



July 13, 2022

Certified Mail No.: 9171 9690 0935 0155 2405 63

Los Alamos County

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

Lic. No. /Appl. No.: **Application No. 1234862**
Name of Applicant: Muy Salsas, LLC
Doing Business As: Muy Salsas
Proposed Location: 1315 Trinity Drive, Los Alamos, New Mexico 87544

The Director of the Alcoholic Beverage Control Division (ABC) 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.

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;
- (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.**

While the law states that “within forty-five (45) days after receipt of a Notice from the Alcoholic Beverage Control, 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.

With that in mind, when a local governing body receives a liquor license application from ABC, that governing body has a couple of options:

- 1) Hold a hearing on the license application within the statutory time frame of forty-five (45) days, as required by the Liquor Control Act, and comply with all other statutory and regulatory procedures and notify ABC of your decision within thirty (30) days of the hearing;
- 2) Request from ABC an extension of time, past the forty-five (45) days, designating how much additional time will be needed to conduct the hearing in compliance with all statutory and regulatory procedures. After the extension is granted and the hearing is held, notify ABC of your decision within thirty (30) days of the hearing;



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ABC has no preference in the option you choose.

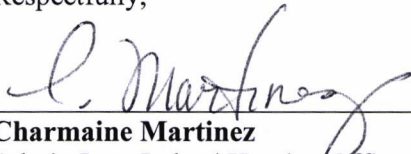
The governing body is required to send notice by certified mail to the Applicant of the date, time, and place of the Public Hearing. The governing body may designate a Hearing Officer to conduct the hearing. **A record shall be made** of the hearing.

THE APPLICANT IS SEEKING RESTAURANT A - BEER AND WINE LIQUOR LICENSE WITH ON PREMISES CONSUMPTION ONLY AND PATIO SERVICE. APPLICANT IS REQUESTING A WAIVER FROM THE COUNTY OF LOS ALAMOS AS THE PROPOSED PREMISES IS WITHIN 300 FEET FROM THE CHURCH.

Within thirty (30) days after the Public Hearing, the governing body shall notify ABC 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 ABC within thirty (30) days setting forth the reasons for the disapproval. A copy of the Minutes of the Public Hearing shall be submitted to ABC with the Notice of Disapproval (*Page 1 of the Application, noting disapproval*).

Respectfully,



Charmaine Martinez
Admin Law Judge | Hearing Officer
NM Regulation & Licensing Department
Alcoholic Beverage Control 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 the Zoning Statement
4. Copy of Floor Plan



char
6.14.22



NMRLD
NEW MEXICO
REGULATION &
LICENSING DEPARTMENT

RECEIVED
JUN 09 2022

STATE OF NEW MEXICO
MICHELLE LUJAN GRISHAM, GOVERNOR
Linda M. Trujillo, Superintendent
Andrew Vallejos, Director

Restaurant A

Restaurant Liquor License Application | \$200.00 Application Fee, non-refundable
ABC USE ONLY: Application Fee \$ 215 Received on: 6-9-22 Receipt No. 2406111
License Fee \$ _____ Received on: _____ Receipt No. _____
Application Number: 1234802 Local Option District: _____

Check appropriate boxes: Application is for New Restaurant Liquor License

Applicant is Individual Limited Liability Company Corporation Partnership (General/Limited)

NAME OF APPLICANT: MUY SALSAS, LLC

D/B/A Name to be used: MUY SALSAS Business Phone No: (575) 449-0367

Mailing Address: 1315 Trinity Drive Los Alamos N.M. 87544

Email (required) muysalsasla@gmail.com

Physical location where license is to be used: 1315 Trinity Dr, Los Alamos, NM 87544
County: LOS ALAMOS (Include street number / highway number / state road, city, state, and zip code)

Are alcoholic beverages currently being dispensed at the proposed location Yes No If Yes, License # / Type: _____

Contact Person: Gisel Martinez Phone #: (575) 449-0367 Email: muysalsasla@gmail.com

I, (print name) Gisel Martinez, as (title) owner 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 Director may refuse to issue or renew the license or may cause the license to be revoked at any time.

You must sign and date this form before a Notary Public.

Signature of Applicant: [Signature] Date: 4/14/22

Notary Public Use Only: (State of New Mexico, County of Los Alamos)
SUBSCRIBED AND SWORN TO before me this 14th day of April, 2022
By: Gisel Martinez Notary Public: [Signature]
Date my Commission Expires: 3/22/2024

LUIS M. ROSALES
Notary Public, State of New Mexico
Commission # 1114622
My Comm. Expires Mar 22, 2024

Local Option District Use Only: Local Governing Body of _____ City, County, Village

