



City of Las Cruces®

PEOPLE HELPING PEOPLE

Council Action and Executive Summary

Item # 8Ordinance/Resolution# 17-108For Meeting of _____
(Ordinance First Reading Date)For Meeting of December 5, 2016
(Adoption Date)

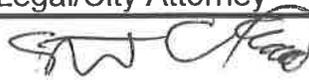
Please check box that applies to this item:

 QUASI JUDICIAL LEGISLATIVE ADMINISTRATIVE

TITLE: A RESOLUTION APPROVING THE ISSUANCE OF A RESTAURANT BEER AND WINE LICENSE WITH ON PREMISES CONSUMPTION ONLY TO MARISCOS BOCA DEL RIO Y COMIDA MEXICANA AT 150 SOUTH SOLANO, LAS CRUCES, NEW MEXICO.

PURPOSE(S) OF ACTION:

To approve or disapprove the issuance of a liquor license.

COUNCIL DISTRICT: 3		
<u>Drafter/Staff Contact:</u> Monica Campbell	<u>Department/Section:</u> Legal/City Attorney	<u>Phone:</u> 541-2128
<u>City Manager Signature:</u>		

BACKGROUND / KEY ISSUES / CONTRIBUTING FACTORS:

Pursuant to New Mexico Statutes, an application for the issuance of a restaurant beer and wine license must be accompanied by a resolution of the Las Cruces City Council approving of and consenting to the issuance after a public hearing.

Mariscos Boca del Rio y Comida Mexicana ("Mariscos") 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 beer and wine license with on premises consumption only at 150 South Solano, Las Cruces, New Mexico. Alcohol and Gaming granted preliminary approval by letter dated October 19, 2016.

The City Council is required to hold a public hearing within 45 days of the date of receipt of the preliminary 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 5, 2016, 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 Sun-News* on October 30 and November 6, 2016.

(Continue on additional sheets as required)

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", Notice of Intent to Adopt published in the *Las Cruces Sun-News*.
4. Attachment "2", Traffic Impact Report from Traffic Operations.
5. Attachment "3", Liquor License Impact Report (zoning) from Development Services.
6. Attachment "4", Business Registration Report from Development Services.
7. Attachment "5", Criminal Activity Report from the Las Cruces Police Department.
8. Attachment "6", Fire 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"/>	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>1000-15315000-511300</u> in the amount of <u>\$300.00</u> for FY17.
	No	<input type="checkbox"/>	There is no new revenue generated by this action.

BUDGET NARRATIVE

N/A

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 beer and wine license at Mariscos, with on premises consumption only, 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



City of Las Cruces®

PEOPLE HELPING PEOPLE

COUNCIL ACTION AND EXECUTIVE SUMMARY PACKET ROUTING SLIP

For Meeting of _____
 (Ordinance First Reading Date)

For Meeting of December 5, 2016
 (Adoption Date)

TITLE:

A RESOLUTION APPROVING THE ISSUANCE OF A RESTAURANT BEER AND WINE LICENSE WITH ON PREMISES CONSUMPTION ONLY TO MARISCOS BOCA DEL RIO Y COMIDA MEXICANA AT 150 SOUTH SOLANO, LAS CRUCES, NEW MEXICO.

Purchasing Manager's Request to Contract (PMRC) {Required?} Yes No

DEPARTMENT	SIGNATURE	PHONE NO.	DATE
Drafter/Staff Contact	<i>Maureen Campbell</i>	541-2128	11-3-16
Department Director	<i>[Signature]</i>	541-2128	3 Nov 2016
Other			
Assistant City Manager /CAO Management & Budget Manager	<i>[Signature]</i>	541-2100 541-2107	11/4/16 11/3/16
Assistant City Manager/COO	<i>[Signature]</i>	541-2271	11/9/16
City Attorney	<i>[Signature]</i>	541-2128	3 Nov 2016
City Clerk	<i>[Signature]</i>	541-2115	11-16-16

RESOLUTION NO. 17-108

A RESOLUTION APPROVING THE ISSUANCE OF A RESTAURANT BEER AND WINE LICENSE WITH ON PREMISES CONSUMPTION ONLY TO MARISCOS BOCA DEL RIO Y COMIDA MEXICANA AT 150 SOUTH SOLANO, LAS CRUCES, NEW MEXICO.

