



OFFICIAL NOTICE OF DECISION

CITY OF ALBUQUERQUE
PLANNING DEPARTMENT
DEVELOPMENT REVIEW BOARD

September 9, 2009

Project# 1007918

09DRB-70259 VACATION OF PUBLIC RIGHT-OF-WAY

WILSON AND COMPANY INC agent(s) for ALBUQUERQUE PUBLIC SCHOOLS request(s) the referenced/ above action(s) for WALTER STREET NE adjacent to Longfellow Elementary School located on the north side of DR MARTIN LUTHER KING AVE between EDITH BLVD NE and ELM ST NE. (J-14 & K-14)

At the September 9, 2009, Development Review Board meeting, the subject vacation request was approved as shown on Exhibit B in the Planning file per section 14-14-7-2(A)(1) and (B) (1), (2), (3) of the Subdivision Ordinance, based on the following Findings and subject to the following Conditions:

FINDINGS:

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

(B)(1) The public welfare is in no way served by retaining the right of way; the City of Albuquerque does not anticipate any need to utilize the existing right of way for public roadway purposes, based on the subject right of way being a cul de sac with only two adjoining institutional uses on both sides of the entire length of the vacated right of way.

(B)(2) There is a net benefit to the public welfare because the development made possible by the vacation is clearly more beneficial to the public welfare than the minor detriment resulting from the vacation based on the anticipated relief from vehicular congestion in this area, and based on the adjacent parcels having existing alternate access to public right of way.

(B)(3) Both adjoining property owners were present or represented at this hearing; after public testimony and clarification from the Development Review Board regarding maintaining of access through easements, there is no convincing evidence that any substantial property right is being abridged against the will of the owner of the right. Conditions that will be enforced at replat will provide appropriate and comparable access for all properties and shall be noted on the required replat. As such, this vacation abridges no substantial property right.

Project# 1007918

09DRB-70259 VACATION OF PUBLIC RIGHT-OF-WAY

PAGE 2 OF 2

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. Prior to approval of the replat, a Memorandum of Understanding or an agreement acceptable to the City Engineer must be completed and approved by the City Attorney, specifying the improvements, use and maintenance obligations of the parties for the vacated right of way, the terms of which shall be recited on and made a condition of the replat.

If you wish to appeal this decision, you must do so by September 24, 2009 in the manner described below.

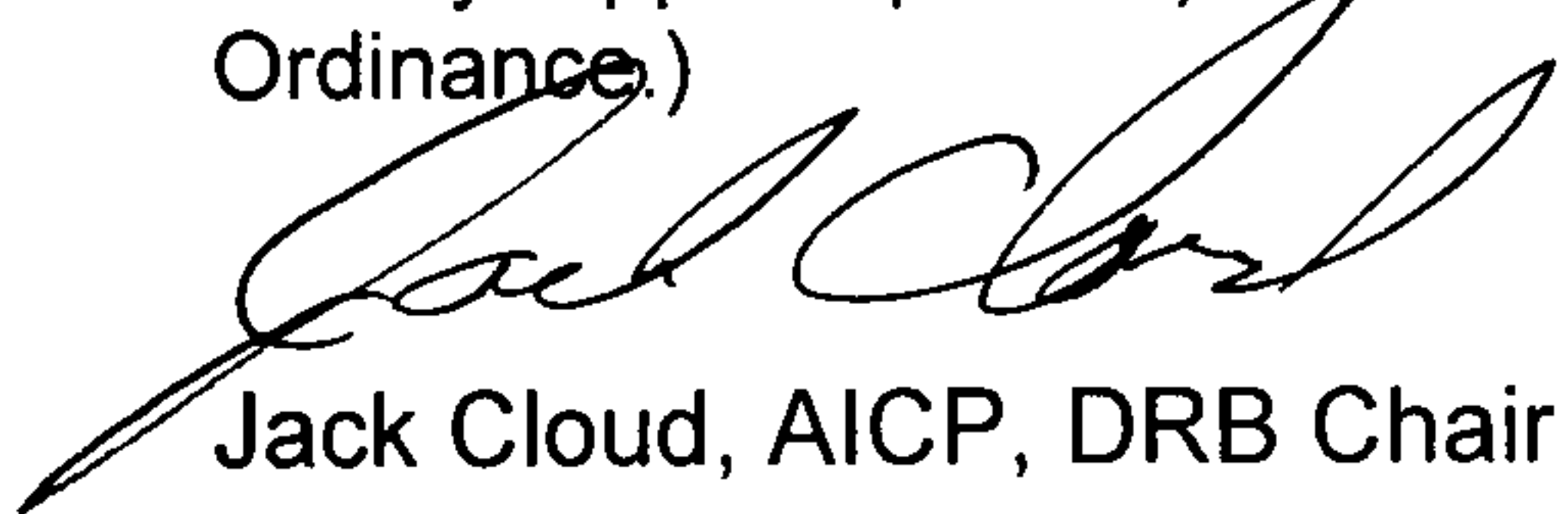
Appeal is to the Land Use Hearing Officer. Any person aggrieved with any determination of the Development Review Board may file an appeal on the Planning Department form, to the Planning Department, within 15 days of the Development Review Board's decision.

