



Supplemental Form (SF)

SUBDIVISION

- Major subdivision action
- Minor subdivision action
- Vacation
- Variance (Non-Zoning)

S Z ZONING & PLANNING

- Annexation
- Zone Map Amendment (Establish or Change Zoning, includes Zoning within Sector Development Plans)
- Adoption of Rank 2 or 3 Plan or similar
- Text Amendment to Adopted Rank 1, 2 or 3 Plan(s), Zoning Code, or Subd. Regulations

SITE DEVELOPMENT PLAN

- for Subdivision
- for Building Permit
- Administrative Amendment (AA)
- Administrative Approval (DRT, URT, etc.)
- IP Master Development Plan
- Cert. of Appropriateness (LUCC)

D L A APPEAL / PROTEST of...

- Street Name Change (Local & Collector)
- Decision by: DRB, EPC, LUCC, Planning Director, ZEO, ZHE, Board of Appeals, other

STORM DRAINAGE (Form D)

- 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 2nd Street NW, Albuquerque, NM 87102. Fees must be paid at the time of application. Refer to supplemental forms for submittal requirements.

APPLICATION INFORMATION:

Professional/Agent (if any): RBA ARCHITECTS PC PHONE: 505-242-1859
 ADDRESS: 1104 PARK AVE SW STATE NM ZIP 87102 E-MAIL: Rich.G.Riba@rba.com
 CITY: Albuq
 APPLICANT: JAYESH PATEL PHONE: 505-275-8223
 ADDRESS: 5345 WYOMING BLVD, NE SUITE 204
 CITY: Albuq STATE NM ZIP 87109 E-MAIL: Jayesh@rba.com

Proprietary interest in site: OWNER List all owners: _____

DESCRIPTION OF REQUEST: SEEKING AA TO ADD A DRIVE-UP WINDOW TO BUILDING 3 ON EAST SIDE

Is the applicant seeking incentives pursuant to the Family Housing Development Program? Yes No

SITE INFORMATION: ACCURACY OF THE EXISTING LEGAL DESCRIPTION IS CRUCIAL! ATTACH A SEPARATE SHEET IF NECESSARY.

Lot or Tract No. 2A Block: 0000 Unit: _____
 Subdiv/Addr/TBKA: DEL NORTE PLAZA
 Existing Zoning: SV-2 IP OR NC Proposed zoning: SAME MRGCD Map No _____
 Zone Atlas page(s): C-18 UPC Code: _____

CASE HISTORY:

List any current or prior case number that may be relevant to your application (Proj., App., DRB-, AX_Z_, V_, S_, etc.):
1006868

CASE INFORMATION:

Within city limits? Yes No Within 1000FT of a landfill? _____
 No. of existing lots: 1 No. of proposed lots: 1 Total site area (acres): 2.53
 LOCATION OF PROPERTY BY STREETS: On or Near: 8136 HOLLY AVE NE
 Between: SAN PABLO DR and PASEO DEL NORTE

Check if project was previously reviewed by: Sketch Plat/Plan or Pre-application Review Team(PRT) Review Date: _____

SIGNATURE Rich Bennett DATE 9/13/16
 (Print Name) Rich Bennett Applicant: Agent:

FOR OFFICIAL USE ONLY

- INTERNAL ROUTING
- 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
- F.H.D.P. fee rebate

Application case numbers

Action

S.F.

Fees

Revised: 11/2014

Hearing date _____

Project # _____

Total \$ _____

FORM P(3): SITE PLAN REVIEW - D.R.B. MEETING (UNADVERTISED)

SKETCH PLAT REVIEW AND COMMENT (DRB22)

- Scaled site sketch and related drawings showing proposed land use including structures, parking, Bldg. setbacks, adjacent rights-of-way and street improvements, etc. (folded to fit into an 8.5" by 14" pocket) **6 copies**
 - Zone Atlas map with the entire property(ies) clearly outlined
 - Letter briefly describing, explaining, and justifying the request
 - List any original and/or related file numbers on the cover application
- Meetings are approximately 8 DAYS after the Tuesday noon filing deadline. **Your attendance is required.**

Maximum Size: 24" x 36"

SITE DEVELOPMENT PLAN FOR SUBDIVISION (DRB18)

- 5 Acres or more & zoned SU-1, IP, SU-2, PC, or Shopping Center: Certificate of No Effect or Approval
 - Scaled site plan and related drawings (folded to fit into an 8.5" by 14" pocket) **6 copies**
 - Zone Atlas map with the entire property(ies) clearly outlined
 - Letter briefly describing, explaining, and justifying the request
 - Letter of authorization from the property owner if application is submitted by an agent
 - Copy of the document delegating approval authority to the DRB
 - Completed Site Plan for Subdivision Checklist
 - Infrastructure List, if relevant to the site plan
 - Fee (see schedule)
 - List any original and/or related file numbers on the cover application
- Meetings are approximately 8 DAYS after the Tuesday noon filing deadline. **Bring the original to the meeting.**
Your attendance is required.