The City Council is informed that:

WHEREAS, Mariscos Boca del Rio y Comida Mexicana (“Mariscos”), located at 150 South Solano, 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 beer and wine license with on premises consumption only; and

WHEREAS, Alcohol and Gaming granted preliminary approval for the issuance of the license by letter dated October 19, 2016; and

WHEREAS, pursuant to law, the application for issuance of a liquor license must be accompanied by a resolution of the Las Cruces 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 beer and wine license with on premises

consumption only to Mariscos, located at 150 South Solano, 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 ____ day of _____ 20__.

APPROVED:

ATTEST:

Mayor

City Clerk

(SEAL)

Moved by: _____

Seconded by: _____

VOTE:

- Mayor Miyagishima: _____
- Councillor Gandara: _____
- Councillor Smith: _____
- Councillor Pedroza: _____
- Councillor Eakman: _____
- Councillor Sorg: _____
- Councillor Levatino: _____

APPROVED AS TO FORM:



City Attorney



180
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/alcoholandgaming

October 19, 2016

Certified Mail No.: 9171 9690 0935 0079 1508 32

Susana Martinez
 Governor

Robert "Mike" Unthank
 Superintendent

David Jablonski
 Deputy Superintendent

Claudia Armijo
 Deputy General Counsel

Mary Kay Root
 Director

City of Las Cruces
 Linda Lewis, Clerk
 PO Box 20000
 Las Cruces, NM 88004

Re: Lic. No. /Appl. No.: Application No. 1020145
Name of Applicant: Mariscos Boca del Rio & Comida Mexicana
Doing Business As: Mariscos Boca del Rio Y Comida
Proposed Location: 150 S. Solano, Las Cruces, NM 88001

Greetings:

The Director of the Alcohol and Gaming Division has reviewed the referenced Application and granted **Conditional Preliminary Approval**. It is being forwarded to you for Local Option District approval or disapproval of the Liquor License Application.

While the law states that "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", we recognize the potential for conflict between the requirement for publication of 30 day notice and the 45 day hearing requirement. Should the Local Governing Body be unable to meet one of these requirements, please send a Request for Waiver/Extension by email to the assigned AGD Hearing Officer listed on page 2.

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 by the Alcohol & Gaming Division;
- (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.**

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 BEER AND WINE LICENSE WITH ON PREMISE CONSUPTION ONLY. APPLICANT IS REQUESTING A WAIVER FROM THE CITY OF LAS CRUCES AS THE PREMISE IS WITHIN 300 FEET FROM A CHURCH.

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

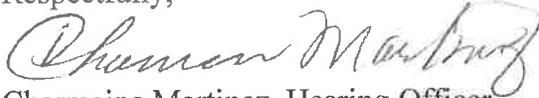
Securities Division
 (505) 476-4580

Administrative Services Division
 (505) 476-4800

Within thirty (30) days after the Public Hearing, the governing body shall notify the Alcohol and Gaming Division 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 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, noting disapproval*).

Respectfully,



Charmaine Martinez, Hearing Officer

NM Regulation & Licensing Dept. | Alcohol & Gaming Division

Phone: (505) 476-4804 Fax: (505) 476-4595

Email: charmaine.martinez2@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 Zoning Statement



Overman
9.13.16



RESTAURANT LIQUOR LICENSE APPLICATION

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

AGD USE ONLY - APPLICATION # 1020145 LOD _____

Application is for: New License / Change of Stock among existing members only / Change of Officers (no ownership interest)
Applicant is: Individual / Corporation / Partnership (General or Limited) / Limited Liability Company

NAME OF APPLICANT (company or individual) Marcos Baca del Rio y Comida Mexicana, GP

ADDRESS (including city, state, zip) 150 S. Solano EMAIL Villiana33@windlehurst.com

TELEPHONE NUMBER OWNER (575) 520-0530 Phone number for licensed premises 575-520-0530

D/B/A name to be used: Marcos Baca del Rio y Comida

Physical location where license is to be used: 150 S. Solano Las Cruces NM 88001
(include street number / highway number / state road, city and county, state, and zip code)

Mailing address: 150 S. Solano

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

I, (print name) Lilliana Swindlehurst, as (title) Partner 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 applicant may forfeit 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 [Signature] Date 5/16/16
My Commission Expires 01/12/14

SUBSCRIBED AND SWORN TO before me this 16 day of May, 2016 by Lilliana Swindlehurst