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.)



Jack Cloud, AICP, DRB Chair

Cc: Albuquerque Public Schools – P.O. Box 25704 – Albuquerque NM 87110

Cc: Wilson & Company – 4900 Lang Ave NE – Albuquerque, NM 87109

Cc: Frank Martinez – 501 Edith NE – Albuquerque, NM 87102

Cc: Robert Lucero – 201 3rd St NW – Albuquerque, NM 87102

Marilyn Maldonado

Scott Howell

File



**DEVELOPMENT REVIEW BOARD
AGENDA**

Plaza del Sol Hearing Room, Basement, Plaza del Sol Building

September 9, 2009 9:00 AM

MEMBERS:

Jack Cloud, AICP, DRB Chairman, Planning Department

Angela Gomez, Administrative Assistant

Kristal Metro, P.E., Transportation Development
Brad Bingham, P.E., Hydrology/ Alternate City Engineer

Roger Green, P.E., Albuquerque/ Bernalillo Co. WUA
Christina Sandoval, Parks/Municipal Development

CASES WHICH REQUIRE PUBLIC NOTIFICATION

MAJOR SUBDIVISIONS, VACATIONS, SIA EXTENSIONS AND SITE DEVELOPMENT PLANS

1. ~~Project# 1007918~~
09DRB-70259 VACATION OF PUBLIC
RIGHT-OF-WAY
09DRB-70286 SKETCH PLAT REVIEW
AND COMMENT
WILSON AND COMPANY INC agent(s) for
ALBUQUERQUE PUBLIC SCHOOLS request(s) the
referenced/ above action(s) for WALTER STREET NE
adjacent to Longfellow Elementary School located on the
north side of DR MARTIN LUTHER KING AVE between
EDITH BLVD NE and ELM ST NE. (J-14 & K-14)
**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. THE SKETCH PLAT WAS REVIEWED
AND COMMENTS WERE GIVEN.**
2. **Project# 1007948**
09DRB-70275 MAJOR – SITE
DEVELOPMENT PLAN FOR
BUILDING PERMIT
SCOTT ANDERSON agent(s) for HB CONSTRUCTION
request(s) the referenced/ above action(s) for all or a
portion of Lot(s) 30, Block 4, Tract A, Unt B, **NORTH
ALBUQUERQUE ACRES** zoned IP, located on the north
side of BEVERLY HILLSAVE NE between SAN
MATEO BLVD NE and the PAN AMERICAN
FREEWAY containing approximately .8864 acre(s). (B-
18)**DEFERRED TO 9/16/09 AT THE AGENT’S REQUEST.**

**SITE DEVELOPMENT PLANS (EPC FINAL SIGN-OFF) AMENDED PLANS AND
MASTER DEVELOPMENT PLANS (CITY COUNCIL FINAL SIGN-OFF)**

3. **Project# 1005243**
09DRB-70287 EPC APPROVED SDP
FOR BUILD PERMIT
ALEX HARRISON agent(s) for DION’S request(s) the
above action(s) for all or a portion of Lot(s) 5,
BROADSTONE TOWNE CENTER, zoned SU-1 FOR
C-2, located on TOWNE CENTER LN SE BETWEEN
GIBSON SE AND EASTERN SE containing
approximately 1.65 acre(s). (L-15) **THE SITE
DEVELOPMENT PLAN FOR BUILDING PERMIT WAS
APPROVED WITH FINAL SIGN-OFF DELEGATED TO
TRANSPORTATION TO ADDRESS WRITTEN
COMMENTS. 3 COPIES OF THE SITE PLAN MUST BE
PROVIDED TO PLANNING.**

CITY OF ALBUQUERQUE

PLANNING DEPARTMENT

September 9, 2009

DRB Comments

ITEM # 1

PROJECT # 1007918

APPLICATION # 09-70286

RE: Tract A, Longfellow Elementary School

Subject to approval of the requested vacation, it is likely that numerous easements will be needed (e.g. specific utility easements, reciprocal access and drainage easements, etc.), with Maintenance and Beneficiaries noted on the plat.

A Solar Note will be needed on the plat (consistent with Section 14-14-4-7 of the Subdivision Ordinance) which is specific to this type of request, i.e. use the words "THIS PLAT" (rather than the words "REQUESTED FINAL ACTION") at the beginning of the note, and do not use the words "OR SITE DEVELOPMENT PLAN FOR SUBDIVISION" at the end of the note.