Maximum Size: 24" x 36"

SITE DEVELOPMENT PLAN FOR BUILDING PERMIT (DRB17)

- 5 Acres or more & zoned SU-1, IP, SU-2, PC, or Shopping Center: Certificate of No Effect or Approval
 - Site plan and related drawings (folded to fit into an 8.5" by 14" pocket) **6 copies**
 - Site Plan for Subdivision, if applicable, previously approved or simultaneously submitted. **6 copies.**
 - Solid Waste Management Department signature on Site Plan
 - Zone Atlas map with the entire property(ies) clearly outlined
 - Letter briefly describing, explaining, and justifying the request
 - Letter of authorization from the property owner if application is submitted by an agent
 - Copy of the document delegating approval authority to the DRB
 - Infrastructure List, if relevant to the site plan
 - Completed Site Plan for Building Permit Checklist
 - Copy of Site Plan with Fire Marshal's stamp
 - Fee (see schedule)
 - List any original and/or related file numbers on the cover application
- Meetings are approximately 8 DAYS after the Tuesday noon filing deadline. **Bring the original to the meeting.**
Your attendance is required.

Maximum Size: 24" x 36"

AMENDED SITE DEVELOPMENT PLAN FOR BUILDING PERMIT (DRB01) Maximum Size: 24" x 36"
AMENDED SITE DEVELOPMENT PLAN FOR SUBDIVISION (DRB02) Maximum Size: 24" x 36"

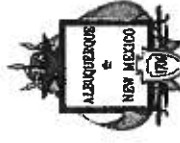
- Proposed amended Site Plan (folded to fit into an 8.5" by 14" pocket) **6 copies**
 - DRB signed Site Plan being amended (folded to fit into an 8.5" by 14" pocket) **6 copies**
 - Zone Atlas map with the entire property(ies) clearly outlined
 - Letter briefly describing, explaining, and justifying the request
 - Letter of authorization from the property owner if application is submitted by an agent
 - Infrastructure List, if relevant to the site plan
 - Completed Site Plan for Building Permit Checklist (not required for amendment of SDP for Subdivision)
 - Fee (see schedule)
 - List any original and/or related file numbers on the cover application
- Meetings are approximately 8 DAYS after the Tuesday noon filing deadline. **Bring the original to the meeting.**
Your attendance is required.

FINAL SIGN-OFF FOR EPC APPROVED SDP FOR BUILDING PERMIT (DRB05)
 FINAL SIGN-OFF FOR EPC APPROVED SDP FOR SUBDIVISION (DRB06)

- 5 Acres or more & zoned SU-1, IP, SU-2, PC, or Shopping Center: Certificate of No Effect or Approval
 - Site plan and related drawings (folded to fit into an 8.5" by 14" pocket) **6 copies**
 - Approved Grading and Drainage Plan (folded to fit into an 8.5" by 14" pocket) **6 copies**
 - Solid Waste Management Department signature on Site Plan for Building Permit
 - Zone Atlas map with the entire property(ies) clearly outlined
 - Letter carefully explaining how each EPC condition has been met and a copy of the EPC Notification of Decision
 - Infrastructure List, if relevant to the site plan
 - Copy of Site Plan with Fire Marshal's stamp (not required for SDP for Subdivision)
 - List any original and/or related file numbers on the cover application
- Meetings are approximately 8 DAYS after the Tuesday noon filing deadline. **Bring the original to the meeting.**
Your attendance is required.

