November 25 and December 2, 2012.

Council may approve or disapprove the issuance of the license. 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 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". Amended Notice of Intent to Adopt published in the *Las Cruces Bulletin*.
4. Attachment "2". Amended 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	<input type="checkbox"/>	See fund summary below
	No	<input type="checkbox"/>	If No, then check one below:
	<i>Budget Adjustment Attached</i>	<input type="checkbox"/>	Expense reallocated from: _____.
	<input type="checkbox"/>	<input type="checkbox"/>	Proposed funding is from a new revenue source (i.e. grant; see details below)
		<input type="checkbox"/>	Proposed funding is from fund balance in the _____ Fund.
Does this action create any revenue?	Yes	<input checked="" type="checkbox"/>	Funds will be deposited into this fund: <u>1000-10180010-520002</u> in the amount of \$300.00 for FY13.
	No	<input type="checkbox"/>	There is no new revenue generated by this action.

**BUDGET NARRATIVE**

N/A
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**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

(Continue on additional sheets as required)

**OPTIONS / ALTERNATIVES:**

1. Vote "Yes"; this will approve of and consent to the issuance of the Restaurant 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:**

The resolution(s) and/or ordinance(s) listed below are only for reference and are not included as attachments or exhibits.

N/A.

(Continue on additional sheets as required)

**RESOLUTION NO. 13-084****A RESOLUTION APPROVING THE ISSUANCE OF A RESTAURANT LIQUOR LICENSE TO Q'S SOUTHERN BISTRO, LLC D/B/A Q'S SOUTHERN BISTRO, TO BE LOCATED AT 200 AVENIDA DE MESILLA, LAS CRUCES, NEW MEXICO.**

The City Council is informed that:

**WHEREAS**, Q's Southern Bistro, LLC d/b/a Q's Southern Bistro, to be located at 200 Avenida de Mesilla, Las Cruces, New Mexico, 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 Restaurant Liquor License; and

**WHEREAS**, on October 29, 2012, Alcohol and Gaming granted preliminary approval for the issuance of the license; 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 notice of such hearing; and

**WHEREAS**, the City Council did on this date hold a public hearing after reasonable 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 Restaurant Liquor License to Q's Southern Bistro, LLC d/b/a Q's Southern Bistro, to be located at 200 Avenida de Mesilla, Las Cruces, New

Mexico, as evidenced by Alcohol and Gaming's letter and the application attached hereto as Exhibit "A", 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, Post Office Box 25101, Santa Fe, New Mexico 87504-5101.

(III)

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

DONE AND APPROVED on this 17<sup>th</sup> day of December 2012.

APPROVED:

ATTEST:

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk

(SEAL)

Moved by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

VOTE:

Mayor Miyagishima: \_\_\_\_\_

Councillor Silva: \_\_\_\_\_

Councillor Smith: \_\_\_\_\_

Councillor Pedroza: \_\_\_\_\_

Councillor Small: \_\_\_\_\_

Councillor Sorg: \_\_\_\_\_

Councillor Thomas: \_\_\_\_\_

APPROVED AS TO FORM:

  
\_\_\_\_\_  
City Attorney

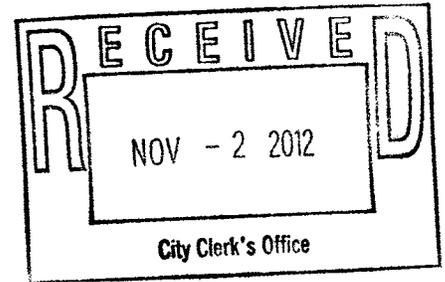


New Mexico Regulation and Licensing Department  
ALCOHOL AND GAMING DIVISION

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

October 29, 2012

Certified Mail No.: 7009 2250 0000 9393 2100



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

Re: License / Appl. No.: **Appl. No. A-833025**  
Applicant Name: **Q's Southern Bistro, LLC**  
Doing Business As: **Q's Southern Bistro**  
Proposed Location: **200 Avenida De Mesilla  
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 granted Preliminary Approval; it 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 RESTAURANT LIQUOR LICENSE WITH ON PREMISE CONSUMPTION ONLY.**

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

- Susana Martinez  
GOVERNOR
- J. Dee Dennis, Jr.  
SUPERINTENDENT
- Mary Kay Root  
DEPUTY  
SUPERINTENDENT
- James C. McKay  
CHIEF GENERAL  
COUNSEL
- Mary Kay Root  
ACTING DIRECTOR

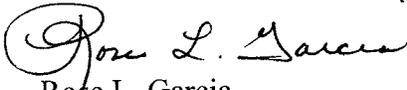
- Alcohol and Gaming Division  
(505) 476-4875
- Boards and Commissions Division  
(505) 476-4600
- Construction Industries Division  
(505) 476-4700
- Financial Institutions Division  
(505) 476-4885
- Manufactured Housing Division  
(505) 476-4770
- Securities Division  
(505) 476-4580
- Administrative Services Division  
(505) 476-4800

- 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](mailto: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.