Notary Public [Signature] My Commission Expires July 12, 2019

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) Mario Vasquez OM

B. Date and term of lease _____

3. Premises location is zoned (example C-1) _____

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 95 ft Name of church Land Mark Church Address/location of church 151 S Solano, Las Cruces NM 88008 ¹

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

Miles/feet .3 miles Name of school Hermosa Heights Address/location of school 1655 East Amador Ave Las Cruces, NM 8800

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

Miles 26.1 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 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) _____



STATEMENT OF ZONING

The property located at 150 S. Solano Drive, in Las Cruces, New Mexico, and having a Map Code Number or Parcel Identification Number of 02-10163 is zoned as follows:

C-2 (Commercial Medium Intensity)

Comments: The C-2 zoning district facilitates and encourages development of those uses which provide retail and service activities as a convenience to adjacent neighborhoods and whose use generally serves a population of 5,000 to 30,000. A restaurant with a beer and wine dispenser's license is a permitted use in the C-2 zoning district, provided all requirements as prescribed for liquor establishments by the State of New Mexico are met.

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.

June 8, 2016

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.





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: October 30 and November 6, 2016

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 Restaurant Beer and Wine License to Mariscos Boca del Rio y Comida Mexicana, located at 150 South Solano, 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 5, 2016, beginning at 1:00 p.m. in the City Council Chambers, 700 North Main Street, City Hall. If passed, the Alcohol and Gaming Division of 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 26 day of October 2016.


Linda Lewis, CMC, City Clerk



MEMORANDUM

To: William "Rusty" Barbington, City Attorney

From: SooGyu Lee, P.E., Traffic Operations Engineer **Initials:** SL

Date: October 31, 2016

Subject: Traffic Investigation Report – Liquor License Application
150 S. Solano Drive – Mariscos Boca del Rio & Comida

As requested, Traffic Engineering has completed a traffic investigation for Mariscos Boca del Rio & Comida located at 150 S. Solano Drive in Las Cruces, New Mexico. The following information is submitted for review:

- Mariscos Boca del Rio & Comida is proposed to be located in a small commercial complex along S. Solano Drive. According to the Mesilla Valley MPO 2015 Traffic Flow Map the most recent traffic volume on S. Solano Drive near this location is approximately 14,920 vehicles per day.
- The Mesilla Valley MPO classifies S. Solano Drive as a minor arterial near the subject location. S. Solano Drive serves commercial use near the property.
- The subject property's driveways are located along S. Solano Drive and S. Santa Fe Street. No sight distance or operational problems are currently known at the access points.
- The speed limit along S. Solano Drive is 35 mph near the subject property.

The approval of a Liquor License Application at this location does not appear to adversely impact traffic operations along this roadway segment. Feel free to contact me if additional information is needed.



City of Las Cruces
Community Development Department

LIQUOR LICENSE IMPACT REPORT

Restaurant Liquor License Application No. 1020145
(Beer and Wine Only)

150 S. Solano Dr.
Mariscos Boca del Rio Y Comida

October 25, 2016

LIQUOR LICENSE IMPACT REPORT
Restaurant Liquor License (Beer & Wine ONLY)

Mariscos Boca del Rio Y Comida
150 S. Solano Dr.

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: 150 S. Solano Dr.
 Applicant: Mariscos Boca del Rio & Comida Mexicana
 Business Name: Mariscos Boca del Rio Y Comida

LAND USE AND ZONING INFORMATION:

Subject Property Zoning: C-2 (Commercial Medium 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-2	Commercial
South	C-2	Commercial
West	C-2	Residential
East	C-2	Commercial

DISTANCE REQUIREMENTS:

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

TRAFFIC COUNT AND ACCESS INFORMATION:

Roadway: Solano Drive
 Classification: Minor Arterial
 Number of Lanes: 4
 Site Access: 4
 Nearest Intersections: Solano Dr. & E. May Ave.