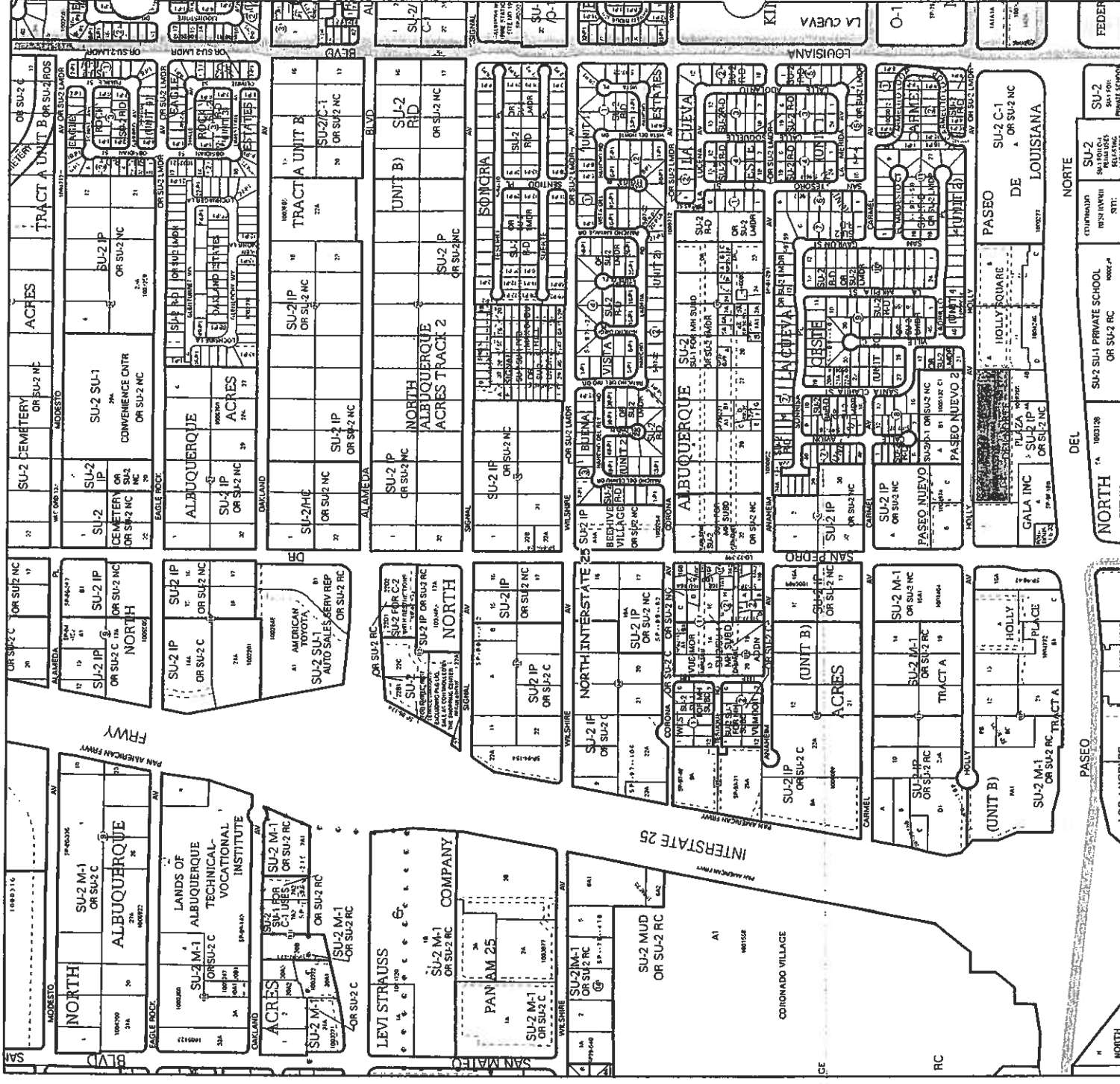
I, the applicant, acknowledge that any information required but not submitted with this application will likely result in deferral of actions.