R# 1412485

**LIQUOR LICENSE APPLICATION**

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

ENTERED  
 2015

State Liquor License # \_\_\_\_\_  
 Application Number A-833025  
 Local option (AGD use) 08005  
 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  Type of License being applied for Restaurant Beer & wine  
 Applicant is: Individual \_\_\_\_\_ Corporation \_\_\_\_\_ Partnership (General or Limited) \_\_\_\_\_ Limited Liability Company

NAME OF APPLICANT (company or individual) Q's Southern Bistro LLC ADDRESS (including city, state, zip) 200 Avenida De Mesilla Las Cruces NM 88001  
 Q's Southern Bistro LLC Las Cruces NM 88001 Telephone Number (575) 680-5494

D/B/A name to be used: Q's Southern Bistro Phone number for licensed premises: (575) 680-5494  
 Physical location where license is to be used: 200 Avenida de Mesilla, Lss Cruces NM 88001, Dona Ana County  
 (Include street number / highway number / state road, city and county, state, and zip code)

Mailing address: 200 Avenida de Mesilla, Lss Cruces NM 88001

Are alcoholic beverages currently being dispensed at the proposed location? Yes \_\_\_\_\_ No  If yes, give license number and type \_\_\_\_\_  
 I, (print name) Ronald Quintana, as (title) Owner Being first duty 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 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.

*You must sign and date this form in the presence of a notary public.*  
 Signature of Applicant Ronald C. Quintana Date 9.13.12

SUBSCRIBED AND SWORN TO before me this 13th day of September, 2012 by Ronald C. Quintana  
 Notary Public William J. Calloway My Commission Expires Oct. 24, 2014

Local Governing Body of: \_\_\_\_\_ (City or County). Hearing held on \_\_\_\_\_ 20\_\_\_\_  
 Check one: Approved \_\_\_\_\_ Disapproved \_\_\_\_\_ City/County Official \_\_\_\_\_ (Signature & Title)

Approved \_\_\_\_\_ Disapproved \_\_\_\_\_ Director Approval \_\_\_\_\_ Date \_\_\_\_\_  
 For Alcohol and Gaming Division Use Only



**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)  Other (provide details) \_\_\_\_\_

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

A. Owner(s) El Mercado ALA Carte, Ltd. Co.

B. Date and term of lease August 1, 2012 to August 1, 2013 year, 5 year option

3. Premises location is zoned (example C-1) C-3 (Commercial High Intensity)  
 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 1 mile Name of church Basillia of San Albino Address/location of church 2280 Calle Principal  
Mesilla Nm 88046 236

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

Miles/feet .8 mile Name of school San Andres High School Address/location of school 2355 Avenida de Mesilla  
Mesilla Nm 88046

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

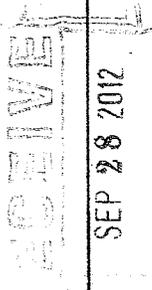
Miles 12.9 miles Name of Military Installation, circle one: White Sands Missile Range (Las Cruces),  
 Kirtland Air Force Base (Albuquerque), Holloman Air Force Base (Alamogordo), Cannon Air Force Base (Clovis).

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 1/2 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 \_\_\_\_\_ Restaurant  Package Grocery \_\_\_\_\_ Racetrack \_\_\_\_\_ Hotel \_\_\_\_\_ Other (specify) \_\_\_\_\_





**AD FORM**  
**LAS CRUCES BULLETIN**  
**LEGAL CLASSIFIED**

City contact: Monica Campbell, 541-2128

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

Dates to Publish: November 23 and 30, 2012

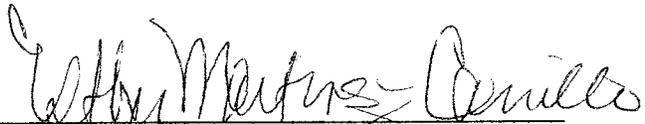
Copy to publish:

**AMENDED 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 Restaurant Liquor License to Q's Southern Bistro, LLC d/b/a Q's Southern Bistro, to be located at 200 Avenida de Mesilla, Las Cruces, New Mexico.