Jack Cloud AICP, DRB Chairman

924-3880/ jcloud@cabq.gov



CITY OF ALBUQUERQUE
PLANNING DEPARTMENT
DEVELOPMENT REVIEW BOARD

September 9, 2009

Project# 1007918
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WILSON AND COMPANY INC agent(s) for ALBUQUERQUE PUBLIC SCHOOLS request(s) the referenced/ above action(s) for WALTER STREET NE adjacent to Longfellow Elementary School located on the north side of DR MARTIN LUTHER KING AVE between EDITH BLVD NE and ELM ST NE. (J-14 & K-14)

AMAFCA No comment.
COG No comment.
TRANSIT Adjacent and nearby routes Routes #12, Constitution route, #50, Airport-Downtown route, and #92, Taylor Ranch Express pass the near the site on Dr. Martin Luther King Ave. Adjacent bus stops Nearest bus stop located on Martin Luther King Blvd across from the Walter Street for east bound routes. Site plan requirements None Large site TDM suggestions None. Other information None.
ZONING ENFORCEMENT No comment.
NEIGHBORHOOD COORDINATION
APS Walter St NE, adjacent to Longfellow Elementary School located on the north side of Dr. Martin Luther King Ave between Edith Blvd NE and Elm St NE. Albuquerque Public Schools is requesting approval for the vacation of Walter St NE, the vacated right of way will remain a public easement and will be consolidated into lots 6 and 7.
POLICE DEPARTMENT No comment.
FIRE DEPARTMENT No comment.

<p>PNM ELECTRIC & GAS Vacation of public Right of Way: Approved but a public utility easement must be preserved for existing PNM facilities within the vacated road right of way.</p>
<p>COMCAST No comment.</p>
<p>QWEST See file for informational comment.</p>
<p>ENVIRONMENTAL HEALTH No comment.</p>
<p>M.R.G.C.D No Adverse Comments.</p>
<p>OPEN SPACE DIVISION Open Space has no adverse comments</p>
<p>CITY ENGINEER The Hydrology section has no objection to the vacation request but must retain a public storm drain easement where appropriate.</p>
<p>TRANSPORTATION DEVELOPMENT No objection to vacation request. Conditions of replat: A memorandum of understanding (MOU) must be completed and a copy provided for our files prior to final plat. Any conditions defined within the MOU must be complied with.</p>
<p>PARKS AND RECREATION No objection</p>
<p>ABCWUA No objection to Vacation request with the condition that vacated ROW be retained as a public water and sanitary sewer easement.</p>
<p>PLANNING DEPARTMENT Refer to comments from affected agencies plus any public hearing comments regarding proposed vacation.</p>

IT IS REQUIRED THAT THE APPLICANT AND/OR AGENT BE PRESENT AT THE HEARING

Cc:

DRB PUBLIC HEARING SIGN IN SHEETS

PROJECT #: 1007918 AGENDA# 1 DATE: 9/9/09

1. Name: Frank H. Luntz Address: 561 Edith NE Zip: 87102
2. Name: Robert Lucero Address: 201 3rd St NW Zip: 87102
3. Name: Frank Madison Address: 501 Edith Zip: _____
4. Name: _____ Address: _____ Zip: _____
5. Name: _____ Address: _____ Zip: _____
6. Name: _____ Address: _____ Zip: _____
7. Name: _____ Address: _____ Zip: _____
8. Name: _____ Address: _____ Zip: _____
9. Name: _____ Address: _____ Zip: _____
10. Name: _____ Address: _____ Zip: _____
11. Name: _____ Address: _____ Zip: _____
12. Name: _____ Address: _____ Zip: _____
13. Name: _____ Address: _____ Zip: _____
14. Name: _____ Address: _____ Zip: _____
15. Name: _____ Address: _____ Zip: _____
16. Name: _____ Address: _____ Zip: _____
17. Name: _____ Address: _____ Zip: _____

City of Albuquerque Planning Department

One Stop Shop – Development and Building Services

07/30/2009 Issued By: E08375



Permit Number: 2009 070 259

Category Code 910

Application Number: 09DRB-70259, Vacation Of Public Right-Of-Way

Address:

Location Description: OFF DR MARTIN LUTHER KING BETWEEN EDITH AND ELM

Project Number: 1007918

Applicant
Albuquerque Public Schools

Po Box 25704
Albuquerque NM 87125
880-3700

Agent / Contact
Wilson And Company Inc
Robert S Madlake
4900 Lang Ave Ne
Albuquerque NM 87109

rsmadlake@wilsonco.com

Application Fees

441018/4971000	Public Notification	\$75.00
441032/3424000	Conflict Mgmt Fee	\$20.00
441006/4983000	DRB Actions	\$300.00
TOTAL:		\$395.00

City of Albuquerque
Treasury Division

7/30/2009 11:21AM LOS: AMY
 BOX 000 TRANCH 0018
 RECEIPT# 00100376-00100376
 PERMIT# 2009070259 TRF09C
 Trans Amt 395.00
 DR Fee 75.00
 Conflict Manag. Fee 20.00
 DRB Actions 300.00
 DR 300.00
 CA 100.00
 CHANGE 125.00

**CITY OF ALBUQUERQUE
PLANNING DEPARTMENT
PROPERTY OWNERSHIP LIST**

Meeting Date: September 9, 2009
Zone Atlas Page: J-14 & K-14
Notification Radius: 100 Ft.

