

1 CITY OF SANTA FE, NEW MEXICO

2 ORDINANCE NO. 2016-17

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4
5 AN ORDINANCE

6 RELATING TO THE SALE AND CONSUMPTION OF ALCOHOL ON CITY PROPERTY;
7 AMENDING SUBSECTION 23-6.2 SFCC 1987 TO AUTHORIZE THE ADDITION OF WINE
8 FOR SALE AND CONSUMPTION IN THE AREAS DESIGNATED FOR CONCESSIONS
9 AND SEATING AT FORT MARCY BALLPARK IN ACCORDANCE WITH STATE AND
10 LOCAL LAWS AND REGULATIONS.

11
12 BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SANTA FE:

13 Section 1. Subsection 23-6.2 SFCC 1987 (being Ord. #2012-20) is amended to

14 Read:

15 23-6.2 Permitted Locations for the Sale and Consumption of Alcohol on City Property.

16 The sale or consumption of alcoholic beverages is permitted at the following locations on city
17 property:

18 A. The Santa Fe community convention center and adjacent outdoor spaces under the
19 center's control;

20 B. That area of the Santa Fe municipal airport main terminal building and adjacent areas
21 operated as a restaurant; and

22 C. The Marty Sanchez Links de Santa Fe (golf course).

23 D. The area of the Fort Marcy Ballpark designated for concessions and seating shall be
24 used for the sale and consumption of only beer and wine and only at professional baseball games.

25 (1) A special dispenser permit shall be used to dispense alcohol. The alcohol

1 dispenser shall comply with all state and local laws and regulations for dispensing alcohol
2 pursuant to the special dispenser permit.

3 (a) Persons desiring to consume beer or wine shall be required to wear a
4 wristband that restricts consumption to a maximum of three (3) twelve (12) ounce
5 beers or three (3) four (4) ounce beverage containers of wine during the course of a
6 professional baseball game, or any combination of beer and wine not to exceed a total
7 of three (3) beverages per person.

8 (i) The wristband shall be nontransferable and shall be issued to
9 verify age and to indicate the number of alcoholic beverages purchased.

10 (ii) The purchase of alcoholic beverages shall be limited to one
11 (1) purchase per person at one (1) time.

12 (iii) Twelve (12) ounce beverage containers shall be used for
13 beer.

14 (iv) Four (4) ounce beverage containers shall be used for wine.

15 (v) Alcoholic beverage containers shall be distinguishable from
16 nonalcoholic beverage containers.

17 (b) The sale of beer and wine shall terminate at the end of sixth inning of
18 the professional baseball game.

19 (c) In addition to alcoholic beverages, food and non-alcoholic beverage
20 drinks shall be sold. Water shall be provided at no cost.

21 (d) A manager of the alcohol vendor shall be present at all times in the
22 concession area. A photograph of the manager and his or her name shall be posted at
23 the point of sale of alcoholic beverages. At all times, the manager shall wear a
24 nametag that identifies him or her as the manager.

25 (e) Alcohol servers shall not drink alcohol during baseball games.

1 (f) The vendor shall place signs in the concession area and outside the
2 concession area that indicate the illegality of selling, serving and providing alcohol to
3 minors and intoxicated persons.

4 (2) Any professional baseball league games subject to this section, shall not take
5 precedence over the scheduling of local youth baseball leagues using Fort Marcy Ballpark.

6 E. An area of Fort Marcy ballpark, designated as a beer, wine and margarita garden, and
7 permitted in accordance with all city and state requirements, may be used for the sale and
8 consumption of beer and wine during the fiesta council mariachi extravaganza concert, if a valid
9 permit is acquired from the city of Santa Fe. The event sponsor shall comply with the requirements of
10 subsection 23-6.3 SFCC 1987, except that alcohol content may exceed the allowable limit to permit
11 the sale of margaritas. Margaritas must contain no more than one and one-half (1.5) ounces of alcohol
12 per drink, and shall be served in six (6) ounce beverage cups. Any alcoholic beverage served shall not
13 be greater in size or alcohol content than the generally accepted standard drink. Purchases of
14 margaritas are limited to two (2) per person, and shall be regulated by all conditions provided in
15 subsection 23-6.3 SFCC 1987. Consumers shall either consume only margaritas, or wine and beer,
16 but shall not consume a combination of margaritas and wine or beer. Alcohol providers shall follow
17 best practices at all times. This section shall be reviewed by the governing body within one (1) year
18 from the date of adoption.

19 F. An area of Fort Marcy ballpark, designated as a beer garden and permitted in
20 accordance with all city and state requirements, may be used for the sale and consumption of beer and
21 wine, during the bike and brew festival if a valid permit is acquired from the city of Santa Fe. For
22 this event, maximum alcohol content for beer shall not exceed seven percent (7%). This section shall
23 be reviewed by the governing body within one (1) year from the date of adoption.

24 G. Buildings owned by another party located on land owned by the city.

25 H. On land or buildings owned by the city for which the city has entered into a lease

1 with another party for six (6) months or more except for the Railyard Park, Plaza and Alameda (as
2 defined in the Deed of Conservation Easement dated October 1, 2004) where alcohol is prohibited.

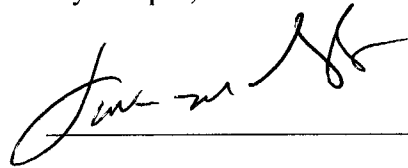
3 I. In or on railroad cars located on railroad tracks except as prohibited by state or
4 federal law.

5 All other applicable approvals required by state or city laws and regulations shall be obtained
6 prior to the sale or consumption of alcoholic beverages on the property described in this subsection
7 23-6.2.

8 **Editor's Note: Paragraph (F) of this subsection was amended by Ordinance 2016-16; changes**
9 **are incorporated in this ordinance.**

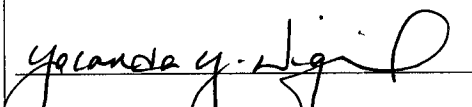
10 **Section 2. Review.** The provisions of this Ordinance shall be reviewed one year from
11 the effective date of this Ordinance.

12 PASSED, APPROVED and ADOPTED the 27th day of April, 2016.

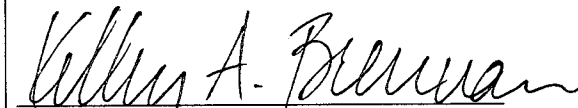
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15 JAVIER M. GONZALES, MAYOR

16 ATTEST:

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18 
19 YOLANDA Y. WIGIL, CITY CLERK

20 APPROVED AS TO FORM:

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22
23 KELLEY A. BRENNAN, CITY ATTORNEY