The Public Hearing will be held in conjunction with the regular meeting of the Las Cruces City Council on Monday, December 17, 2012, beginning 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 13<sup>th</sup> day of November 2012.

  
\_\_\_\_\_  
Esther Martinez-Carrillo, CMC, City Clerk



**AD FORM**  
**LAS CRUCES SUN NEWS**  
**LEGAL CLASSIFIED**

City contact: Monica Campbell, 541-2128

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

Dates to Publish: November 25 and December 2, 2012

Copy to publish:

**AMENDED 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 Restaurant Liquor License to Q's Southern Bistro, LLC d/b/a Q's Southern Bistro, to be located at 200 Avenida de Mesilla, Las Cruces, New Mexico.

The Public Hearing will be held in conjunction with the regular meeting of the Las Cruces City Council on Monday, December 17, 2012, beginning 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 13<sup>th</sup> day of November 2012.

  
\_\_\_\_\_  
Esther Martinez-Carrillo, CMC, City Clerk



**City of Las Cruces**  
PEOPLE HELPING PEOPLE

## INTER-DEPARTMENTAL MEMORANDUM

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

**FROM:** Willie Roman, PE, Traffic Engineer, Transportation Dept. *WR*

**DATE:** November 14, 2012

**SUBJECT:** Traffic Investigation Report – Liquor License Transfer  
200 Avenida de Mesilla

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As requested, Traffic Engineering has completed a traffic investigation for Q's Southern Bistro located at 200 Avenida de Mesilla, Las Cruces, New Mexico. The following information is submitted for review:

- The subject property is located near the northwest corner of the intersection of Avenida de Mesilla and Lakeside Drive. The traffic volume on Avenida de Mesilla at this location is approximately 7,400 vehicles per day. Traffic data for Lakeside Drive is not available at this location but is estimated to be 1500-2000 vehicles per day.
- Avenida De Mesilla is classified as a principal arterial roadway and Lakeside Drive is classified as a minor arterial roadway by the Las Cruces MPO. Both roadways primarily serve commercial properties.
- The subject property is accessed from both Avenida de Mesilla and Lakeside Drive. No potential sight distance or operational problems currently exist.
- The speed limit on Avenida de Mesilla is 40 mph and the speed limit on Lakeside Drive is 25 mph near the subject property.

The approval of a Liquor License Transfer at this location does not appear to adversely impact traffic operations along these segments of roadway. Should any additional information be needed, please contact me.

City of Las Cruces  
Community Development Department

Restaurant Liquor License Application No. A-833025  
(Beer and Wine Only)

200 Avenida de Mesilla  
Q's Southern Bistro

November 13, 2012

**LIQUOR LICENSE IMPACT REPORT**  
**Restaurant Liquor License**  
**Q's Southern Bistro**  
**200 Avenida de Mesilla**

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: 200 Avenida de Mesilla  
 Applicant: Q's Southern Bistro, LLC  
 Business Name: Q's Southern Bistro

**LAND USE AND ZONING INFORMATION:**

Subject Property Zoning: C-3 (Commercial High Intensity)  
 (See attached Statement of Zoning and Vicinity Map)

Subject Property Current Land Use:

<u>Adjacent Land Uses</u>	<u>Zoning</u>	<u>Land Use</u>
North	C-3	Commercial
South	C-3	Commercial
West	C-3	Commercial
East	C-3	Commercial

**DISTANCE REQUIREMENTS:**

Greater than 300 feet to a school: YES  
 Greater than 300 feet to a church: YES  
 Greater than 300 feet to a military installation: YES

**TRAFFIC COUNT AND ACCESS INFORMATION:**

Roadway: Avenida de Mesilla  
 Classification: Principal Arterial  
 Number of Lanes: 3  
 Site Access: 2  
 Nearest Intersections: Avenida de Mesilla & Alamosa Ave.

**PARKING REQUIREMENTS:**

The 2001 Las Cruces Zoning Code, as amended, requires restaurants to provide one (1) automobile parking space for every 2-5 seats and one (1) bicycle parking space per one thousand (1,000) square feet of gross floor area. Parking requirements will be verified upon the submittal of a building permit.

**IMPACT ANALYSIS:**

The subject property is located on Avenida de Mesilla, a designated principal arterial roadway, which is designed to accommodate heavy traffic and land uses such as restaurants. The subject property is zoned C-3 (Commercial High Intensity) which permits this use and uses related to it. The subject property is also located in the Avenida de Mesilla Gateway Overlay Zone District which permits this use. The applicant is requesting a liquor license for this location. In terms of a transportation and land use perspective, this seems to be an appropriate location and request.