Project# 1007918
App# 09DRB-70259

Cross Reference and Location: MARTIN LUTHER KING & WALKER ST BETWEEN
EDITH AND WALKER

Applicant: ALBUQUERQUE PUBLIC SCHOOLS
PO BOX 25704
ALBUQUERQUE, NM 87113

Agent: WILSON & CO
4900 LANO AVE NE
ALBUQUERQUE, NM 87109

Special Instructions:

**Notice must be mailed from the
City's 15 day's prior to the meeting.**

Date Mailed: AUGUST 21, 2009
Signature: ERIN TREMLIN

REC	UPC CODE	OWNER	OWNER ADDRESS	OWNER CITY	OWNER STATE	OWNER ZIP CODE	PROPERTY CLASS	TAX DISTRICT	LEGAL	ACRES
1	1014 0585 1002 4407 25	ALLEN G MATTHEW & RENEE L	PO BOX 3131	MILAN	NM	87021	R	A1A	* 19 VILLA DE SAN MARTIN BEING A REPL OF MARTINEZ TOWN PLAN(PHASE 15 PARCEL 5)	0.0 52 76 77 6
2	1014 0585 2900 4406 10	CITY OF ALBUQUERQUE	PO BOX 1293	ALBUQUERQUE	NM	87103	V	A1A	PARCEL 6 PLAT OF MARTINEZTOWN PLAT PHASE 16, PARCEL 6CONT .9991 AC	0.9 27 26 56 1
3	1014 0574 8952 6141 02	BOARD OF EDUCATION	PO BOX 25704	ALBUQUERQUE	NM	87125	V	A1A	007BELVIDERE ADD ALL BLK 7 LONGFELLOW SCHOOL	1.8 80 34 96 1
4	1014 0574 5146 0131 05	GALLEGOS THOMAS A & DIANE B	PO BOX 10066	ALBUQUERQUE	NM	87184	R	A1A	* 004 003BELVIDERE ADD	0.2 03 85 8
5	1014 0584 6403 3413 23	MARTINEZ RICHARD S & CLARA C TRUSTEES MARTINEZ RVT	601 EDIT H BLVD NE	ALBUQUERQUE	NM	87102	C	A1A	LTS 1 THRU 5 BLK 7 BYATINA ADDN & MRGCD MAP 37 TR 239 CONT 13,600 SQ FT	0.3 79 74 26 1
6	1014 0585 3302 4407 07	LIS-EM LTD CO	525 ROMA AVE NE	ALBUQUERQUE	NM	87102	R	A1A	*32- B VILLA DE SAN MARTIN REPL A POR OF TR "A" LOTS 15 & 23 THRU 45 15-A & 23-A THRU 45-A	0.0 52 79 39 6
7	1014 0585 0703 5407 17	VILLA DE SAN MARTIN HOME ASSOC	PO BOX 25681	ALBUQUERQUE	NM	87125	V	A1A	ALL COMMON AREAS IN VILLA DE SAN MARTIN WHICH ARE TRACTA TOGETHER WITH LOTS 1-A THRU 14-A & 16-A THRU 22-A VILLA DESAN MARTIN (BEING A REPLAT OF MARTINEZ TOWN PLAN PHASE 15)	0.7 88 02 78
8	1014 0585 1602 3407 18	PETERPAUL CLEMENT & JERUSA & ANN PETERPAUL & CLAUDIA PETERPAUL	307 RIO GRANDE SW	ALBUQUERQUE	NM	87104	R	A1A	* 22 VILLA DE SAN MARTIN BEING A REPL OF MARTINEZ TOWN PLAN(PHASE 15 PARCEL 5)	0.0 51 81 24 1
9	1014 0585 5404 6407 72	OSWALD CREIGHTON M SR & LINDA L TRUSTEES OSWALD RVT	3205 EMBUDITOR NE	ALBUQUERQUE	NM	87111	R	A1A	*36- B VILLA DE SAN MARTIN REPL A POR OF TR "A" LOTS 15 & 23 THRU 45 15-A & 23-A THRU 45-A	0.0 53 46 71 5
10	1014 0574 5546 8131 07	CITY OF ALBUQUERQUE REAL ESTATE OFFICE	PO BOX 1293	ALBUQUERQUE	NM	87103	V	A1A	SE POR OF LOT 2 BLK 3 BELVIDERE ADDITION	0.0 07 88 30 1
11	1014 0574 5750 1137 07	ROBINSON ERIC C & T ANDUKAR-ROBINSON REETU	413 EDIT H BLVD NE	ALBUQUERQUE	NM	87102	R	A1A	*5 MARTINEZTOWN PLAT PHASE 1 REPL OF LOTS 1 THRU 4 & 7 & 8 BLK 4 SUPPLEMENTAL	0.1 54 76 3
12	1014 0584	MARTINEZ BENITO & L AURA VILLEDA	1249 NORTH KEY	BURBAN	CA	9150	R	A1	* 8 VILLA DE SAN MARTIN BEING A REPL OF MARTINEZ TOWN PLAN (PHASE 15 PARCEL 5)	0.0 59

