## City of Albuquerque Planning Department

#### One Stop Shop - Development and Building Services

12/11/2007 Issued By: E08375

Permit Number:

2007 010 130

Category Code 940

Application Number:

07AA-10130, Amndt Site Development Plan - Bld Prmt

Address:

Location Description:

COMMERCE DR NE BETWEEN RENAISSANCE BLVD NE AND MERCANTILE AVE

NE

Project Number:

1003145

**Applicant** 

Union Pension Transition Trust 93-2

122 Tulane Se

Albuquerque NM 87108

268-1200

Agent / Contact

Tierra West Llc

Ronald Bohannan

5571 Midway Park Pl Ne

Albuquerque NM 87109

twllc@tierrawestllc.com

**Application Fees** 

441018/4971000	Public Notification	
441032/3424000	Conflict Mgmt Fee	
441006/4971000	AA Actions	\$45.00

TOTAL:

\$45.00

Cit, Of Albuquerque Traceury Division

12/11/2007 [2] 47[] [4] TOC: MAKE 115# 008 TOME 0039 RICEIPTE 00055114-00085114 ###ITH 2007010130 TECTAL Trade Ant \$45,00 AA & tichs 145.00  $\mathbb{C}V$ \$45.00 CHANGE \$0.00

Continue Continue

DRB AA	
	PROJECT NO. 1003145
PROJECT NAME Renaissance Center	
EPC APPLICATION NO.	Ron Bohannan
APPLICANT/AGENT Tierra West LL	PHONE NO. 858-3100
ZONE ATLAS PAGE  =-16	
(SDP for SUB), (SDP for BP), (FINAL PLAT	
ONE STOP COMM	IENT FORM LOG
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- Status for cross access easent	reat for shared entrance) off
Renaissance and Commen	Par Tor Since Curious off
PARKS AND REC (505) 768-5328	
PLANS DISAPPROVED DATE PLANS APPROVED DATE	DATE
PLANS APPROVED DATE COMMI	ENTS:
PLANNING (505) 924-3858	
PLANS DISAPPROVED DATE	DATE
PLANS APPROVED // Laura DATE 1/29/08	DATE
COMME	in is:
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Revised 3/3/04 . Calleel said will pick up /3/08

APPLICATION NO. 07 AA-10130	PROJECT NO. 1003145
PROJECT NAME Renaissance Center Tr.	at 7A.
APPLICANT/AGENT Terra Wast Lon Bohannan	PHONE NO. 858 - 3100.
ZONE ATLAS PAGE F-16	DATE SUBMITTED 12-11-07

### ONE STOP CASE TRACKING LOG

(This tracking log is for DRB Delegation Actions / Over the Counter Routing)
(rev. 7/03)

TYPE OF	TRANSP	UTILITY	PARKS	HYD DEV	PLAN	NING
APPROVAL	DEV	DEV	& REC	(City Engr)	CASE PLANNER	DRB CHAIR
SDP-Building Permit/ SDP-Subdivision	F:	F: D: F: A:	F: D: F: A:	F: D: F: D: A:	F: D: F: F: A:	F: D: F: A:
Administrative Amendments (AA's)	F: 12-11-07 D: 12/11/07 F: 1/8/08 D: 1/9/08	F: 12 / 1/27 D:		F: 12/3/07 D: F:	F: D: F: D:	
Minor Plat / Major Final Plat	F: D: F: D: A:	F: D: F: A:	F: D: F: A:	F: D: F: A:		F: D: F: A:
Vacation-Private Easement	F: D: F: F:	F: D: F: D:	F: D: F: A:	F: D: F: A:		F: D: F: A:

First Review- Total City Days	
Second Review- Total City Days	
Third Review- Total City Days	
Subtotal	
Total Number of Developer Days (from back of form)	
Total Days	

F = forwarded

D = disapproved

A = approved

Catheel about comments 15 12/14/07 Called said will pick up 1/3/08 Project Number 10031吃

<sup>\*</sup>Business Days

<sup>\*\*</sup>Pulled by Agent (P)

## PLANS RELEASED TO APPLICANT OR AGENT TO CORRECT REJECTS

	First Review	
Called Applicant:	Date Returned:	Developer Days:
Date Released:		
Print Name:		
Signed:		
	Second Review	
	Date Returned:	Developer Days:
Called Applicant:	Date Returned.	
Date Released:		
Print Name:		•
Signed:		, <u>~</u>
	Third Review	
□ 11    □ 1	Date Returned:	Developer Days:
Called Applicant:	<u>Date Returned.</u>	
Date Released:		•
Print Name:		
Signed:		
	Fourth Review	
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Date Released:		•
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Print Name:		

