

Susana Martinez Governor

Robert "Mike" Unthank Superintendent

Pat McMurray
Deputy Superintendent

Claudia Armijo Deputy General Counsel

> Debra A. Lopez 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

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/alcoholandgamingr

August 6, 2018

Certified Mail No.: 9171 9690 0935 0079 1766

DE LANG

Los Alamos County

Naomi D. Maestas, Clerk 1000 Central Avenue, Suite 240 Los Alamos, NM 87544

Re: Lic. No. /Appl. No.: Application No. 1100654

Name of Applicant: BBQubed, LLC

Doing Business As: Bobs Bodacious BBQ

Proposed Location: 3801 Arkansas Ave., Suite G, Los Alamos, NM 87544

Greetings:

The Director of the Alcohol and Gaming Division has reviewed the referenced Application and granted **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 LIQUOR LICENSE WITH ON PREMISES CONSUMPTION ONLY.

__ Date: _____



New Mexico Regulation and Licensing Department | Alcohol and Gaming Division

PO Box 25101 Santa Fe, NM 875	004-5101 Phone: (5))5) 476-4875 Fax: (5	05) 476-4595 ALCOHOL &	GANING DIVISION
AGD USE ONLY: Payment Application Fee \$	Receive	ed on: 7-3-18		9101456
License Fee \$		ed on:	Receipt No	
Application #//00	1659 Loc	al Option District:		
RESTAURAN'	T LIQUOR LIC 200.00 Application Fee, r	ENSE APPLICA	ATION	
Check appropriate boxes:		Application is for:	New Restaura	ant Liquor License
Applicant is: Individual Limited Liab	oility Company		Partnership (G	
NAME OF APPLICANT (company or individual)	ADDRESS (inc	luding city, state, zip)		ONE NUMBER
BBQubed LLC DBAB	obs Bodac	jour BBCR		505-Cdo2-422
DIPLA Name to the Rock of the Act		Sas Aul		
2 2 2	acious B	```	ss Phone #:	O560624227
Email Address (required): 38Qubl	ascogn	an. com		
Physical location where license is to be used: (Inc. 3801 Arkawsas Aul	lude street number / high	way number / state road	I, city and count	y, state, and zip code)
Mailing Address: 174 B18 ROC Agent/Contact Person: Lyll Cunnic	he Loop	Log Alamo 706954@nail:	S HM? Blowbe	87544 d5499 mail.co
Are alcoholic beverages currently being dispensed	at the proposed location?	Ves No If Yes,	, License # / Typ	e:
1 10 1	hat he/she is the applica	s (title) OWN nt or is authorized by the Applicant(s) agree(s) the	he applicant to n	nake this application;
You must sign and date this form before a Notary				
Signature of Applicant:			Date: 6/25	1/8
NOTARY PUBLIC USE ONLY: (State of New		_, County of Los		
SUBSCRIBED AND SWORN TO before me this	25 day of Jun	<u>e</u> (HOND D	OROTHY MARTINEZ NOTARY PUBLIC
By: Cyle Cunningham	Notary Public My Commission Expires.	08/28/2018		Expires OC 12812018
FOR LOCAL OPTION DISTRICT USE ONLY: LOC	A CONTRACTOR OF THE PARTY OF TH			City, County, Village
	25004			
Public Hearing held on	, 20	Check one: \square	Approved [Disapproved
Signature and Title of City/County Official:			-	
FOR ALCOHOL AND GAMING DIVISION USE ON	LY: Approved	☐ Disappro	oved	

Signed by Director:



New Mexico Regulation and Licensing Department | Alcohol and Gaming Division | Page 2 Revised 7/16 PO Box 25101 Santa Fe, NM 87504-5101 | Phone: (505) 476-4875 Fax: (505) 476-4595