	9002 6407 34		STONE S T	K		6		A		84 59 5
1 3	1014 0574 5146 5131 06	JOHNSON DONALD WH ITNEY	315 EDIT H BLVD NE	ALB UQU ERQ UE	N M	87 10 2	R	A 1 A	* 003 003BELVIDERE ADD	0.1 28 91 52 7
1 4	1014 0585 5502 5407 84	PRATT SALLY R & WILL IAM B	515 GRE EN ACR ES	BOS QUE FA RMS	N M	87 06 8	R	A 1 A	*42- B VILLA DE SAN MARTIN REPL A POR OF TR"A" LT S 15 & 23 THRU 45 15-A & 23-A TH U 45-A	0.0 46 51 80 3
1 5	1014 0585 1402 4407 21	JP INVESTMENTS LLC	7420 CH ACO RD NE	ALB UQU ERQ UE	N M	87 10 9	R	A 1 A	* 21 VILLA DE SAN MARTIN BEING A REPL OF MA RTINEZ TOWN PLAN(PHASE 15 PARCEL 5)	0 0 54 09 06
1 6	1015 0580 1904 9307 07	VISCOLI SERGIO J	700 DON CIPIANO CT NE	ALB UQU ERQ UE	N M	87 10 2	R	A 1 A	*7 IN MARTINEZTOWN PLAN PHASE 3	0.1 28 81 06 1
1 7	1015 0570 3644 2220 07	FIRST PRESBYTERIAN CHURCH	215 LOC UST NE	ALB UQU ERQ UE	N M	87 10 2	V	A 1 A	TR B PLAT SHOWING TRS A B & C BLK 45 HUNNIN GS HIGHLAND ADDNCONT 13,565 SQ FT +-	0.3 10 44 73 8
1 8	1014 0585 5401 7407 91	PRINE KELLI & CHRIS NATER	601 HIG HT ST N E	ALB UQU ERQ UE	N M	87 10 2	R	A 1 A	*45- B VILLA DE SAN MARTIN REPL A POR OF TR"A" LT S 15 & 23 THRU 45 15-A & 23-A TH U 45-A	0 0 41 55 83
1 9	1015 0580 7202 2308 04	HEART HOSPITAL OF N M LLC C/O PROPERTY VALUATION SERVICES	PO BOX 25234	OVE RLA ND PAR K	K S	66 22 5	C	A 1 A	TR 2B-2 PLAT OF TRS 2B-1 AND 2B- 2 ST JOSEPH HOSPITALCOMPLEX A REPLAT OF TR 2B ST. JOSEPH HOSPITAL COMPLEXCONT 4.8 929 AC	4.8 95 73 12 3
2 0	1014 0584 9103 5407 41	RUEBUSH A LANELLE	608 EDIT H NE	ALB UQU ERQ UE	N M	87 10 2	R	A 1 A	* 5 VILLA DE SAN MARTIN BEING A REPL OF MAR TINEZ TOWN PLAN (PHASE 15 PARCEL 5)	0 0 47 81 53 3
2 1	1014 0575 2244 5126 09	VANDIVER MICHAEL K & LYDIA L	PO BOX 1601	TIJE RAS	N M	87 05 9	R	A 1 A	* 003 024HUNINGS HIGHLAND ADD	0 1 75 79 80 1
2 2	1014 0575 0744 8126 13	ST JOSEPH HEALTHCA RE CORP C/O PROPER TY VALUATION SERVIC ES	14400 M ETCALF AVE	OVE RLA ND	K S	66 22 3	V	A 1 A	SO 35FT OF LOT 12 & ALLL LOTS 13 THRU 15 BLK 24 HUNINGS HIGHLAND ADD	0 5 86 00 21 3
2 3	1014 0584 9103 2407 38	ARAGON JUDITH A	606 EDIT H NE	ALB UQU ERQ UE	N M	87 10 2	R	A 1 A	* 6 VILLA DE SAN MARTIN BEING A REPL OF MAR TINEZ TOWN PLAN (PHASE 15 PARCEL 5)	0.0 46 94 92 9
2 4	1014 0584 6801 6413 21	MARTINEZ RICHARD S & CLARA C TRUSTEES MARTINEZ RVT	601 EDIT H BLVD NE	ALB UQU ERQ UE	N M	87 10 2	R	A 1 A	* 028 PHASE 10 PARCEL 15 MARTINEZTOWN PLA N CONT 8,480 SQ.FT.	0.1 89 87 27 8
2 5	1014 0585 0802 5407	WILTZ JOSEPH B & MA RY ALICE PILAFIAN	9280 83 ST SW	MIA MI	F L	33 17 3	R	A 1 A	* 18 VILLA DE SAN MARTIN BEING A REPL OF MA RTINEZ TOWN PLAN(PHASE 15 PARCEL 5)	0.0 55 22 63