## Acity of Albuquerque



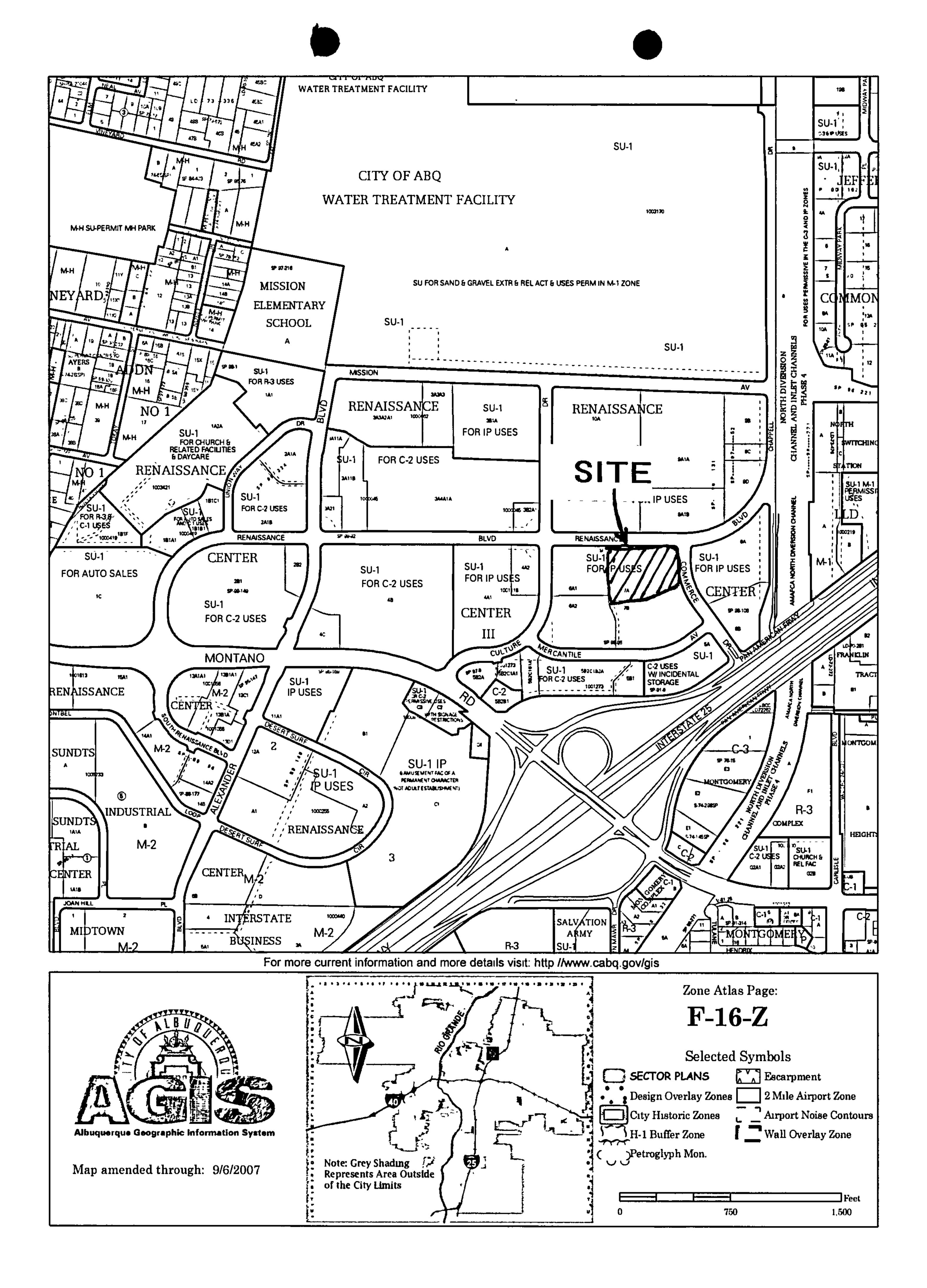
## DEVELOPMENT/ PLAN REVIEW APPLICATION

		Supp	lemental:	form		
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	•			Annexation	ati . Cudanaittat	
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	Variance (Non-Zoning)			Zone Map Am		је
SITE	DEVELOPMENT PLAN		P	• • • • • • • • • • • • • • • • • • • •	Phase I, II, III)	
	for Subdivision					
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STO		Plan	•	Decision by: DR	B, EPC, LUCC, Planning Director or	Staff,
Planning Dep time of applic	partment Development Serve ation. Refer to supplement	ices Center, 600 2 <sup>nd</sup>	Street N	IW, Albuquerque, NM	eted application in person 87102. Fees must be paid	to the at the
Profession	nal/Agent/(if any): Tierro	a West LLC			PHONE: 505-858-3	3100
ADDDESS.	5571 MAIN	Paru Place N	JF		<del></del>	
				27100	FAX: 305-636-11	18
CITY:_ <i>[</i> -]	buguerque	STATE <u>/\</u>	<u>///\</u> ZIP	8/109_E-MAIL	1 	
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	· · · · · · · · · · · · · · · · · · ·	. <u> </u>		F	AX: 505-268-0449	
CITY: AIL	buquerque	STATE <u>^</u>	M ZIP	87106 E-MAIL	• •	
Proprietary	interest in site:	L	ist all ow	n o me '		
DESCRIPTION	of request: <u>Admini</u>	trative Amen	dmen	t to Site Plan 7	for Building Perm	ut_
Existing Zo	ning: SU-I for TP Use	ڪ Proposed z		<b>76</b>	MRGCD Map No  2620	
CASE HISTORY	Y:					_
List any cu	rrent or prior case number that m	ay be relevant to your approximately $97-18/3$	pplication	(Proj., App., DRB-, AX_,Z_	, V_, S_, etc.): <u>DRB-98-1</u>	7/_
CASE INFORMA	ÁTION:		1		1 44 1000140	-
-					+/ 277	
	ting lots: N	o. of <b>proposed</b> lots:		Total area of site (acres):		
		<b>A</b>		_	<del>- 1</del>	
Between:	Renaissance Blu	<u>rd. NE</u> a	nd M	ercantile Ave	NE	_
	•	,	or Pre-ap	plication Review Team □.	Date of review:	
	Major Subdivision action  Minor Subdivision action  Variation  Var					
(Print) $\overline{\mathcal{K}}$	SUBDIVISION Major Subdivision action Major Subdivision action Major Subdivision action Major Subdivision action Variation Vari					
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Charles	Jnas 12-11-	07	Pro	ject# 1003145		
-						

Planner signature / date

#### FORM P(4): SITE PLAN REVIEW – ADMINISTRATIVE APPROVAL OR AMENDMENT

	SITE DEVELOPMENT PLAN - BUILDING PERMIT IN THE DOWNTOWN S  Copy of the pre-application meeting findings (A pre-application meeting is required Site plan and related drawings (folded to fit into an 8.5" x 14" pocket) 6 copies   Zone Atlas map with the entire property(ies) precisely and clearly outlined and created by the complete of authorization from the property owner if application is submitted by an a   Notifying letter and certified mail receipts to owners of adjacent properties if required Infrastructure List, if relevant to the site plan   Completed Site Plan for Building Permit Checklist   Solid Waste Management Department signature on Site Plan if relevant   Blue-line copy of Site Plan with Fire Marshal's stamp   Copy of the LUCC approval if the site is in an historic overlay zone	ed for Downtown 2010 projects.) rosshatched (to be photocopied) gent
	Fee (see schedule) Any original and/or related file numbers are listed on the cover application	
	AMENDMENT TO SITE DEVELOPMENT PLAN FOR BUILDING PERMIT AMENDMENT TO SITE DEVELOPMENT PLAN FOR SUBDIVISION CONCEALED OR SITE DEVELOPMENT PLAN CONTROLLED WIRELESS TELECOM FACILITY	(AA02) (AA03) (AA04)
	NOTE: The requirements specified below apply to the previous 3 plan types, use Proposed Site Plan, with changes circled and noted if amended (folded to fit into Copy of approved Site Plan being amended if applicable (folded to fit into an 8.5° Zone Atlas map with the entire property(ies) precisely and clearly outlined and created by Letter briefly describing and justifying the request Letter of authorization from the property owner if application is submitted by an a Copy of EPC or DRB Notice of Decision (not required for WTF)  Fee (see schedule)  Any original and/or related file numbers are listed on the cover application  NOTE: The next two items are also required if the square footage change is 2%	nless otherwise noted. an 8.5" x 14" pocket) 5 copies x 14" pocket) 1 copy rosshatched (to be photocopied) gent
A	gross floor area  Notifying letter & certified mail receipts addressed to owners of adjacent properti  Office of Neighborhood Coordination inquiry response, notifying letter, certified m	es
	NOTE: Only for wireless telecommunications facilities that are concealed and/or subject review, the following materials are required for application submittal in addition to Co-location evidence as described in Zoning Code §14-16-3-17(A)(5)  Notarized statement declaring # of antennas accommodated. Refer to §14-16-3-Letter of intent regarding shared use. Refer to §14-16-3-17(A)(10)(e)  Letter of description as above also addressing concealment issues, if relevant. For Distance to nearest existing free standing tower, and its owner's name, if the process Registered Engineer's stamp on the Site Development Plans  Office of Community & Neighborhood Coordination inquiry response as above by PLEASE NOTE; If you are applying for approval of a telecom site to be located on Ciare several additional requirements. Contact Debbie Stover at 924-3940 for	all those listed above:  17(A)(10)(d)2  Refer to §14-16-3-17(A)(12)(a) posed facility is also a tower ased on ¼ mile radius ity of Albuquerque property, there
an	ely result in deferral of actions.  All D. Krueger A	licant name (print)  12/10/7  Int signature / date
	Checklists complete Application case numbers Fees collected 07AA	e 04, October 2004



5571 Midway Park Place NE Albuquerque, NM 87109

(505) 858-3100 fax (505) 858-1118

twllc@tierrawestllc.com 1-800-245-3102

December 11, 2007

Mr. Andrew Garcia
Planning Department
City of Albuquerque
P.O. Box 1293
Albuquerque, NM 87102

Mr. Jack Cloud Planning Department City of Albuquerque P.O. Box 1293 Albuquerque, NM 87102

RE: ADMINISTRATIVE AMENDMENT (AA)
TRACT 7A RENAISSANCE CENTER

**ZONE ATLAS PAGE F-16** 

Dear Gentlemen:

Tierra West LLC, on behalf of Union Pension Transaction Trust 93-2, requests approval of an Administrative Amendment to the Site Development Plan for Building Permit for the above-referenced project. The site is located on Commerce Drive NE, between Renaissance Boulevard NE and Mercantile Avenue NE. The property is zoned SU-1 for IP Uses and contains 3.72 acres. Tract 7A is currently vacant except for the main parking field which was constructed this year and approved with an Administrative Amendment dated 4-18-07.