## STATEMENT OF ZONING

The property located at 200 Avenida de Mesilla, and having a Map Code Number or Parcel ID Number of 02-32639, in Las Cruces, New Mexico, is zoned as follows:

### **C-3 (Commercial High Intensity)**

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.

Comments: The C-3 district facilitates and encourages development of those uses which provide retail, service, and wholesale activities within the City and a regional market and whose use generally serves a population of over 15,000.

The subject property is located in the Avenida de Mesilla Gateway Overlay. The purpose of the Avenida de Mesilla Gateway Overlay Zone District is to implement land use and urban design policies as established in the Avenida de Mesilla Gateway Plan. Specifically, the purpose of this zone is to utilize special provisions to provide guidance in future decisions regarding zoning, land use, urban design, and transportation. The overall intent of the District is to create a gateway which promotes an aesthetically pleasing yet functional environment in which citizens from both the City of Las Cruces and the Town of Mesilla can interact socially, where the business community can exist in a commercially viable environment, and where both endeavors can co-exist with little or no conflict with one another. A restaurant with a beer and wine dispenser's license is a permitted use within this zoning district, providing that all requirements prescribed for liquor establishments by the State of New Mexico are met.

November 13, 2012

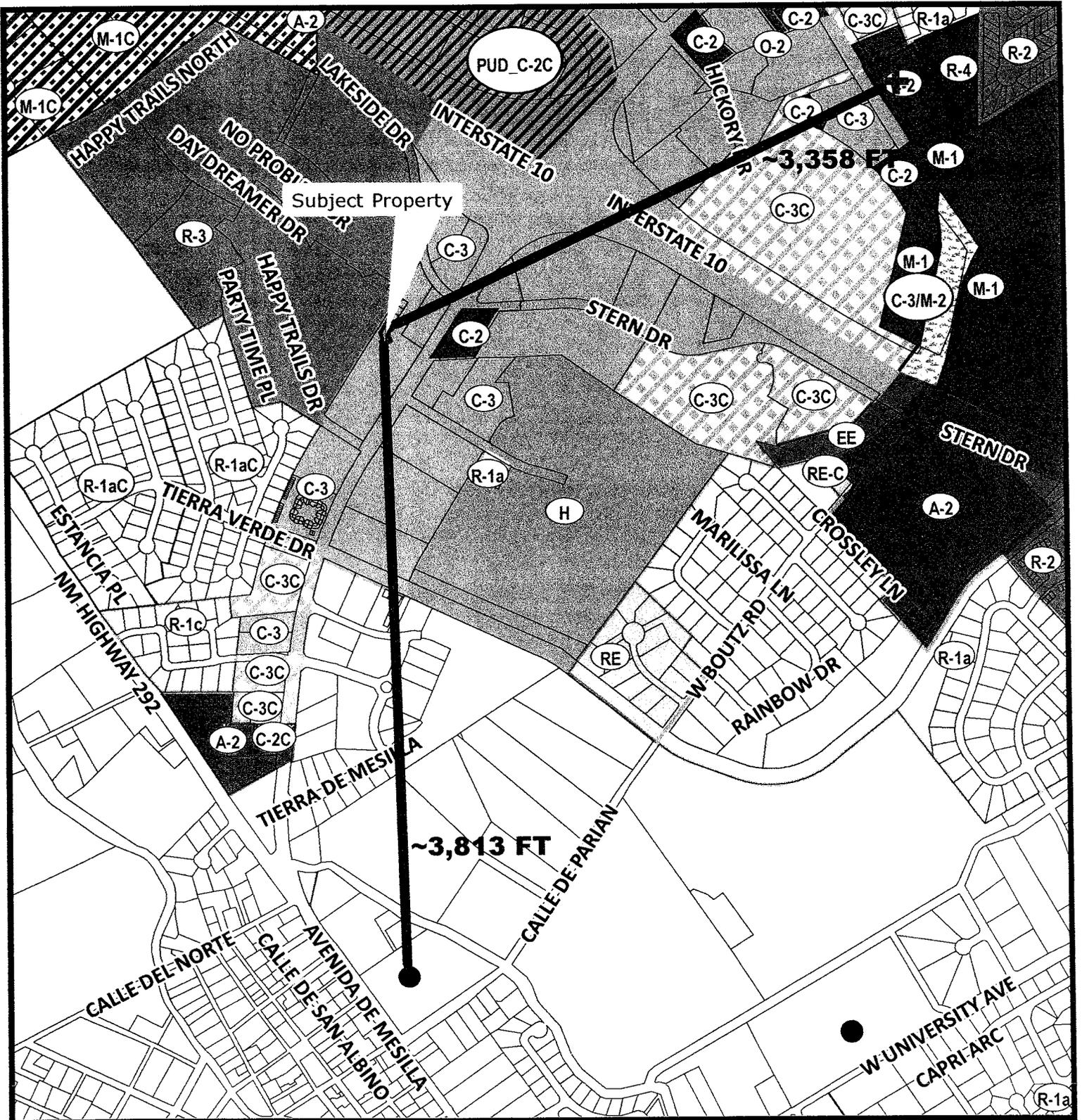
Date

  
 Lorenzo Vigil  
 Planning Technician Sr

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

243



○ ZONING ● SCHOOL + CHURCH



200 AVENIDA DE MESILLA

PARCEL ID # 02-32639

ZONING: C-3

DISTANCE TO NEAREST SCHOOL: ~3,813 FEET

DISTANCE TO NEAREST CHURCH: ~3,358 FEET

Community Development Department

700 N Main St

Las Cruces, NM 88001

(575) 528-3222

**BUSINESS REGISTRATION REPORT – Q's SOUTHERN BISTRO**

**From:** Sara Gonzales

**Subject:** RE: Liquor license reports requests - Savoy de Mesilla and Q's Southern Bistro

This location does not have a business registration.

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**From:** Monica Campbell

**Sent:** Monday, November 05, 2012 10:45 AM

**To:** Lorenzo Vigil; Sara Gonzales; Kyle Metzgar; Business Registration

**Subject:** Liquor license reports requests - Savoy de Mesilla and Q's Southern Bistro

Attached are Alcohol and Gaming's approval letters and applications about a Restaurant Liquor License for:

1. Savoy De Mesilla, to be located at 1800-B Avenida de Mesilla; and
2. Q's Southern Bistro, to be located at 200 Avenida de Mesilla.