PREMISES LOCATION, OWNERSHIP, AND DESCRIPTION

NMSA §60-6B-10

1. The land and building which is proposed to be the licensed premises is: (check one)
Owned by Applicant, copy of deed/document attached Description: Leased by Applicant, copy of lease/document attached
Other (provide details):
2. If the land and building are not owned by Applicant, indicate the following: A. Owner(s): Duckle and Leonard Belde
B. Date and Term of Lease: May 19 2018 5ylans
3. Premises location is Zoned (example C-1, see Zoning Statement):
Zoning Statement attached, which must be obtained from the Local Government, listing the proposed location by address, Type of Zone, state whether alcoholic beverages are allowed at proposed location, and if applicable, whether packaged sales, patio service and/or manufacturing is allowable. If there is no zoning in the proposed location, attach Statement from the local government, indicating there is no zoning.
4. Distance* from nearest Church: (Property line of church to closest point of licensed premises—shortest distance) Name of Church: LOS Alamos Church Of Church Miles/feet: 200 ft Address/location of Church: 2323 Diamond by Los Hamos HM 8754
5. Distance* from nearest School: (Property line of school to closest point of licensed premises—shortest distance) Name of School Molantan Fll School Miles/feet 800 + Fl Address/location of School: 2280 NONW ROAD LOS ALAMOS HM 87544
6. Distance from military installation *(Property line of military installation to closest point of licensed premises-shortest distance.)
Name of Military Installation, circle one Kirtland Air Force Base (Albuquerque) White Sands Missile Range (Las Cruces), Miles: 170 will Holloman Air Force Base (Alamogordo), Cannon Air Force Base (Clovis)
7. Attach Detailed Floor Plan, must include the Total Square Footage of premises; List nearest cross street; Show which direction is North; Show each level (floor) where alcoholic beverages will be sold or consumed, exterior walls, doors, and interior walls; Patio Area with type of barrier used; Highlight Bonded Areas. The floor plan should be no larger than 8½ x 11 inches and must be labeled with designated areas highlighted, which will reflect the proposed Licensed Premises.
8. Type of Operation: Hotel Lounge Package Grocery Restaurant Racetrack
☐ Small Brewer ☐ Craft Distiller ☐ Winery ☐ Wholesaler ☐ Other (specify):

*NOTE: 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.

LOS ALAMOS

Planning

JUL 02 2018

ALGOHOL & GANING DIVISION

June 13, 2018

Gayle Cunningham 1174 Big Rock Loop Los Alamos, NM 87544

RE: Application for a liquor license for BBQUBED LLC dba Bobs Bodacious BBQ, 3801 Arkansas Street, Los Alamos, NM 87544

COUNTY COUNCIL

David Izraelevitz Council Chair

Chris Chandler Council Vice-Chair

COUNCILORS

James A. Chrobocinski Antonio Maggiore Susan O'Leary Rick Reiss Pete Sheehey

COUNTY MANAGER Harry Burgess The subject property is located at 3801 Arkansas Street, in a C-1 (Light Commercial and Professional Business District) zone. Los Alamos County Code permits restaurants, with alcoholic beverages in a C-1 zone with the approval of a Special Use Permit.

On October 28, 1998 the Los Alamos County Planning and Zoning Commission approved Case No. 98-SUP-10, a Special Use Permit to allow for a restaurant, with alcoholic beverages to be located at 3801 Arkansas Street. A Special Use Permit runs with the land unless the approved use has ceased for a continuous period of more than 180 days. Since the restaurant has been in continuous operation, the Special Use Permit remains in effect.

The property is within 300-feet of a church. The previous owner/applicant sought a waiver of Section 60-6B-10 NMSA of the Liquor Control Act on distance. The Los Alamos County Council held a public hearing on February 9, 1999 and approved the beer and wine liquor license and the waiver of the 300-foot distance requirement (see meeting minutes attached).

If you have any questions or need additional information, please feel free to contact me.

Sincerely,

James Naranio Assistant Planner

Los Alamos County

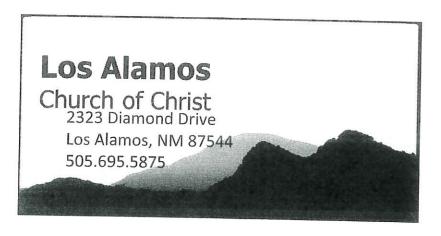
(505) 662-8097

james.naranjo@lacnm.us

RECEIVED

JUL 02 2018

ALGOHOL & GANING DIVISION



June 13, 2018

To whom it may concern:

Timothy D. Stelham

As per

c=e-p

their

your request, we have no problem with Bob's Bodacious Barbeque serving alcohol. We support request for a liquor license.

Timothy Senior

D. Stidham Minister