PARKING REQUIREMENTS:

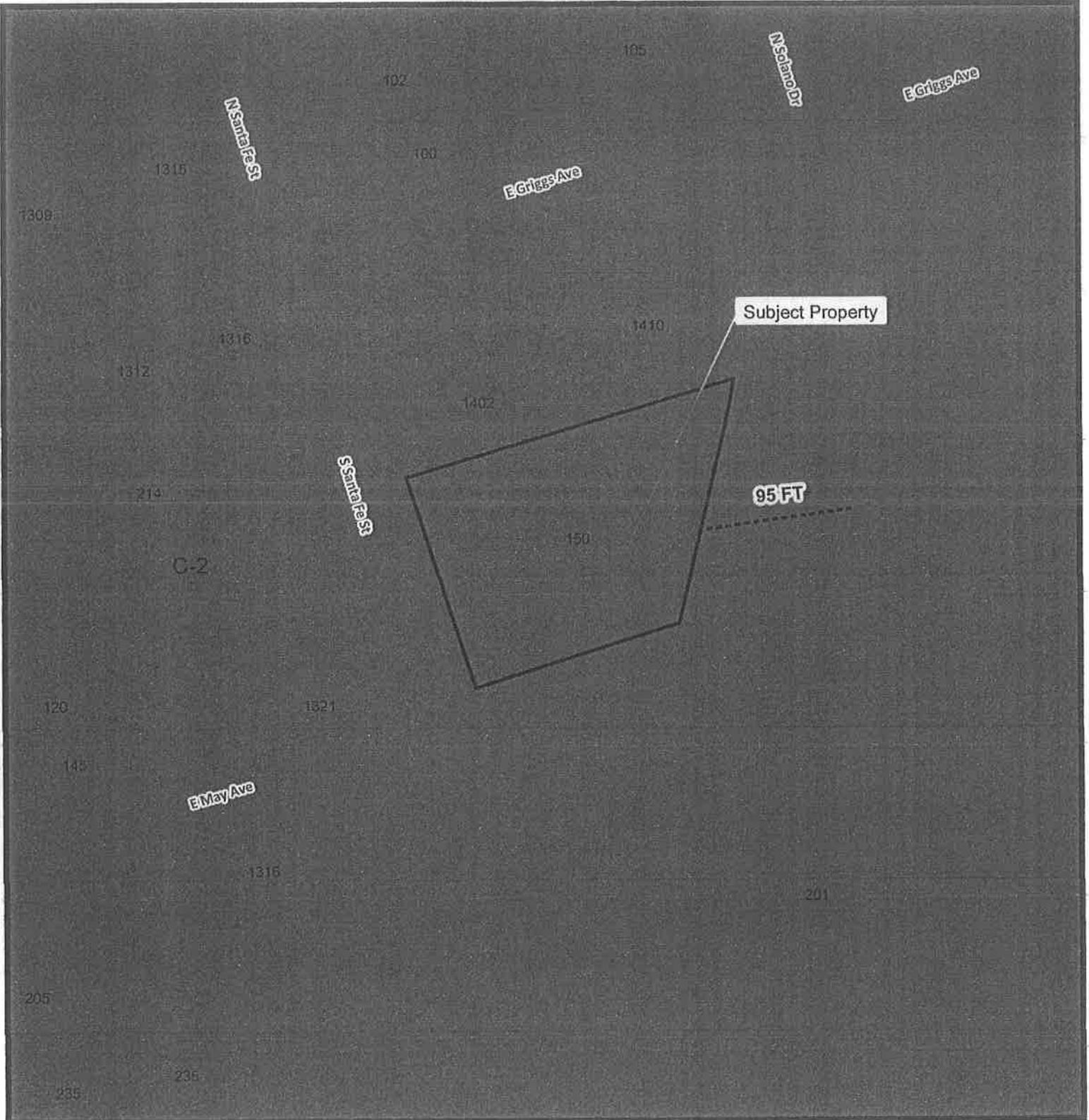
The 2001 Las Cruces Zoning Code, as amended, requires restaurants to provide one (1) automobile parking space for every five (5) seats and one (1) bicycle parking space per one thousand (1,000) square feet of gross floor area. As the business currently exists, there is no apparent change in land use and parking is not an issue.

IMPACT ANALYSIS:

The applicant is requesting a Beer and Wine On-Premise Consumption Only Liquor License for this establishment. The subject property is located on S. Solano Drive which is designated as a minor arterial and is designed to accommodate moderate to heavy traffic and land uses such as restaurants.

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 location in which the subject business is located in is approximately 95 feet from the property line of Land Mark Church. 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.

Zoning / Vicinity Map



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.

