



OFFICIAL NOTICE OF DECISION

CITY OF ALBUQUERQUE
PLANNING DEPARTMENT
DEVELOPMENT REVIEW BOARD

February 13, 2008

Project# 1004972
08DRB-70020 VACATION OF PUBLIC RIGHT-OF-WAY

ROBERT WESTFALL request(s) the above action(s) for all or a portion of Spruce Street NE, adjacent to Lot 1, Block 27, **COUNTRY CLUB ADDITION**, zoned R-1, located on the north side of SIGMA CHI RD NE BETWEEN ENCINO PL NE AND UNIVERSITY BLVD NE (J-15).

At the February 13, 2008, Development Review Board meeting, the vacation of public right-of-way was **denied** per section 14-14-7-2(B) (1)(3) of the Subdivision Ordinance.

(B)(1) The public welfare is served by **retaining** the public right-of-way.

(B)(3) There is convincing evidence that a substantial property right would be abridged against the will of the owner of the right.

If you wish to appeal this decision, you must do so by February 28th, 2008 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.

Jack Cloud, AICP, DRB Chair

Cc: Robert Westfall – 1329 Sigma Chi Road NE – Albuquerque, NM 87106
Cc: Robert Stone – 1214 Sigma Chi Road NE – Albuquerque, NM 87106
Cc: Bart Chimenti – 1502 Roma NE – Albuquerque, NM 87106
Cc: Thomas Noyle – 1712 Las Lomas NE – 1 University of New Mexico –
Albuquerque, NM 87131