Rick Bennett
Applicant name (print)
Rick Bennett
Applicant signature / date

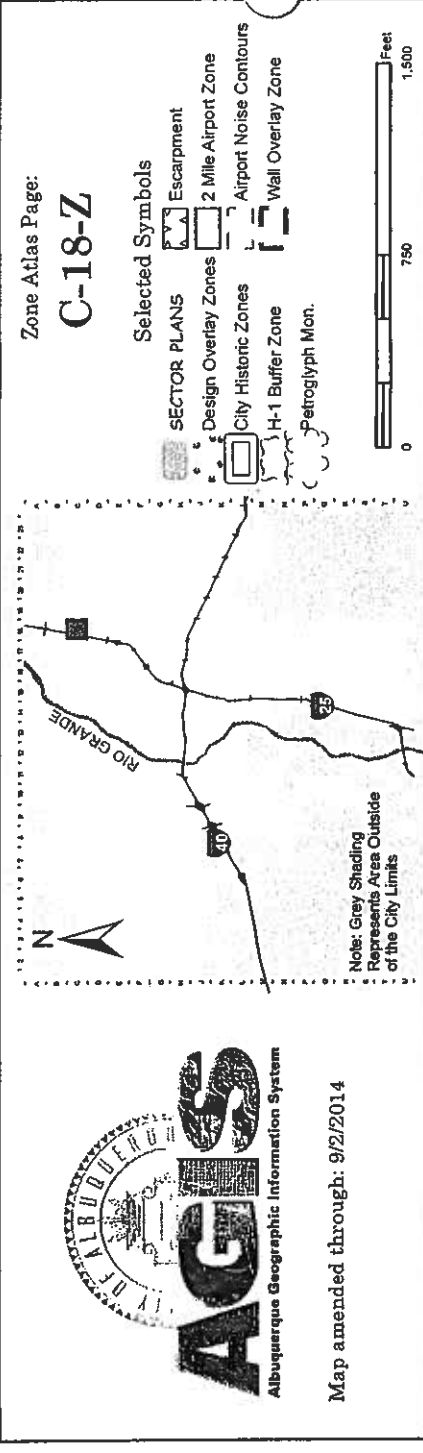


Form revised **October 2007**

- Checklists complete
 - Fees collected
 - Case #'s assigned
 - Related #'s listed
- Application case numbers _____
- Project # _____
- Planner signature / date _____



For more current information and details visit: <http://www.cabq.gov/gis>



Map amended through: 9/2/2014

Note: Grey Shading Represents Area Outside of the City Limits

Zone Atlas Page: C-18-Z

Selected Symbols

- SECTOR PLANS
- Design Overlay Zones
- City Historic Zones
- H-1 Buffer Zone
- Wall Overlay Zone
- Petroglyph Men.
- Escarpment
- 2 Mile Airport Zone
- Airport Noise Contours



September 13, 2016

Jack Cloud
Chairman | Planning Department
City of Albuquerque
600 2nd Street NW
Albuquerque, NM 87102

**Re: HOLLY SHOPPING CENTER BUILDING 3 | ADMINISTRATIVE AMENDMENT TO APPROVE DRB
SITE PLAN**

PROJECT #1547
DRB #1006868

We are requesting to add a drive-up window to the east side of Building 3. This use is allowed in the existing SU-2 zone. This is the only change to the approved site plan that is being requested. This addition will not be injurious to the public or this project.

Thank you for your consideration.

Sincerely,

A handwritten signature in blue ink, appearing to read "Rick Bennett", is written over a thin horizontal line.

Rick Bennett
Architect

January 18, 2016

City of Albuquerque
Development Review Board
600 2nd Street NW
Albuquerque, NM 87102

RE: Agent authorization for RBA Architects.

I, Jayesh Patel, owner, give RBA Architects the right to act as agent for the purpose of this application being submitted for this retail/commercial development and site development plan for building permit application review through DRB.

Thank you

Sincerely,


Jayesh Patel, owner

Prepared by, and when recorded return to:

Seyfarth Shaw LLP
1075 Peachtree Street, NE, Suite 2500
Atlanta, Georgia 30309-3962
Attn: Kevin A. Woolf, Esq.

CROSS-PARKING EASEMENT AGREEMENT

THIS CROSS PARKING EASEMENT AGREEMENT ("**Agreement**"), made and entered into this 23rd day of October, 2015 by and between LEVINE INVESTMENTS LIMITED PARTNERSHIP, an Arizona limited partnership ("**Levine**") and PACIFIC PASEO DEVELOPMENT, LLC, a New Mexico limited liability company (the "**Pacific**");

WITNESSETH:

WHEREAS, Pacific is the holder of fee simple title to the real property described in Exhibit "A" attached hereto and made a part hereof (the "**Pacific Property**"); and

WHEREAS, Levine is the holder of fee simple title to the property described in Exhibit "B" attached hereto and made a part hereof (the "**Levine Property**") which is currently ground leased to Chick-fil-A Inc., a Georgia corporation ("**CFA**") pursuant to that certain Memorandum of Ground Lease dated March 5, 2008 and recorded as Document No. 2008069785 in the official records of Bernalillo County, New Mexico; and

WHEREAS, Pacific and Levine (each individually sometimes called "**Owner**" and collectively "**Owners**") desire to create and establish certain easements, rights and privileges affecting the Pacific Property and the Levine Property (each individually sometimes called "**Parcel**" and collectively "**Parcels**");

NOW, THEREFORE, for and in consideration of TEN AND NO/100 DOLLARS (\$10.00) and other good and valuable consideration, the receipt, adequacy and sufficiency of which are hereby acknowledged by the parties hereto, Pacific and Levine agree as follows:

8. **Headings.** All headings contained herein are for convenience only and shall not affect, modify, limit or expand any of the provisions of this Agreement.