A Site Plan for Subdivision was approved with DRB 98-17, and a plat creating Tract 6A-1, 6A-2, 7A & 7B was subsequently approved and filed. An Administrative Amendment to the Site Plan for Building Permit for Tract 7A was submitted and approved in April 2007 to build additional parking spaces to be used by Tract 7B. Tract 7A is the only vacant lot left of the four.

This Administrative Amendment request is to construct the remainder of the Tract 7A tract with the proposed building. The building is very similar to the original approved building that was shown on the previous AA and there have been minimal changes to the parking configuration.

All plans are included with this submittal including the Grading Plan, Master Utility Plan, Landscape Plan and Elevations. Also included for your reference is the Approved Site Plan for Building Permit that was approved as an AA in April, 2007. We request review and approval of the Administrative Amendment to the Site Plan for Building Permit to allow for the construction of the remainder of the site, including the building, parking and landscaping.

Mr. Andrew Garcia Mr. Jack Cloud December 11, 2007 Page 2

If you have any questions or need additional information regarding this matter, please do not hesitate to call me.

Sincerely,

Sara Lavy PF

Enclosure/s

cc: Patricia Hancock, SMPC

Toni Ponic

JN: 27108 SCL/ca

2007: 27108 Andrew Garcia and Jack Cloud AA Letter 12-11-07.doc



March 21, 2007

City of Albuquerque
Development Review Board
PO Box 1239
Albuquerque, NM 87103

RE: Tracts 7A & 7B, Renaissance Center

To Whom It May Concern:

As the Owner/Developer, I hereby grant Tierra West LLC to act as agent on behalf of Union Pension Transaction Trust 93-2, on matters pertaining to any and all submittals to the City of Albuquerque regarding the above referenced project.

Bank of Albuquerque, N.A.

Lay: Sean C. Walker Vice President

Print Name

Sign Name

2/01/0-7

Date

#### OFFICIAL NOTICE

CITY OF ALBUQUERQUE
PLANNING DEPARTMENT
DEVELOPMENT SERVICES DIVISION

5. DRB-98-17 V-98-3

Tierra West LLC, agents for Union Pension Transaction Trust 93-2 NM, request Vacation (voiding) of a portion of Private Landscape Easement and Site Development Plan for Subdivision Purposes and Site Development Plan for Building Permit approvals and Preliminary and Final Plat approval for Tracts 6-A-1, 6-A-2, 7-A and 7-B, Renaissance Center, zoned SU-1 for IP (City) and located on Renaissance Blvd NE between Culture Dr Ne and Commerce Dr NE containing approximately 14.472 acres. (F-16) [DEFERRED FROM 2/3/98]

At the February 17, 1998 Development Review Board meeting, the Vacation was approved as shown on the Site Plan for Building Permit for Tract 6a1 with the following findings and conditions:

#### **FINDINGS**:

- 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.

#### **CONDITIONS:**

- 1. Final disposition shall be through the City Real Estate Office.
- 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.
- 3. Affected utility companies shall acknowledge the vacation by their signatures on the replat.

The Site Development Plan for Subdivision was conditionally approved and final sign off delegated to Utilities Development, City Engineer and Planning.

With the signing of the Infrastructure List dated 2/17/98 the Preliminary Plat was approved. Final sign off delegated to Utilities Development, City Engineer and Planning.

The Site Development Plan for Building Permit was conditionally approved for Tract 6a1 with final sign off delegated to Utilities Development, City Engineer and Planning. The Site Development Plan for Building Permit was conditionally approved for Tract 7b with final sign off delegated to Utilities Development, City Engineer and Planning. The Site Plan for Subdivision must be approved and Final Plat filed prior to Planning's sign off of Site Development Plan for Building Permit.

All the conditions set by Utilities, City Engineer and Planning are located in the Development Review Board file.

If you wish to appeal this decision, you must do so by March 4, 1998, in the manner described below. A nonrefundable fee of \$135 is required at the time the appeal is filed.

#### OFFICIAL NOTICE

#### PAGE 2

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 45 days of its filing. You will receive notice if any other person files an appeal.

Please note that a Preliminary Plat approval date is the date of the DRB action plus the 15-day appeal period. The Preliminary Plat approval is effective one year from that date. The DRB must take action on the Preliminary Plat Extension prior to the expiration of the approval or the Preliminary Plat approval is null and void.

(REF: Chapter 14 Article 14 Part 3-4 (E) Revised Ordinance.)

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)(b) Revised Ordinance.)

Kyrn Dicome, DRB Chair

Union Pension Transaction Trust 92-3 NM, 4411 McLeod Rd NE, Suite G, 87109 Tierra West LLC, 4421 McLeod Rd NE, Suite D, 87109

Loren Hines, Property Management, Legal Dept./7th Flr, City/County-Room 7042 Terri Martin, Public Works Department, 2nd Floor, Plaza del Sol Bldg.

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Revised 3/3/04

APPLICATION NO. 07AA-00381	PROJECT NO. 1003145
PROJECT NAME Tract 7A & 7B Bend	rissance Center.
APPLICANT/AGENT lierra West LIC	PHONE NO. 858-3100
ZONE ATLAS PAGE F-16	DATE SUBMITTED 3-27-067

## ONE STOP CASE TRACKING LOG

(This tracking log is for DRB Delegation Actions / Over the Counter Routing)
(rev. 7/03)

TYPE OF APPROVAL	TRANSP DEV	UTILITY DEV	PARKS & REC	HYD DEV (City Engr)	PLAN CASE PLANNER	NING DRB CHAIR
SDP-Building Permit / SDP-Subdivision	F: D: F: D:	F: D: F: D: A:	F:	F: D: F: D: A:	F: D: F: A:	F: D: F: A:
Administrative Amendments (AA's)	F:03 21 07 D:03 27 07 F: D: A:04 12 01	F:03 27 07 D: F: D: A:03 28 07		F:03 28 07 D: F: D:	F: D: F: A:	
Minor Plat / Major Final Plat	F:	F: D: F: D: A:	F: D: F: D: A:	F: D: F: A:		F: D: F: A:
Vacation-Private Easement	F: D: F: A:	F: D: F: F: A:	F: D: F: A:	F: D: F: A:		F:

· •

<sup>\*</sup>Business Days

F = forwarded

D = disapproved A = approved Called again 04/9/075H
Called again 04/9/075H

SHE BROUGHT IT BACK TO ME 04/17/075H

<sup>\*\*</sup>Pulled by Agent (P)

## PLANS RELEASED TO PLICANT OR AGENT TO CORRECT REJECTS

	·	
	First Review	
Called Applicant:	Date Returned:	Developer Days:
Date Released:	•	
Print Name:		
Signed:	• • • • • • • • • • • • • • • • • • •	
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	Second Review	
Called Applicant:	Date Returned:	Developer Days:
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# A City of Albuquerque