150 S. SOLANO DR.
 ZONING C-2
 DISTANCE TO THE NEAREST SCHOOL: 825FT
 DISTANCE TO THE NEAREST CHURCH: 95FT

Legend

- C-2
- Property Address Points



Community Development Department
 700 N Main St
 Las Cruces, NM 88001
 (575) 528-3222

STATEMENT OF ZONING

The property located at 150 S. Solano Drive, in Las Cruces, New Mexico, and having a Map Code Number or Parcel Identification Number of 02-10163 is zoned as follows:

C-2 (Commercial Medium Intensity)

Comments: The C-2 zoning district facilitates and encourages development of those uses which provide retail and service activities as a convenience to adjacent neighborhoods and whose use generally serves a population of 5,000 to 30,000. A restaurant with a beer and wine dispenser's license is a permitted use in the C-2 zoning district, provided all requirements as prescribed for liquor establishments by the State of New Mexico are met.

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.

October 26, 2016
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.



COMMUNITY DEVELOPMENT
DEPARTMENT

AN EQUAL OPPORTUNITY EMPLOYER

**BUSINESS REGISTRATION REPORT
MARISCOS BOCA DEL RIO Y COMIDA MEXICANA**

From: Christina Abeyta

Subject: RE: Liquor license report request - Mariscos del Boca Rio

Mariscos Boca del Rio y Comida Mexicana has a current business license through 4/30/17.

Christina Abeyta

Permit Technician/Community Development/Permits and inspections
Direct: 575-528-3063 Main: 575-528-3059, cabeyta@las-cruces.org



From: Monica Campbell

Sent: Tuesday, October 25, 2016 1:05 PM

To: Tina Barker <TINAB@las-cruces.org>; Eloy Jimenez <ejimenez@las-cruces.org>; Christina Abeyta <cabeyta@las-cruces.org>; Kyle Metzgar <kmetzgar@las-cruces.org>; Lorenzo Vigil <lvigil@las-cruces.org>

Cc: Katherine H. Rogers <krogers@las-cruces.org>

Subject: Liquor license report request - Mariscos del Boca Rio

Attached is a preliminary approval letter from Alcohol and Gaming about Mariscos del Boca Rio y Comida Mexicana at 150 South Solano. Mariscos is seeking a restaurant beer and wine license with on premises consumption only.

Please review the letter and application and provide reports for 1) zoning and 2) business registration.

The report is due to the City Attorney on or before November 3, 2016. This matter will be submitted for the December 5, 2016 City Council meeting.

Monica Campbell

Office Manager Senior/City Attorney's Office/Legal Department
Direct: 575-541-2014 Main: 575-541-2128, mcampbell@las-cruces.org





MEMORANDUM

To: Rusty Babington, City Attorney
From: Maria Elena Sanchez, Executive Assistant **Initials:** 
Date: October 31, 2016 **File #:**
Subject: Mariscos Boca del Rio Y Comida

I have reviewed all available statistical information obtained from the Las Cruces Police Department in reference to the attached liquor license application for Mariscos Boca del Rio Y Comida located at 150 S. Solano, Las Cruces, New Mexico 88001.

No anomalies were found that would warrant denial of this license; therefore, I recommend the liquor license application for Mariscos Boca del Rio Y Comida be approved.

cc: Jaime Montoya, Chief of Police
cc:

Initials: 

Initials:



**FIRE SAFETY COMPLIANCE REPORT
MARISCOS DEL BOCA RIO Y COMIDA MEXICANA**

From: Chris Mount

Subject: RE: Liquor license report request - Mariscos del Boca Rio

This business is Fire Code compliant. Fire approves.

From: Monica Campbell

Sent: Tuesday, October 25, 2016 1:05 PM

To: Eric Enriquez <eenriquez@las-cruces.org>; Ted Sweetser <TSweetser@las-cruces.org>; Chris Mount <cmount@las-cruces.org>

Cc: Mary Helen Sarabia <MaryS@las-cruces.org>

Subject: Liquor license report request - Mariscos del Boca Rio

Attached is a preliminary approval letter from Alcohol and Gaming about Mariscos del Boca Rio y Comida Mexicana at 150 South Solano. Mariscos is seeking a restaurant beer and wine license with on premises consumption only.

Please review the letter and application and provide a fire safety compliance report.

The report is due to the City Attorney on or before November 3, 2016. This matter will be submitted for the December 5, 2016 City Council meeting.

Monica Campbell

Office Manager Senior/City Attorney's Office/Legal Department

Direct: 575-541-2014 Main: 575-541-2128, mcampbell@las-cruces.org