9. **Modifications.** This Agreement may be modified or amended only by a written instrument intended for that purpose and executed by the Owner against which enforcement thereof is asserted.

10. **Entire Agreement.** This Agreement sets forth the entire agreement between Pacific and Levine concerning the easements, rights and privileges set forth herein; there are no other agreements or understandings between Pacific and Levine with respect to these matters.

11. **Governing Law.** This Agreement shall be governed by, and construed in accordance with, the laws of the State of New Mexico.

12. **Construction of Agreement.** Each Owner acknowledges that it has participated in the negotiation and preparation of this Agreement with the advice and assistance of legal counsel. No provision of this Agreement shall be construed against or interpreted to the disadvantage of any Owner by reason of such party having, or being deemed to have, structured, dictated or drafted such provision.

13. **No Waiver.** The failure of any Owner to insist upon strict compliance of any covenant, agreement, term, provision or condition of this Agreement shall not constitute, or be deemed, a waiver thereof.

14. **Authority.** Each Owner represents to the other that it holds fee simple legal title to the Parcel set forth in the recitations of this Agreement. Each Owner further represents and warrants to the other that it has full power and authority to enter into this Agreement and has obtained all necessary consents and approvals to enter into this Agreement and be bound by the terms and provisions hereof.

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

[SIGNATURES CONTINUED FROM PREVIOUS PAGE]

LEVINE:

LEVINE INVESTMENTS LIMITED
PARTNERSHIP,
an Arizona limited partnership

By: Keim, Inc., an Arizona limited
partnership
Its: General Partner

By: William S. Levine
Name: William S. Levine
Title: Chairman
Date: 10-23-15

STATE OF Arizona) SS:
COUNTY OF Maricopa

I, Ruth Ellen Muri, a notary public in and for said County in the State aforesaid, DO
HEREBY CERTIFY THAT William S. Levine the Chairman of Levin Inc a
personally known to me to be the same person whose name is subscribed to the
foregoing **CROSS-PARKING EASEMENT AGREEMENT**, appeared before me this day in person
and acknowledged that he/she signed and delivered the said document as his/her free and voluntary act,
for the uses and purposes therein set forth.

GIVEN under my hand and seal, this 23rd day of Oct, 2015.

Ruth Ellen Muri
NOTARY PUBLIC

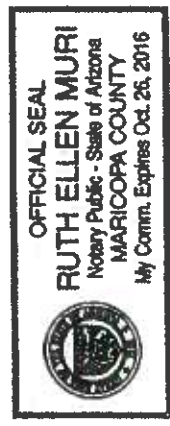


EXHIBIT "A"

PACIFIC PROPERTY

Lot 2-A Del Norte Plaza, Albuquerque, Bernalillo County, New Mexico as the same is shown and designated on the Plat thereof, filed in the office of the County Clerk of Bernalillo County, New Mexico on October 20, 2015 in Plat Book 2015C, Page 0126 and Document #2015091441.

EXHIBIT 'B'

LEVINE PROPERTY

Lot 3-A Del Norte Plaza, Albuquerque, Bernalillo County, New Mexico as the same is shown and designated on the Plat thereof, filed in the office of the County Clerk of Bernalillo County, New Mexico on October 20, 2015 in Plat Book 2015C. Page 0126 and Document #2015091441.

[SIGNATURES CONTINUED FROM PREVIOUS PAGE]

CFA:

CHICK-FIL-A, INC., a Georgia corporation

By: S. Tammy Pearson
Name: S. Tammy Pearson
Title: Vice President and Assistant General Counsel
Date: OCT. 27, 2015

By: Donna W. Kibben
Name: Donna W. Kibben
Title: Vice President of Risk Management
Date: OCT. 23, 2015

(CORPORATE SEAL)

STATE OF GEORGIA)
) SS:
COUNTY OF Fulton)

I, Tami B. Denney, a notary public in and for said County in the State aforesaid. DO
HEREBY CERTIFY THAT S. Tammy Pearson and Donna W. Kibben, the
VP & Asst. Gen. Counsel and VP, respectively, of Chick-fil-A, Inc., a Georgia
corporation, personally known to me to be the same persons whose names are subscribed to the foregoing
CROSS PARKING EASEMENT AGREEMENT, appeared before me this day in person and
acknowledged that they signed and delivered the said document on behalf of the corporation and as their
free and voluntary act, for the uses and purposes therein set forth.

GIVEN under my hand and seal, this 27th day of OCT., 2015.

Tami B. Denney