Supplemental form SUBDIVISION **ZONING & PLANNING** Major Subdivision action Annexation Minor Subdivision action **County Submittal** Vacation **EPC Submittal** ٧ Variance (Non-Zoning) Zone Map Amendment (Establish or Change Zoning) Sector Plan (Phase I, II, III) SITE DEVELOPMENT PLAN Amendment to Sector, Area, Facility or for Subdivision Purposes Comprehensive Plan for Building Permit Text Amendment (Zoning Code/Sub Regs) Street Name Change (Local & Collector) IP Master Development Plan Cert. of Appropriateness (LUCC) APPEAL / PROTEST of... STORM DRAINAGE Decision by: DRB, EPC, LUCC, Planning Director or Staff, ZHE, Zoning Board of Appeals Storm Drainage Cost Allocation Plan PRINT OR TYPE IN BLACK INK ONLY. The applicant or agent must submit the completed application in person to the Planning Department Development Services Center, 600 2<sup>nd</sup> Street NW, Albuquerque, NM 87102. Fees must be paid at the time of application. Refer to supplemental forms for submittal requirements. APPLICANT INFORMATION: NAME: Union Pension Transaction Trust 93-2 PHONE: \_\_\_505-268-1200\_\_\_\_\_ FAX: \_\_505-268-0449\_\_\_\_\_ ClTY:\_Albuquerque\_\_\_\_\_ STATE \_NM\_ ZIP\_87106 \_\_\_\_\_ E-MAIL: Proprietary interest in site: \_Owner\_\_\_\_\_ List all owners: \_\_\_\_ AGENT (if any): \_\_Tierra West LLC\_\_\_\_ PHONE: \_\_\_505-858-3100\_\_\_\_ ADDRESS:\_5571 Midway Park Place NE\_\_\_\_\_ FAX: \_\_505-858-1118\_\_\_\_\_ CITY:\_\_Albuquerque \_\_\_\_\_ STATE \_NM\_\_ ZIP\_\_87109\_\_\_\_ E-MAIL:\_\_\_\_ **DESCRIPTION OF REQUEST:** \_Administrative Amendment to Site Plan for Building Permit\_\_\_\_\_ Is the applicant seeking incentives pursuant to the Family Housing Development Program? \_\_\_ Yes. \_X\_ No. SITE INFORMATION: ACCURACY OF THE LEGAL DESCRIPTION IS CRUCIAL! ATTACH A SEPARATE SHEET IF NECESSARY. Lot or Tract No.\_Tracts 7A & 7B\_\_\_\_\_ Unit:\_\_\_\_\_ Block:\_\_\_\_\_ Block:\_\_\_\_\_ Subdiv. / Addn. \_Renaissance Center\_\_\_\_ Current Zoning:\_SU-1 for IP Uses\_\_\_\_\_ Proposed zoning: \_\_No Change\_\_\_\_\_ Zone Atlas page(s): \_\_F-16\_\_\_\_\_ No. of existing lots: \_\_2\_\_ No. of proposed lots: \_\_2\_\_ Total area of site (acres): \_7.87+/-\_\_\_\_ Density if applicable: dwellings per gross acre: \_\_\_\_\_ dwellings per net acre: \_\_\_\_ Within city limits? \_X\_Yes. No\_\_\_\_, but site is within 5 miles of the city limits.) Within 1000FT of a landfill? \_\_No\_\_\_\_ UPC No.\_101606139021440620/10160614121824625\_\_\_\_\_\_ MRGCD Map No.\_\_\_\_\_\_ LOCATION OF PROPERTY BY STREETS: On or Near: \_\_\_Commerce Drive NE \_\_\_\_ Between:\_Renaissance Boulevard NE\_\_\_\_\_ and \_Mercatile Avenue NE\_\_\_\_ **CASE HISTORY:** List any current or prior case number that may be relevant to your application (Proj., App., DRB-, AX\_,Z\_, V\_, S\_, etc.): DRB98-17/V-98-3\_\_\_\_ \_DRB85-183/SV-97-18/03AA-02128/Project # 1003145\_\_\_\_\_ Check-off if project was previously reviewed by Sketch Plat/Plan?, or Pre-application Review Team?. Date of review: SIGNATURE \_\_\_\_\_ DATE (Print) \_Ronald R. Bohannan, PE\_ \_X\_ Agent \_ Applicant FOR OFFICIAL USE ONLY Form revised 4/04 INTERNAL ROUTING Application case numbers Action Fees 07 AA--00381 All checklists are complete All fees have been collected All case #s are assigned AGIS copy has been sent Case history #s are listed Site is within 1000ft of a landfill F.H.D.P. density bonus Total F.H.D.P. fee rebate Hearing date Project # 1003145