Public Hearing held on _____ 20____ Please check one: Approved Disapproved

Signature of City/County Official: _____ Title: _____

Alcoholic Beverage Control Division Use Only: Approved Disapproved, _____

Signed by Director: _____ Date: _____



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10/17/11

Premises Location, Ownership, and Description | NMSA §60-6B-10 | Page 2

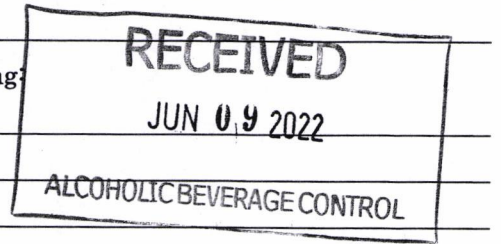
1. The land and building which is proposed to be the licensed premises is: (check one)

- Owned by Applicant, copy of deed/document attached
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): Trinity Woods, LLC

B. Date and Term of Lease:



3. Premises location is Zoned (example C-1, see Zoning Statement):

Zoning Statement attached Yes No 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: Saint Job of Pocbhaiv Orthodox Church Miles/feet: 100 feet

Address/location of Church: 1319 Trinity Los Alamos, NM 87544

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

Name of School: Los Alamos High School Miles/feet: 1.4 miles

Address/location of School: 1300 Diamond Dr Los Alamos, NM 87544

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

Name of Military Installation, check one:

- Kirtland Air Force Base (Albuquerque), White Sands Missile Range (Las Cruces), 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 8 1/2 x 11 inches and must be labeled with designated areas highlighted, which will reflect the proposed Licensed Premises.

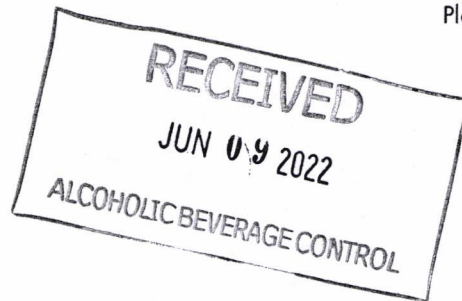
- 8. Type of Operation: Hotel, Lounge, Package Grocery, Restaurant, Racetrack, Small Brewer, Craft Distiller, Winery, Wholesaler, Other (specify):

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



April 25, 2022

Muy Salsas, LLC.
c/o Gisel Martinez
650 San Ildefonso Rd., Apt. A5
Los Alamos, NM 87544

To Whom It May Concern:

COUNTY COUNCIL

Randall T. Ryti
Council Chair

Denise Derkacs
Council Vice Chair

COUNCILORS

Melanee Hand
David Izraelevitz
David Reagor
Sara Scott

COUNTY MANAGER

Steven Lynne

The property, 1315 Trinity Drive, Los Alamos, New Mexico, is zoned DT-NCO: (Downtown- Neighborhood Center Overlay). The Los Alamos County Code of Ordinances (Code), Chapter 16 – Development Code, Sec. 16-533. – Official Zoning Districts, describes this district as follows:

“The neighborhood center overlay zone (DT-NCO) in the downtown district is a mixed-use zone combining residential, office, commercial, civic and other uses at a higher density than allowed in the DT-NGO zone.”

Permitted uses within this zoning district can be found in Chapter 16 of the Code, Section 16-287, Use Index Table¹, and includes: restaurants and restaurants with alcoholic beverages; liquor stores and lounges, bars, tap or tasting rooms.

This letter should not be relied upon as the sole basis for determining the condition of the property, its developability, or its compliance with Los Alamos County regulations.

Please feel free to contact the Planning Division at planning@lacnm.us if you have any questions or need additional information.

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

Sincerely,

Desirae J. Lujan, Associate Planner 
1000 Central Avenue, Suite 150
Los Alamos, NM 87544
Phone: 505-662-8097
Email: desiraej.lujan@lacnm.us

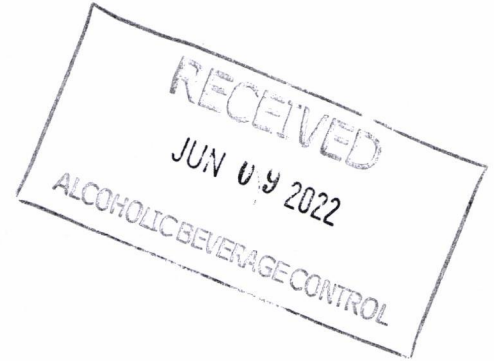
¹ https://library.municode.com/nm/los_alamos_county



Saint Job of Pochaiv Orthodox Church

1319 Trinity Ave.

Los Alamos, NM 87544



5/3/2022

To Whom it May Concern:

I am writing in regard to the application of the restaurant, Muy Salsas, for a liquor license.

We, the people of Saint Job parish and I as their priest, **have no objection to the granting of a liquor license** to Muy Salsas and their proprietor.

We wish them the best of luck in their continued business.

Sincerely,

Father Theophan Mackey

Rector, Saint Job of Pochaiv Orthodox Church

Vocations Director, Ukrainian Orthodox Church of the USA