Please review the documents and prepare a Zoning and a Business Registration report for each location.

The reports are due to the City Attorney on or before **November 15, 2012** in order to meet required time limits and other deadlines imposed by law. These matters will be submitted for the December 3, 2012 Council meeting.

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



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**LAS CRUCES POLICE DEPARTMENT**  
**MEMORANDUM**

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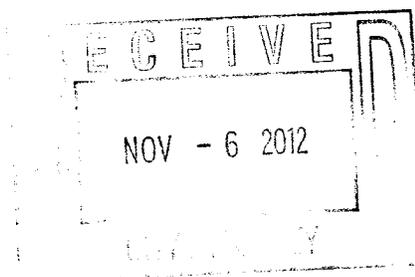
**Date:** November 5, 2012  
**To:** Pete Connelly, City Attorney  
**From:** Richard Williams Chief of Police *RSW*  
**Subject:** Q's Southern Bistro, LLC

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I have reviewed all available statistical information obtained from the Las Cruces Police Department in reference to the attached liquor license application for the Q's Southern Bistro located at 200 Avenida De Mesilla, Las Cruces, NM 88001

No anomalies were found that would warrant denial of this license; therefore, I recommend the liquor license application for Q's Southern Bistro be approved.

Richard Williams  
Chief of Police



## FIRE SAFETY AND COMPLIANCE REPORT – Q's SOUTHERN BISTRO

**From:** Michael Danner

**Subject:** RE: Liquor license report request – Q's Southern Bistro

This business meets compliance with the 2006 IFC requirements for a liquor license.

*Michael Danner*

*Fire Inspector*

*Las Cruces Fire Department*

*Station 1*

*201 E. Picacho Ave.*

*(575) 528-3473*

*(575) 528-4049 Direct*

*[mdanner@las-cruces.org](mailto:mdanner@las-cruces.org)*

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**From:** Monica Campbell

**Sent:** Monday, November 05, 2012 10:46 AM

**To:** Travis Brown; Ted Sweetser; Billy Chaires

**Cc:** Mary Helen Sarabia

**Subject:** Liquor license report requests - Savoy de Mesilla and Q's Southern Bistro

Attached are Alcohol and Gaming's approval letters and applications about a Restaurant Liquor License for:

1. Savoy De Mesilla, to be located at 1800-B Avenida de Mesilla; and
2. Q's Southern Bistro, to be located at 200 Avenida de Mesilla.

Please review the documents and prepare a fire and safety compliance report for each location.

The reports are due to the City Attorney on or before **November 15, 2012** in order to meet required time limits and other deadlines imposed by law. These matters will be submitted for the December 3, 2012 Council meeting.

Monica Campbell

Legal Dept. Management Analyst

City of Las Cruces

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