#### FORM P(4): SITE PLAN REVIEW - ADMINISTRATIVE APPROVAL OR AMENDMENT

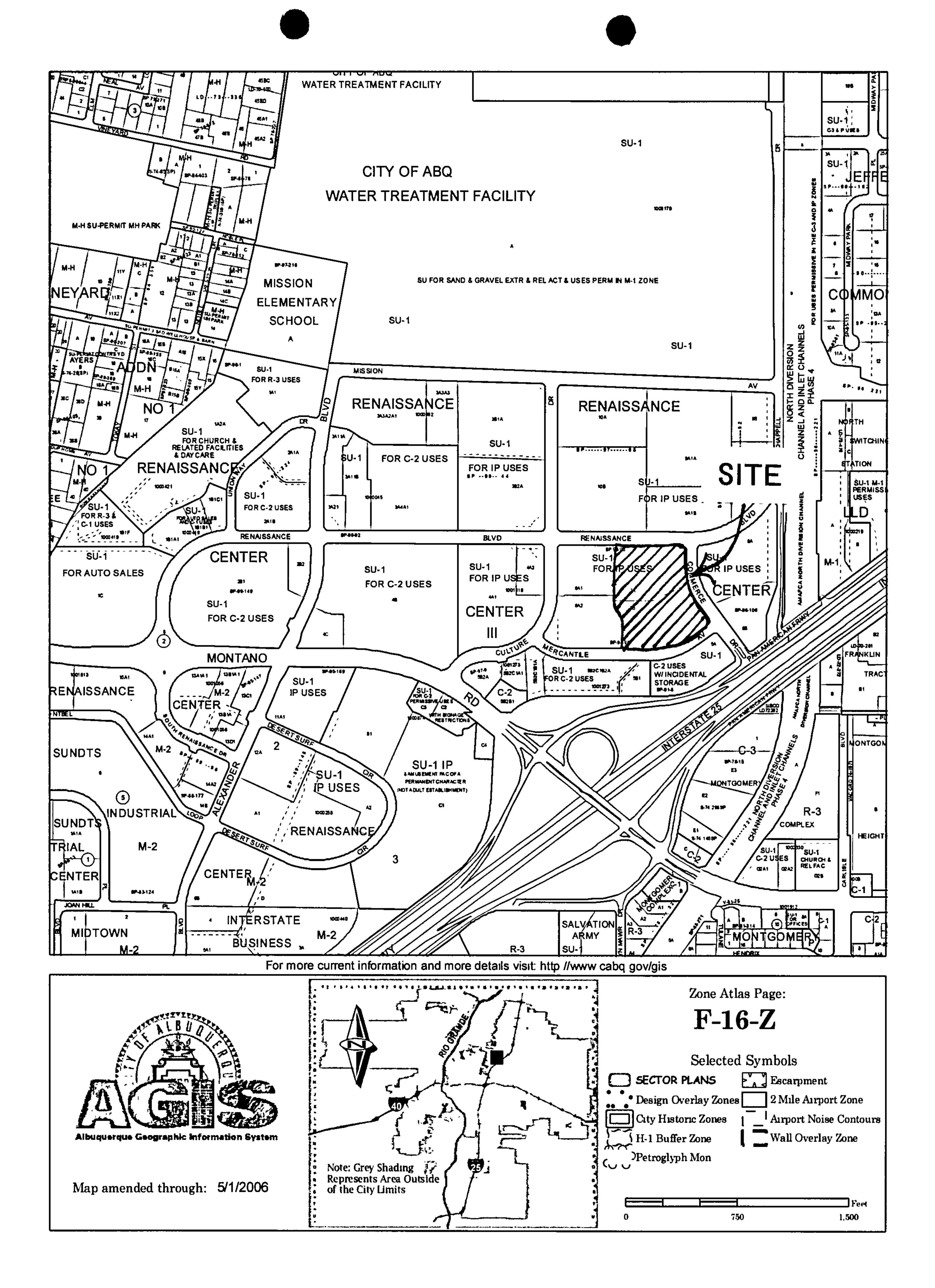
Ц	SITE DEVELOPMENT PLAN FOR BUILDING PERMIT IN THE DOWNTOWN SU-3 ZONE
	Copy of the pre-application meeting findings (A pre-application meeting is required for Downtown 2010 projects.)
	Site plan and related drawings (folded to fit into an 8.5" x 14" pocket) 6 copies
	Zone Atlas map with the entire property(ies) precisely and clearly outlined and crosshatched (to be photocopied)
	Letter briefly describing and justifying the request
<b>t.</b>	Letter of authorization from the property owner if application is submitted by an agent
•	Notifying letter and certified mail receipts to owners of adjacent properties if required by pre-application meeting
	Infrastructure List, if relevant to the site plan Completed Site Plan for Building Bormit Checklist
	<ul> <li>Completed Site Plan for Building Permit Checklist</li> <li>Solid Waste Management Department signature on Site Plan if relevant</li> </ul>
	Blue-line copy of Site Plan with Fire Marshal's stamp
	Copy of the LUCC approval if the site is in an historic overlay zone
	Fee (see schedule)
	Any original and/or related file numbers are listed on the cover application
	AMENDMENT TO SITE DEVELOPMENT PLAN FOR SUBDIVISION
•	AMENDMENT TO SITE DEVELOPMENT PLAN FOR BUILDING PERMIT
u	CONCEALED OR SITE DEVELOPMENT PLAN CONTROLLED WIRELESS TELECOM FACILITY
	NOTE: The requirements specified below apply to the provious 2 plan types, upless otherwise peted
	NOTE: The requirements specified below apply to the previous 3 plan types, unless otherwise noted.  _X_ Proposed Site Plan, with changes circled and noted if amended (folded to fit into an 8.5" x 14" pocket) 5 copies
	_X_ Troposed Site Flan, with changes circled and noted if amended (loided to fit into an 8.5" x 14" pocket) 3 copies _X_X_ Copy of approved Site Plan being amended if applicable (folded to fit into an 8.5" x 14" pocket) 1 copy
	_x_ Zone Atlas map with the entire property(ies) precisely and clearly outlined and crosshatched (to be photocopied)
	X Letter briefly describing and justifying the request
	X_ Letter of authorization from the property owner if application is submitted by an agent
	X Copy of EPC or DRB Notice of Decision (not required for WTF)
	_X_ Fee (see schedule)
	_X_ Any original and/or related file numbers are listed on the cover application
	NOTE: The next two items are also required if the square footage change is 2% or more of any building's
	gross floor area
	Notifying letter & certified mail receipts addressed to owners of adjacent properties
	১ <u>পি</u> Office of Neighborhood Coordination inquiry response, notifying letter, certified mail receipts
	NOTE: Only for wireless telecommunications facilities that are concealed and/or subject to site development plan
	review, the following materials are required for application submittal in addition to all those listed above:
	Co-location evidence as described in Zoning Code §14-16-3-17(A)(5)
	א <u>ן אוא Notarized statement declaring # of antennas accommodated. Refer to §14-16-3-17(A)(10)(d)2</u> Letter of intent regarding shared use. Refer to §14-16-3-17(A)(10)(e)
	νήτετα οι interit regarding shared use. Refer to §14-10-3-17(Α)(10)(e) νήτετα of description as above also addressing concealment issues, if relevant. Refer to §14-16-3-17(Α)(12)(a)
	אַבְּאַ Distance to nearest existing free standing tower, and its owner's name, if the proposed facility is also a tower אַבְּאַ Registered Engineer's stamp on the Site Development Plans
	Office of Community & Neighborhood Coordination inquiry response as above based on 1/4 mile radius
	PLEASE NOTE; If you are applying for approval of a telecom site to be located on City of Albuquerque property, there
	are several additional requirements. Contact Debbie Stover at 924-3940 for details.
•	he applicant, acknowledge that
	y information required but notRonald R. Bohannan, PE
su	omitted with this application will Applicant name (print)
like	ely result in deferral of actions.
	Applicant signature / date
	Form revised June 04, October 2004
	Fees collected 87AA0038 Sander Jandley 03/27/07
	Checklists complete Application case numbers  Fees collected 67440038 Sander Jandles 03/27/07  Case #s assigned
	Related #s listedProject # 1003145

## ONE STOP SHOP CITY OF ALBUQUERQUE PLANNING DEPARTMENT Development & Building Services

#### PAID RECEIPT

APPLICANT NAME	LINION PENSION TRANSACTION TRUST 93-2			
AGENT	TIERA WEST LLC			
ADDRESS	5571 MIDWAY PARK PLNE			
PROJECT & APP #	1003145/07AA 00381			
PROJECT NAME	TETARTB RENAISSANCE CENTER			
\$441032/	3424000 Conflict Management Fee			
\$441006/	4983000 DRB Actions			
\$	4971000 EPC/AA/LUCC Actions & All Appeals			
\$441018/	441018/4971000 Public Notification			
\$441006/4983000 DRAINAGE PLAN REVIEW OR TRAFFIC IMPACT STUDY***  ( )Major/Minor Subdivision ( )Site Development Plan ( )Bldg Permit  ( ) Letter of Map Revision ( )Conditional Letter of Map Revision  ( ) Traffic Impact Study				
\$ 4500 TOTAL	L AMOUNT DUE			
*** <u>NOTE</u> : If a subsequent submittal is required, bring a copy of this paid receipt with you to avoid an additional charge.				

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TIERRA WEST LLC	
8509 JEFFERSON NE	
ALBUQUERQUE, NM 87113	<b>2600</b>
PH (505) 858-3100	95-677/1070
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99-505 "OO2600" 1107006677	POINT IN CONTRACT TO THE PROPERTY OF THE PROPE



5571 Midway Park Place NE Albuquerque, NM 87109

(505) 858-3100 fax (505) 858-1118 twllc@tierrawestllc.com 1-800-245-3102

March 27, 2007

Mr. Russell Brito Senior Planner City of Albuquerque P.O. Box 1293 Albuquerque, NM 87103

**RE:** Administrative Amendment

Tracts 7A & 7B, Renaissance Center Zone Atlas Page F-16, DRB 98-17

Dear Mr. Brito:

Tierra West LLC, on behalf of Union Pension Transaction Trust 93-2, requests approval of the Administrative Amendment to the Site Plan for Building Permit for the construction of 137 new parking spaces on Tract 7A for the shared use of both Tract 7A & 7B. Tract 7A is currently vacant and Tract 7B was constructed per the approved Site Plan for Building Permit approved by the DRB in 1998. The site is located on Commerce Drive NE, between Renaissance Boulevard NE and Mercantile Avenue NE. Both properties are zoned SU-1 for IP Uses and contain 3.72 acres and 4.15 acres, respectively, and are under the same ownership.