9	0585 0302 7407 30	ERESA BRITO- ASENAP & VICTORIA L PRUITT	A AVE N E	UQU ERQ UE	M	10 2		1 A	RTINEZ TOWN PLAN(PHASE 15 PARCEL 5)	56 42 02
4 0	1014 0585 5402 2407 87	OSWALD CREIGHTON M SR & LINDA L TRUST EES OSWALD SR RVT	3205 EM BUDITO DR NE	ALB UQU ERQ UE	N M	87 11 1	R	A 1 A	LT 43- B VILLA DE SAN MARTIN REPL A POR OF TR "A" L TS 15 & 23 THRU 45 15-A 23-A THRU 45-A	0 0 45 47 88 4
4 1	1014 0585 5703 6407 79	WOODSON BARBARA C	615 HIG H ST NE	ALB UQU ERQ UE	N M	87 10 2	R	A 1 A	*39- B VILLA DE SAN MARTIN REPL A POR OF TR "A" LT S 15 & 23 THRU 45 15-A & 23-A TH U 45-A	0 0 46 31 21 9
4 2	1014 0585 2902 4407 11	MAYNARD STEPHEN R	521 ROM A NE UNI T 30-B	ALB UQU ERQ UE	N M	87 10 2	R	A 1 A	*30- B VILLA DE SAN MARTIN REPL A POR OF TR "A" L TS 15 & 23 THRU 45 15-A & 23-A THRU 45-A	0.0 57 80 35 9
4 3	1014 0584 8902 2407 33	BUSTOS ROBERT O	600 EDIT H BLV N E	ALB UQU ERQ UE	N M	87 10 2	R	A 1 A	* 9 VILLA DE SAN MARTIN BEING A REPL OF MAR TINEZ TOWN PLAN (PHASE 15 PARCEL 5)	0 0 76 12 70 9
4 4	1015 0570 6142 5221 20	FIRST PRESBYTERIAN CHURCH	215 LOC UST NE	ALB UQU ERQ UE	N M	87 10 2	C	A 1 A	LT 12-A BLK 24 PLAT OF LT 12- A BLK 24 BROWNWELL ANDLAIL'S HIGHLAND ADD 'N CONT 3 5486 AC	3.6 81 35 40 8
4 5	1014 0585 3102 4407 10	BAUMGARTEL THOMA S EDWARD	523 ROM A AVE N E	ALB UQU ERQ UE	N M	87 10 2	R	A 1 A	*31- B VILLA DE SAN MARTIN REPL "A" POR OF TR A L TS 15 & 23 THRU 45 15-A & 23-A THRU 45-A	0 0 57 14 32 3
4 6	1014 0574 7045 6125 10	FIRST NATL BANK/CITY OF ALBUQUERQUE BA NK OF THE WEST BR 2 81	1450 TR EAT BLV D NC T RE 02 G	WAL NUT CR EEK	C A	94 59 7	C	A 1 A	PARCEL A-1A REPLAT OF PARCEL A-1 A- 2 & B OF BLK 23 HUNINGS HIGHLAND ADDN	0.6 69 16 31 1
4 7	1015 0580 6805 8308 06	AHS ABQ REGIONAL M EDICAL CENTER LLC % KINDRED HEALTHCAR E INC-TAX DEP #4664	680 SOU TH FOU RTH ST	LOU ISVI LLE	K Y	40 20 2	C	A 1 A	TRACT 2C PLAT OF TRACTS 1A, 2A, 2B & 2C ST J OSEPH HOSPITALCOMPLEX CONT 3.2820 AC	3.2 47 02 08 2
4 8	1014 0585 5504 3407 75	EMSING JAMES E & TO RRES DONNA	PO BOX 1254	TIJE RAS	N M	87 05 9	R	A 1 A	*37- B VILLA DE SAN MARTIN REPL A POR OF TR "A" LT S 15 & 23 THRU 45 15-A & 23-A TH U 45-A	0.0 53 79 04 3
4 9	1015 0580 6100 1308 11	HEART OFFICE BUILDI NG LLC C/O WI CORP A TTN. MR JOHN A WES TMAN	PO BOX 1220	COR RAL ES	N M	87 04 8	C	A 1 A	TR 2B-1 PLAT OF TRS 2B-1 AND 2B- 2 ST. JOSEPH HOSPITALCOMPLEX A REPLAT OF TR 2B ST. JOSEPH HOSPITAL COMPLEXCONT 2.3 335 AC	2 3 29 07 01 6
5 0	1014 0585 2702 4407 14	WOODS EDWARD G	2748 NW QUIMBY ST	POR TLA ND	O R	97 21 0	R	A 1 A	*29- B VILLA DE SAN MARTIN REPL A POR OF TR "A" L TS 15 & 23 THRU 45 15-A & 23-A T RU 45-A	0.0 53 81 02 3
5 1	1014 0585 3503 5407 92	VILLA DE SAN MARTIN HOME ASSOC	PO BOX 25681	ALB UQU ERQ UE	N M	87 12 5	V	A 1 A	ALL COMMON AREAS IN VILLA DE SAN MARTIN W HIGH ARE TRACTB TOGETHER WITH LOTS 15- C AND LOTS 23-C THRU 45- C VILLA DESAN MARTIN (BEING A REPLAT OF MA RTINEZ TOWN PLAN PHASE 15	1.0 31 20 76 5
5 2	1014 0584 6500	MARTINEZ JOSEPH A	509 EDIT H NE	ALB UQU ERQ	N M	87 10 2	R	A 1 A	* 030 PHASE 10 PARCEL 15 MARTINEZTOWN PLA N CONT 8,496 SQ.FT.	0 1 78 65

