



OFFICIAL NOTICE OF DECISION

CITY OF ALBUQUERQUE
PLANNING DEPARTMENT
DEVELOPMENT REVIEW BOARD

6-19-2003

6. Project # 1002581

03DRB-00849 Major-Vacation of Public Easements
03DRB-00850 Major-Vacation of Pub Right-of-Way
03DRB-00852 Major-Vacation of Public Easements
03DRB-00853 Major-Vacation of Public Easements
03DRB-00856 Major-Vacation of Public Easements
03DRB-00854 Major-Vacation of Public Easements

SURVEYS SOUTHWEST, LTD. agent(s) for Z-COIL, ANDRES GALLEGOS request(s) the above action(s) for all or a portion of Lot(s) 1-7 & 9A, Block(s) 49, **SKYLINE HEIGHTS**, zoned M-1 light manufacturing zone, located on SOUTHERN AVE SE, between CONCHAS ST SE and EUBANK BLVD SE [REF: 03DRB-00569] (L-20)

At the June 18, 2003, Development Review Board meeting, the Vacations were approved as shown on Exhibit B in the Planning file, subject to these provisions:

1. The public welfare is in no way served by retaining the rights-of-way and/or easements.
2. There is no convincing evidence that any substantial property right is being abridged against the will of the owner of the right.
3. Final disposition shall be through the City Real Estate Office.
4. The vacated property shall be shown on a replat approved by the Development Review Board and the approved replat shall be filed for record with the Bernalillo County Clerk's Office within one year.
5. Affected utility companies shall acknowledge the vacation by their signatures on the replat.

The Vacation of public right-of-way listed as Application #03DRB-00850 was approved as shown on Exhibit B in the Planning file subject to the provisions listed above and with this additional provision: Verification from Transportation Planning with respect to the vacation of the right-of-way along with the amount of right-of-way being dedicated is needed.

If you wish to appeal this decision, you must do so by July 3, 2003, in the manner described below.

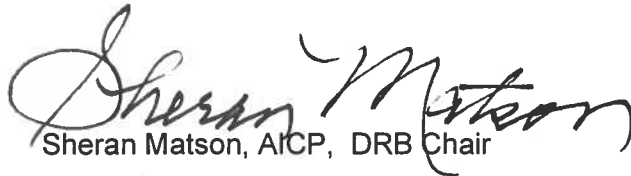


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Appeal is to the Environmental Planning Commission. Any person aggrieved with any determination of the Development Review Board may file an appeal on the Planning Division form, to the Planning Division, within 15 days of the Development Review Board's decision. The date the determination in question is issued is not included in the 15-day period for filing an appeal. If the fifteenth day falls on a Saturday, Sunday or holiday as listed in the Merit System Ordinance, the next working day is considered as the deadline for filing the appeal. Such appeal shall be heard within 60 days of its filing.

You will receive notice if any other person files an appeal. Successful applicants are reminded that other requirements of the City must be complied with, even after approval of the referenced application(s).

Please note that the vacation of all plats, rights-of-way, and easements are void after one year from the final appeal date referenced above if all conditions are not met (The effective date of Development Review Board approval is the hearing date plus the 15-day appeal period.) (REF: Chapter 14 Article 14 Part 7-2 (E)(3)(6) Revised Ordinance.)


Sheran Matson, AICP, DRB Chair

cc: Andres Gallegos, Z-Coil, 6932 4th Street NW, 87107
Surveys Southwest Ltd., 333 Lomas Blvd NE, 87102
Arlene Portillo, Planning Department, 4th Floor, Plaza del Sol Bldg.
Scott Howell, Property Management, Legal Dept./4th Flr, City/County Bldg
File



OFFICIAL NOTICE OF DECISION

CITY OF ALBUQUERQUE
PLANNING DEPARTMENT
DEVELOPMENT REVIEW BOARD

July 22, 2009

Project# 1002581
09DRB-70216 VACATION OF PUBLIC EASEMENT

CARTESIAN SURVEYS INC agent(s) for ANDRES GALLEGOS request(s) the above action(s) for all or a portion of Lot(s) 1-A, Block(s) 49, **SKYLINE HIEIGHTS**, zoned M-1, located on EUBANK BLVD SE BETWEEN TRUMBULL AVE SE AND SOUTHERN AVE SE containing approximately 1.5664 acre(s). (L-20)

At the July 22, 2009 Development Review Board meeting, the vacation was approved as shown on Exhibit B in the Planning file per section 14-14-7-2(A)(1) and (B) (1)(3) of the Subdivision Ordinance.

(A)(1) The public easement vacation request was filed by the owners of a majority of the rear of land abutting the proposed vacation.

(B)(1) The public welfare is in no way served by retaining the public easement.

(B)(3) There is no convincing evidence that any substantial property right is being abridged against the will of the owner of the right.

CONDITIONS:

1. Utility companies shall aknowleges with sign-off on the Final Plat.
2. The vacated property shall be shown on a replat approved by the Development Review Board and the approved replat shall be filed for record with the Bernalillo County Clerk's Office within one year.

If you wish to appeal this decision, you must do so by August 6, 2009 in the manner described below.

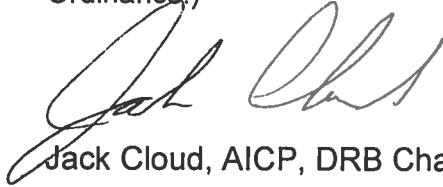
Appeal is to the Land Use Hearing Officer. Any person aggrieved with any determination of the Development Review Board may file an appeal on the Planning Department form, to the Planning Department, within 15 days of the Development Review Board's decision.

The date the determination in question is issued is not included in the 15-day period for filing an appeal.

If the fifteenth day falls on a Saturday, Sunday or holiday as listed in the Merit System Ordinance, the next working day is considered as the deadline for filing the appeal. Such appeal shall be heard within 60 days of its filing.

You will receive notice if any other person files an appeal. Successful applicants are reminded that other requirements of the City must be complied with, even after approval of the referenced application(s).

Please note that the vacation of all plats, rights-of-way, and easements are void after one year from the final appeal date referenced above if all conditions are not met (The effective date of Development Review Board approval is the hearing date plus the 15-day appeal period.) (REF: Chapter 14 Article 14 Part 7-2 (E)(3)(6) Revised Ordinance.)

A handwritten signature in black ink, appearing to read "Jack Cloud", is written over the typed name.

Jack Cloud, AICP, DRB Chair

Cc: Cartesian Surveys Inc. – P.O. Box 44414 - Rio Rancho, NM 87174
Cc: Andres Gallegos – 501 Eubank Blvd SE – Albuquerque, NM 87123
Marilyn Maldonado
Scott Howell
File