#### History

A Site Plan for Subdivision was approved with DRB 98-17, and a plat creating Tract 6A-1, 6A-2, 7A & 7B was subsequently approved and filed. An Administrative Amendment to the Site Plan for Building Permit for Tract 7B was submitted and approved in 2004 for an alternate parking configuration. Tract 7A is the only vacant lot of the four and a Site Plan for Building Permit has not been submitted.

#### **Proposed Development**

A future tenant of the existing building within Tract 7B wishes to have access to an additional 137 parking spaces. To accommodate this tenant, the property owner will reduce the footprint of the future building 7A that is shown on the approved Site Plan for Subdivision and configure the parking area within Tract 7A to have an excess of parking, which can be shared between Tracts 7A and 7B. This Administrative Amendment request is to construct said excess parking area only at this time. A Site Plan for Building Permit for Tract 7A will be prepared in the future. An exhibit showing the ultimate configuration is included for your review. Pedestrian walkways and amenities, as well as required additional landscaping, are also shown on the accompanying plans.

A Site Plan for Building Permit will be prepared in accordance with all development regulations for the future construction of the building and associated improvements within Tract 7A. In the interim, we are requesting approval of the Administrative Amendment to the Site Plan

for Building Permit for construction of 137 additional parking spaces to allow for shared parking between Tracts 7A and 7B. A Shared Parking agreement between the current and future property owners was recorded and a copy is included for your reference. Also included for your reference is the Approved Site Plan for Subdivision, as well as the Approved Site Plan for Building Permit and related drawings, and a copy of an Administrative Amendment that was approved in 2004. A Grading and Drainage Plan is being prepared and will be submitted to City Hydrology covering the proposed improvements. Pedestrian amenities and landscape requirements will be implemented in this plan and grading and drainage design would be configured in substantial conformance with the approved Overall Grading and Drainage Plan.

#### Summary

We request review and approval of the Administrative Amendment to the Site Plan for Building Permit to allow for the construction of additional parking spaces. Interim and ultimate development will be in conformance with all applicable design regulations.

If you have any questions or need additional information regarding this matter, please do not hesitate to call me.

Sincerely,

Ronald R. Bohannan, PE

Enclosure/s

cc: Toni Ponic, Build New Mexico

JN: 27009 RRB/JH/kdk

2007: 27009 Russell Brito AA 032107



March 21, 2007

City of Albuquerque Development Review Board PO Box 1239 Albuquerque, NM 87103

Tracts 7A & 7B, Renaissance Center RE:

To Whom It May Concern:

As the Owner/Developer, I hereby grant Tierra West LLC to act as agent on behalf of Union Pension Transaction Trust 93-2, on matters pertaining to any and all submittals to the City of Albuquerque regarding the above referenced project.

Bank of Albuquerque, N.A.

by: Sean C. Walker Vice President

Drint Name Print Name

Date





#### OFFICIAL NOTICE

#### CITY OF ALBUQUERQUE PLANNING DEPARTMENT DEVELOPMENT SERVICES DIVISION

5. DRB-98-17 V-98-3

Tierra West LLC, agents for Union Pension Transaction Trust 93-2 NM, request Vacation (voiding) of a portion of Private Landscape Easement and Site Development Plan for Subdivision Purposes and Site Development Plan for Building Permit approvals and Preliminary and Final Plat approval for Tracts 6-A-1, 6-A-2, 7-A and 7-B, Renaissance Center, zoned SU-1 for IP (City) and located on Renaissance Blvd NE between Culture Dr Ne and Commerce Dr NE containing approximately 14.472 acres. (F-16) [DEFERRED FROM 2/3/98]

At the February 17, 1998 Development Review Board meeting, the Vacation was approved as shown on the Site Plan for Building Permit for Tract 6a1 with the following findings and conditions:

#### FINDINGS:

- 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.

#### **CONDITIONS:**

- 1. Final disposition shall be through the City Real Estate Office.
- 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.
- 3. Affected utility companies shall acknowledge the vacation by their signatures on the replat.

The Site Development Plan for Subdivision was conditionally approved and final sign off delegated to Utilities Development, City Engineer and Planning.

With the signing of the Infrastructure List dated 2/17/98 the Preliminary Plat was approved. Final sign off delegated to Utilities Development, City Engineer and Planning.

The Site Development Plan for Building Permit was conditionally approved for Tract 6a1 with final sign off delegated to Utilities Development, City Engineer and Planning. The Site Development Plan for Building Permit was conditionally approved for Tract 7b with final sign off delegated to Utilities Development, City Engineer and Planning. The Site Plan for Subdivision must be approved and Final Plat filed prior to Planning's sign off of Site Development Plan for Building Permit.

All the conditions set by Utilities, City Engineer and Planning are located in the Development Review Board file.

If you wish to appeal this decision, you must do so by March 4, 1998, in the manner described below. A nonrefundable fee of \$135 is required at the time the appeal is filed.





#### OFFICIAL NOTICE

#### PAGE 2

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 45 days of its filing. You will receive notice if any other person files an appeal.

Please note that a Preliminary Plat approval date is the date of the DRB action plus the 15-day appeal period. The Preliminary Plat approval is effective one year from that date. The DRB must take action on the Preliminary Plat Extension prior to the expiration of the approval or the Preliminary Plat approval is null and void.

(REF: Chapter 14 Article 14 Part 3-4 (E) Revised Ordinance.)

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)(b) Revised Ordinance.)

Kym Dicome, DRB Chair

Union Pension Transaction Trust 92-3 NM, 4411 McLeod Rd NE, Suite G, 87109

Tierra West LLC, 4421 McLeod Rd NE, Suite D, 87109

Loren Hines, Property Management, Legal Dept./7th Flr, City/County-Room 7042 Terri Martin, Public Works Department, 2nd Floor, Plaza del Sol Bidg.

File

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#### PARKING EASEMENT

This Parking Easement (the "Easement") is made as of this day of March, 2007, by Bank of Albuquerque, N.A., as trustee for the Union Pension Transaction Trust 93-2 NM (the "Owner").

#### Recitals:

- Owner is the fee title owner of the following parcels of land, to wit: Α.
- Tract "7-B" of Renaissance Center, as shown on the plat filed in the office of the county clerk for Bernalillo County, New Mexico on July 16, 1998, in Book 98C, Page 204 (the "Benefited Parcel"); and
- Tract "7-A" of Renaissance Center, as shown on the plat filed in the office of the county clerk for Bernalillo County, New Mexico on July 16, 1998, in Book 98C, Page 204 (the "Servient Parcel").
- Owner desires to grant the Benefited Parcel an easement (the "Easement") for parking on and within the Servient Parcel. The easement location is shown in Exhibit "A" attached hereto and made a part hereof (the "Easement Area").

#### NOW, THEREFORE, OWNER GRANTS AND DECLARES:

- Subject to the terms and conditions of this Agreement, Owner hereby grants the Easement on and within the Easement Area located within the Servient Parcel in favor of the Benefited Parcel. The Easement shall be used solely for parking of automobiles and other registered motor vehicles and for access, by motor vehicle or foot, within driveways and sidewalk areas constructed within the Easement Area, to and from the Easement Area, to Mercantile Avenue, NE, Albuquerque, New Mexico. Vehicles shall not be parked or stored continuously on or within the Easement Area for periods of longer than 1 day without the owner of the Servient Parcel's prior consent.
- The term of the Easement shall be co-extensive with the term of that certain Office Lease (the "Lease") for the leasehold premises located on and within the Benefited Parcel by and between Owner as landlord and Paychex North American, Inc., as tenant, dated December 5, 2006 (the Term of the Lease is a term of seven (7) years with two (2) three (3) year renewal options with the projected commencement date being July 9, 2007; provided, if Paychex North American, Inc., exercises its option to purchase the Benefited Parcel pursuant to the terms of the Lease, the term of this Easement shall continue for as long as Paychex North American, Inc., or an Affiliate thereof (as said term is defined in the Lease) is the owner of the Benefited Parcel and the use of the Benefited Parcel is general office use which includes executive and administrative offices together with payroll processing, printing, and production.
- Upon expiration of the Term of this Easement, the Owner may file of record an instrument, with reference to this Easement by date of recordation, book and

R 15.00 Bk-A134 Pg-1458 72:80 7002/02/80

2007841542 BB24488 Page: 1 of 4

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page, terminating this Easement. Such instrument shall act to release this Easement of record.

