

MEMORANDUM

DATE: March 9, 2010

TO: Board of County Commissioners

FROM: Jose E. Larrañaga, Commercial Development Case Manager

VIA: Jack Kolkmeier, Land Use Administrator
Shelley Cobau, Building and Development Services Manager
Wayne Dalton, Building and Development Services Supervisor

FILE REF: BCC Case # MIS 10-5080 Taste LLC, Restaurant License

ISSUE:

Taste LLC, Applicant, requests approval of a Restaurant Liquor License to serve beer and wine with meals. The subject property is located at La Tienda at Eldorado 7 Caliente Road, within Section 16, Township 15 North, Range 10 East, Santa Fe County, (Commission District 5).

SUMMARY:

La Tienda at Eldorado (formerly The Village at Eldorado) consists of thirty thousand square feet of retail space, seven thousand square feet of office space and six thousand square feet of pub/restaurant space. The existing restaurant area in which Taste LLC is located is approximately four thousand square feet within the former Brumby's location.

Ordinance No. 2005-08 (U.S. 285 South Highway Corridor Zoning District) designates this site as Village Mixed Use which allows for beer and wine to be served in a restaurant as a permitted use. The zoning on this site allows for a restaurant to serve beer and wine with meals.

The Applicant is requesting approval of a Restaurant Liquor License. Taste LLC will not have a bar however they intend to serve beer and wine with meals. The issuance of a Restaurant Liquor License will not increase the intensity of the restaurant as there is not any proposed expansion of the existing site.

The State Alcohol and Gaming Division granted preliminary approval of this request in accordance with Section 60-6B-4 NMSA of the Liquor Control Act. Legal notice of this request has been published in the newspaper. The Board of County Commissioners are required to conduct a public hearing on the request to grant a Restaurant Liquor License at this location.

RECOMMENDATION:

Staff has reviewed this application and has found the following facts to support this submittal: the U.S. 285 South Highway Corridor Zoning District designates this site as Village Mixed Use which allows for beer and wine to be served in a restaurant as a permitted use; the Applicant's request complies with Ordinance No. 2005-08 and the Santa Fe County Land Development Code; Master Plan zoning on this site allows for a restaurant to serve beer and wine with meals; the Applicant has met the State of New Mexico requirements for noticing, distance from Schools and Churches; therefore Staff recommends **approval** of the Applicants request.

ATTACHMENTS:

- Exhibit "A"- Alcohol and Gaming Division Letter of Preliminary Approval
- Exhibit "B"- Vicinity Map
- Exhibit "C"- Zoning Statement
- Exhibit "D" – Restaurant and Parking Site Plan
- Exhibit "E" – ED Permit
- Exhibit "F" – County Business License
- Exhibit "G" – Zoning Map