

SANTA FE COUNTY

RESOLUTION 2003- 90

2604336

A Resolution To Authorize An Election For Voters To Decide On The Question Of Licensing For The Sale Of Beer And Wine In Restaurants Within The Unincorporated Area Of Santa Fe County

Whereas, the 2003 New Mexico State Legislature enacted Senate Bill 57 by amending the Liquor Control Act Chapter 60 NMSA, 1978; and

Whereas; by the amendment, the Board of County Commissioner's may through adoption of a Resolution authorize an election for voters to decide on the question of licensing for the sale of beer and wine in restaurants within the Unincorporated Areas of Santa Fe County; and

Whereas, the authorizing language reads as follows:

"60-6A-4. RESTAURANT LICENSE

A. *At any time after the effective date of the Liquor Control Act, a local option district may approve the issuance of restaurant licenses for the sale of beer and wine by holding an election on that question pursuant to the procedures set out in Section 60-5A-1 NMSA 1978. The election also may be initiated by a resolution adopted by the governing body of the local option district without a petition from registered qualified electors having been submitted;"* and

Whereas, owners and customers of restaurants in the Unincorporated Area of Santa Fe County have requested the Board of Santa Fe County Commissioners to pass this Resolution; and

Whereas, if the question is approved by the voters it will provide the opportunity for restaurants in the Unincorporated Area of Santa Fe County to serve beer and wine with meals; and

Whereas; restaurant owners and customers have advocated that the passage of the question by the voters would place restaurants located in the Unincorporated Area of Santa Fe County on a level playing field with restaurants in the Incorporated areas.

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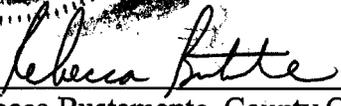
Now, Therefore, Be It Resolved By the Santa Fe Board of County Commissioner's by the authority of The Liquor Control Act Section 60-6A-4 NMSA, 1978 and in accordance with Election for Local Options, Section 60-5A-1 NMSA, 1978, that the question shall be taken to the voters pursuant to Section 1-16-8 NMSA, 1978 and shall ask the voters to decide on the issuance of restaurant licenses for the sale of beer and wine at the September 23, 2003 election by responding to the following question

"Shall restaurants in the unincorporated area of Santa Fe County be allowed to serve beer and wine in accordance with the New Mexico State Liquor Control Act?"

BOARD OF COUNTY COMMISSIONERS



Jack Sullivan, Chairman

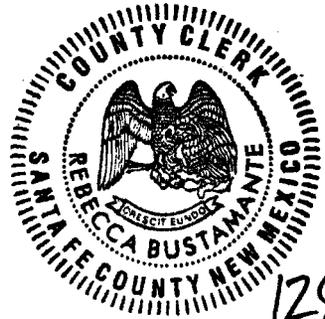


Rebecca Bustamante, County Clerk

Approved as to Form:



7-29-03
Santa Fe County Attorney



1280.377
Jss
COUNTY OF SANTA FE
STATE OF NEW MEXICO
I HEREBY CERTIFY THAT THIS INSTRUMENT WAS FILED
FOR RECORD ON THE 30 DAY OF July AD.
20 03 AT 2:27 O'CLOCK P.M.
AND WAS ONLY RECORDED IN BOOK 2402
PAGE 336-337 OF THE RECORDS OF
SANTA FE COUNTY

WITNESS MY HAND AND SEAL OF OFFICE
REBECCA BUSTAMANTE
COUNTY CLERK, SANTA FE COUNTY, N.M.


DEPUTY