- 4. The parking lot and spaces, drive ways, landscaping and related appurtenant improvements for the parking lot within the Easement Area shall be constructed by Owner. The cost of maintenance, repair and replacement of the parking lot, including areas shall be a cost that Owner, as owner of the Servient Parcel, is entitled to charge the owner of the Benefited Parcel in accordance with generally accepted accounting principals. Such charges may be assessed on a monthly basis and may include a management fee not to exceed five (5%) of the actual costs incurred monthly to maintain, repair and when needed replace improvements located on and with the Easement Area.
- 5. As a condition of this Easement, the owner of the Benefited Parcel shall maintain commercial general liability Insurance (or its equivalent) covering the owner of the Servient Parcel against claims of bodily injury, personal injury and property damage arising out of the use of the Easement by the owner of the Benefited Parcel and/or its tenant(s) and/or their guests and invitees, for limits of liability not less than One Million and No/100 Dollars (\$1,000,000.00) combined single limit per occurrence and Three Million and No/100 Dollars (\$3,000,000.00) combined single limit annual aggregate. The amount of insurance to be provided pursuant to this subparagraph 5 shall be adjusted from time to time to levels which are ordinary and customary for similar properties and uses within Albuquerque, New Mexico.
- 6. If the owner of the Benefited Parcel breaches the obligations stated in paragraphs 4 or 5 above, the owner of the Servient Parcel shall be entitled to terminate this Easement; provided, prior to such termination, the owner of the Servient Parcel shall give the owner of the Benefited Parcel notice of such default and a reasonable period of time to cure, not more than thirty (30) days, following the giving of such notice.
- 7. All provisions of this Easement, including the benefits and burdens set forth herein, shall run with the land and are binding upon and shall inure to the benefit of the successors and assigns of the parties hereto.
- 8. The rule of strict construction does not apply to the grants herein. The grant of Easement herein shall be given a reasonable construction to carry out the intention this instrument.
- 9. Pursuant to the terms of Section 37-1-27 of the New Mexico Statutes Annotated, it is expressly acknowledged and agreed that no action to recover damages for any injury to property, real or personal, or for injury to the person, or for bodily injury or wrongful death, arising out of the defective or unsafe condition of the parking lot and related appurtenant improvements constructed by Owner within the Easement Area shall be brought after one (1) year from the date of Owner's substantial completion of such improvements.

Maggie Toulouse Bern. Co. ERSE R 15.88

2007041542 B824489 Page: 2 of 4 03/19/2007 82:12P R 15.08 Bk-A134 Pg-1459 WITNESS the hand and seal of the undersigned this \_\_\_\_ day of March, 2007.

THE UNION PENSION TRANSACTION

TRUST 93-2 N.M.

By: BANK OF ALBUQUERQUE, N.A.

Its Trustee

STATE OF NEW MEXICO

COUNTY OF BERNALILLO

THIS EASEMENT was acknowledged this Harch, 2007, before me,

the undersigned notary public, by

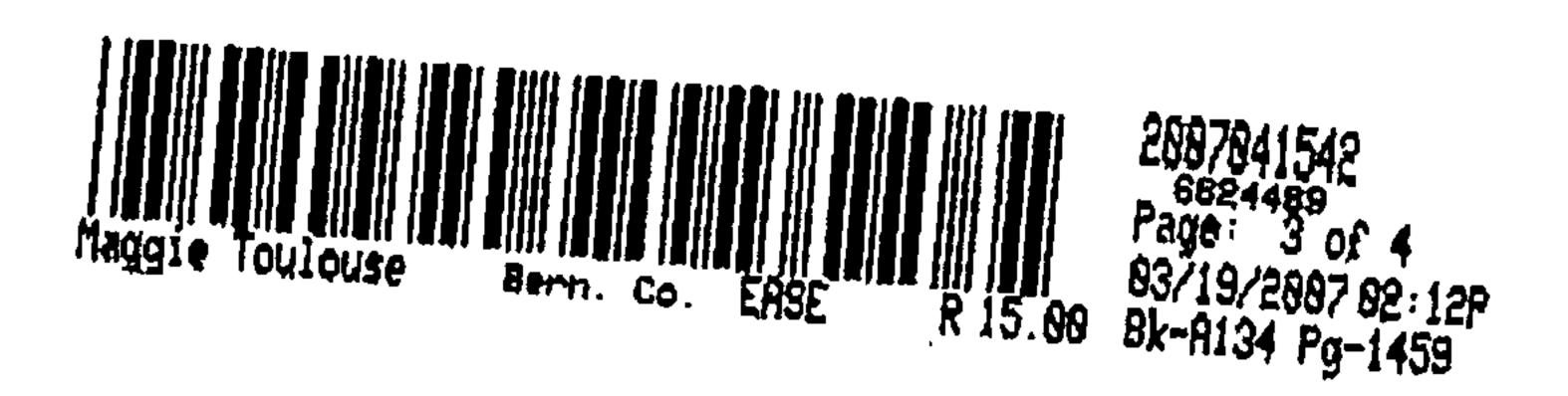
of Bank of Albuquerque, N.A., as trustee for The Union Pension Transaction Trust 93-2

N.M.