	4413 19			UE								50 3
5 3	1014 0584 8200 5406 11	BOARD OF EDUCATIO N	PO BOX 25704	ALB UQU ERQ UE	N M	87 12 5	V	A 1 A			TRACT 234 MAP 37	0 1 42 34 74 6
5 4	1014 0585 5603 9407 76	SUOZZI PAUL J	617 HIG H ST NE	ALB UQU ERQ UE	N M	87 10 2	R	A 1 A			*38- B VILLA DE SAN MARTIN REPL A POR OF TR"A" LT S 15 &23 THRU 45 15-A & 23-A TH U 45-A	0.0 47 86 02 7
5 5	1014 0575 0946 0126 12	AHS ABQ REGIONAL M EDICAL CENTER LLC % PROPERTY VALUATIO N SERVICES	14400 M ETCALF AVE	OVE RLA ND PAR K	K S	66 22 3	V	A 1 A			*11- A LAND DIVISION PLAT SHOWING VACATED POR TIONS OF LOTS 1 & 11 BLOCK 24 & VACA	0.1 48 54 48
5 6	1014 0574 6050 9137 08	MARTINEZ JESUS M ET UX	417 EDIT H NE	ALB UQU ERQ UE	N M	87 10 2	R	A 1 A			*4 OF MARTINEZTOWN PLAN PHASE 1 REPL OF L OTS 1 THRU 4 & 7 &8 BLK 4 SUPPLEMEN	0.1 64 05 58 7
5 7	1014 0575 2345 4126 11	AHS ABQ REGIONAL M EDICAL CENTER LLC % PROPERTY VALUATIO N SERVICES	14400 M ETCALF AVE	OVE RLA ND PAR K	K S	66 22 3	V	A 1 A			*1- A LAND DIVISION PLAT SHOWING VACATED POR TION OF LOTS 1 &11 BLOCK 24 & VACAT	0.1 20 58 55 5
5 8	1015 0580 2105 5307 06	GRIEGO LUIS	7720 EL CONDE NE	ALB UQU ERQ UE	N M	87 11 0	R	A 1 A			*8 IN MARTINEZTOWN PLAN PHASE 3	0 1 40 74 21 6
5 9	1014 0584 6701 0413 20	MARTINEZ DANNY N & MARLORENE	515 EDIT H NE	ALB UQU ERQ UE	N M	87 10 2	R	A 1 A			* 029 PHASE 10 PARCEL 15 MARTINEZTOWN PLA N CONT 8,488 SQ.FT.	0.1 89 47 16 6
6 0	1014 0575 2244 9126 10	LOPEZ VICTOR S & AN TOINETTE SEDILLO LO PEZ	622 GRA CELAND DR SE	ALB UQU ERQ UE	N M	87 10 8	R	A 1 A			* 002 024HUNINGS HIGHLAND ADD	0.1 47 91 78 6
6 1	1014 0585 0502 5407 29	CUTTER ANDREA S & DAVID ALFRED MAJOR	503 ROM A AVE N E	ALB UQU ERQ UE	N M	87 10 2	R	A 1 A			* 17 VILLA DE SAN MARTIN BEING A REPL OF MA RTINEZ TOWN PLAN(PHASE 15 PARCEL 5)	0.0 53 51 89 3
6 2	1014 0584 6302 7413 22	CITY OF ALBUQUERQU E	PO BOX 1293	ALB UQU ERQ UE	N M	87 10 3	C	A 1 A			PEDESTRIAN WALK (AKA MRGCD MAP 37 PORT O F TR 230)	0.1 14 87 75 1
6 3	1015 0570 1944 0220 08	SPENCER INVESTMEN T CO INC C/O CPAC	239 ELM ST NE	ALB UQU ERQ UE	N M	87 10 2	C	A 1 A			TR A PLAT SHOWING TRS A B & C BLK 45 HUNNIN GS HIGHLAND ADDNCONT 42,123 SQ FT +-	0.9 67 13 70 6
6 4	1014 0574 8644 4125 08	1ST NATL BANK C/O B ANK OF THE WEST CT RLS DEPT TAX SECTIO N M/S NC-TRE-02-G	1450 TR EAT BLV D	WAL NUT CR EEK	C A	94 59 7	C	A 1 A			PARCEL A-2- A REPLAT PARCEL A1 A2 & B OF BLK 23 HUNINGS HIGHLAND ADDN	0.6 41 10 52 2
6 5	1014 0585 5501 9407 88	FISHER BUFORD D	603 HIG H ST NE	ALB UQU ERQ UE	N M	87 10 2	R	A 1 A			*44- B VILLA DE SAN MARTIN REPL A POR OF TR"A" LT S 15 &23 THRU 45 15-A & 23-A TH U 45-A	0 0 45 64 17 2

