

MEMORANDUM

DATE: January 12, 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 09-5490 La Paloma Group, LLC Liquor License

ISSUE:

La Paloma Group, LLC, Applicant, requests approval of a transfer of location for dispenser license # 0366.

The subject property is located at 55 Canada Del Rancho, within Section 20, Township 16 North, Range 9 East, (District 5).

SUMMARY:

La Paloma Group, LLC intends to open a village market within the Village Center at Rancho Viejo. The Applicant states that this facility will offer a convenient alternative to the residents of Rancho Viejo and surrounding areas by marketing food and package liquors.

In 1989 the Board of County Commissioners approved the Rancho Viejo Master Plan for a large scale mixed use development. The Master Plan approval included commercial zoning of Tract B-1A within the Village Center at Rancho Viejo. The Master Plan approval allowed for package liquor sales on this site pending approval from the State Alcohol and Gaming Division.

The Applicant is requesting a transfer of location of dispenser liquor license #0366. Liquor license #0366 is a full dispenser license which allows for the sale of package liquor.

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 liquor license at this location.

RECOMMENDATION:

The issue to be considered by the Board of County Commissioners is whether the transfer of location should be approved.

Staff has reviewed this application and has found the following facts to support this submittal: The Master Plan approval allowed for package liquor sales within the Village Center at Rancho Viejo. The Applicant has met the State of New Mexico requirements for noticing, distance from schools and churches. Staff recommends **approval** of the Applicants request subject to the following conditions:

1. Prior to any interior and/or exterior modifications to the existing building the Applicant shall submit for building permit to the Building and Development Services Department.
2. Prior to opening the business the Applicant shall obtain a County Business License.
3. Prior to obtaining a county business license the Applicant shall obtain a permit from the New Mexico Environmental Department.

ATTACHMENTS

Exhibit "A"- Letter of Intent
Exhibit "B"- Zoning Statement
Exhibit "C" – Vicinity Map
Exhibit "D"- Site Plan
Exhibit "E" – Plat of Record
Exhibit "F" – Alcohol and Gaming Division Letter of Preliminary Approval