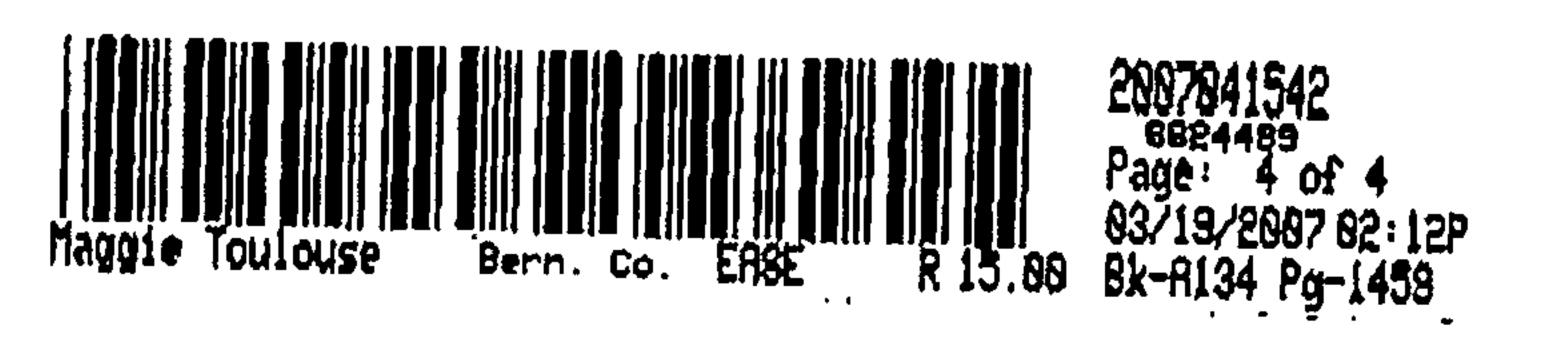
Notary Public

My Commission Expires

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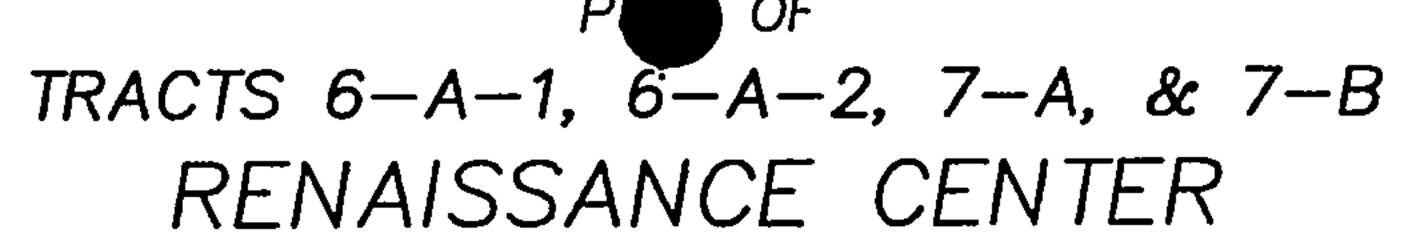


#### EXHIBIT "A" DRAWING OF EASEMENT AREA



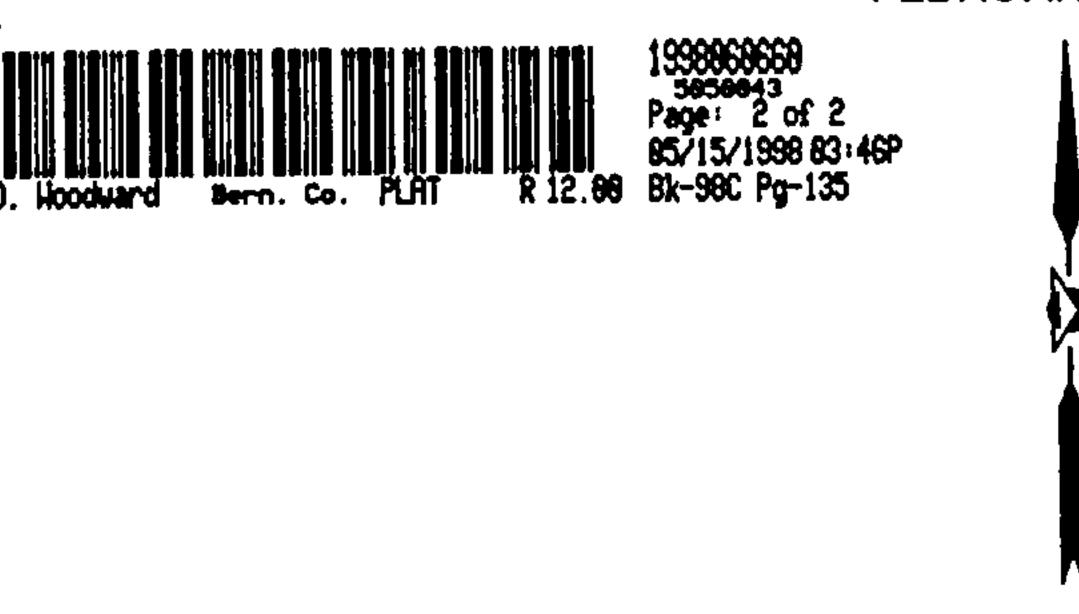
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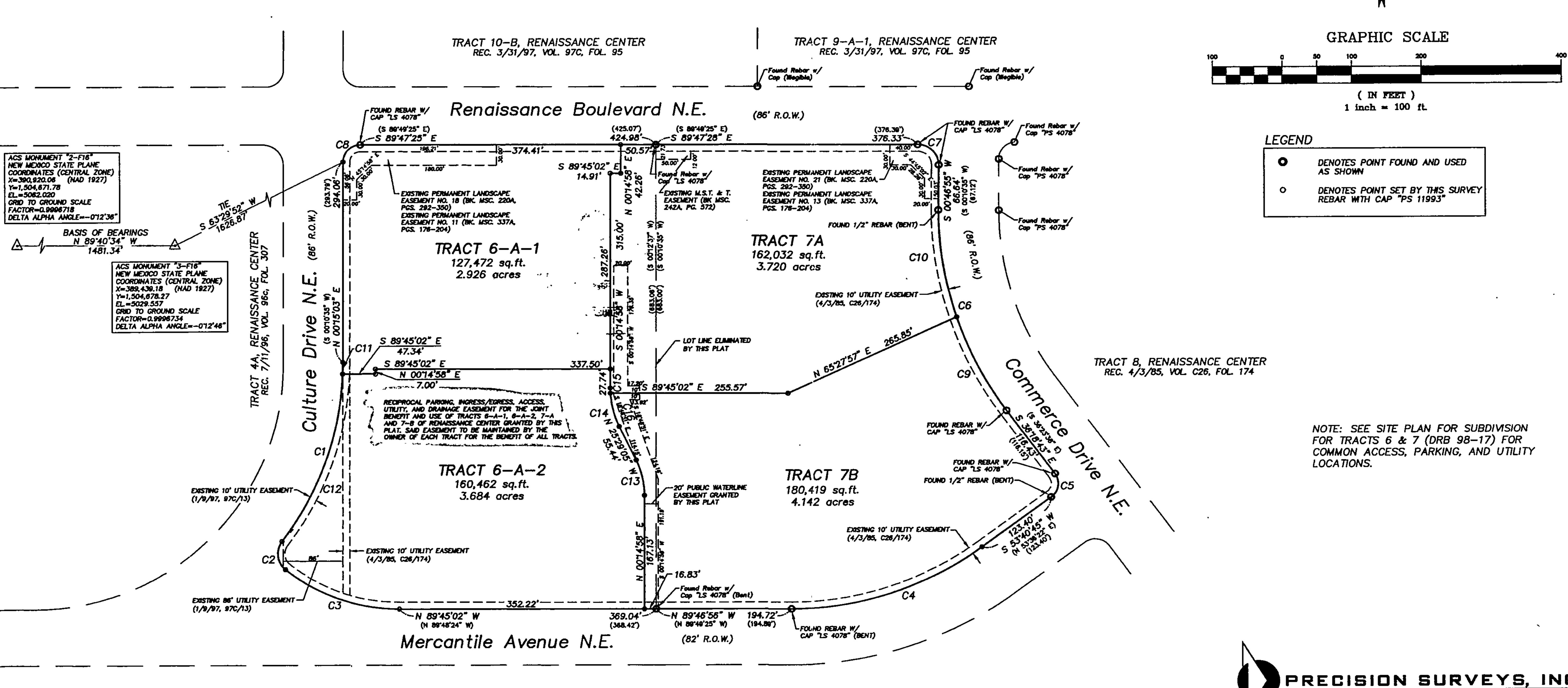
# CURVE DATA



ALBUQUERQUE, BERNALILLO COUNTY, NEW MEXICO FEBRUARY 1998







TRACT 5, RENAISSANCE CENTER REC. 4/3/85, VOL. C26, FOL. 174

PRECISION SURVEYS, INC. PHONE 805 839 0569 2929 COORS BLVD NW, SUITE 105

ALBUQUERQUE, NEW MEDICO 87120

DRB CASE NO. <u>98-</u>

FAX 505 839 4153