66	1014 0574 8649 4138 04	BOARD OF EDUCATION	PO BOX 25704	ALB UQU ERQ UE	N M	87 12 5	C	A 1 A	ALL OF BLK 6 EXC THE PORTS OUT TO R/W BELVIDERE ADDN CONT 2.8200 AC M/L OR 122,839 SQ FT M/L	26 12 94 35 5
67	1014 0574 6552 8140 05	MARTINEZ FRANK H & LINDA M	501 EDIT H BLVD NE	ALB UQU ERQ UE	N M	87 10 2	R	A 1 A	PARCEL 16 PHASE II MARTINEZ TOWN PLAN CONT 8.932 SQ.FT	02 14 97 01 2
68	1015 0570 4547 1239 20	AHS ALBUQUERQUE REGIONAL MEDICAL CENTER % PROPERTY VALUATION SERVICES	14400 M ETCALF AVE	OVE RLA ND PAR K	K S	66 22 3	C	A 1 A	TRACT 1A PLAT OF TRACTS 1A, 2A, 2B & 2C ST. JOSEPH HOSPITALCOMPLEX CONT 11.9800 AC	12 07 69 80 1
69	1014 0574 5548 6137 04	FIBER FREDERICK & LAINE M RVT	401 EDIT H NE	ALB UQU ERQ UE	N M	87 10 2	C	A 1 A	LTS 5 & 6A BLK 4 PLAT OF LANDS OF HAROLD BROOKS COMPRISINGLT 6 BLK 4 BELVIDERE ADDN TOGETHER WITH ADJACENT VAC PORTOF GRAND AVE BELVIDERE ADDN CONT .4541 AC	0.4 75 27 69
70	1014 0585 3902 1407 02	HOGELAND ANISSA J	1232 WE STERN MEADO WS RD N W	ALB UQU ERQ UE	N M	87 11 4	R	A 1 A	*35- B VILLA DE SAN MARTIN REPL A POR OF TR "A" LOTS 15 & 23 THRU 45 15-A & 23-A THRU 45-A	0.0 53 11 10 6
71	1014 0585 5502 8407 83	MASCARENAS CARMEN F	609 HIGH ST NE	ALB UQU ERQ UE	N M	87 10 2	R	A 1 A	*41- B VILLA DE SAN MARTIN REPL A POR OF TR"A" LOTS 15 & 23 THRU 45 15-A & 23-A TH U 45-A	00 44 01 03 8

OR CURRENT RESIDENT
101405748644412508
1ST NATL BANK C/O BANK OF THE WEST
CTRLS DEPT TAX SECTION M/S NC-TRE-
02-G
1450 TREAT BLVD
WALNUT CREEK, CA 94597

OR CURRENT RESIDENT
101405849103240738
ARAGON JUDITH A
606 EDITH NE
ALBUQUERQUE, NM 87102

OR CURRENT RESIDENT
101405853102440710
BAUMGARTEL THOMAS EDWARD
523 ROMA AVE NE
ALBUQUERQUE, NM 87102

OR CURRENT RESIDENT
101405850502540729
CUTTER ANDREA S & DAVID ALFRED
MAJOR
503 ROMA AVE NE
ALBUQUERQUE, NM 87102

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101405745749613706
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& MARGARET D
616 ARNO ST NE
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101505703644222007
FIRST PRESBYTERIAN CHURCH
215 LOCUST NE
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OR CURRENT RESIDENT
101505802105530706
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ALBUQUERQUE, NM 87110

OR CURRENT RESIDENT
101405853902140702
HOGELAND ANISSA J
1232 WESTERN MEADOWS RD NW
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101405851202440722
LANDGRAF WILLIAM P
7120 TREE LINE AVE NW
ALBUQUERQUE, NM 87114

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101405745451013709
MARTINEZ AURELIA LAURA
8514 FLOWER PL NE
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LLC KINDRED HEALTHCARE INC-TAX DEP
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ASENAP & VICTORIA L PRUITT
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101405855703340780
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315 EDITH BLVD NE
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101405853302440707
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101405849002640734
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VILLEDA
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BURBANK, CA 91506

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PO BOX 3131
MILAN, NM 87021

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FIRST NATL BANK/CITY OF
ALBUQUERQUE BANK OF THE WEST BR
281
1450 TREAT BLVD NC TRE 02 G
WALNUT CREEK, CA 94597

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JP INVESTMENTS LLC
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ALBUQUERQUE, NM 87109

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101405752244912610
LOPEZ VICTOR S & ANTOINETTE
SEDILLO LOPEZ
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101405846701041320
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101405746552814005
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101405846403341323
MARTINEZ RICHARD S & CLARA C
TRUSTEES MARTINEZ RVT
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ALBUQUERQUE, NM 87102

OR CURRENT RESIDENT
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MIRANDA PRISCILLA & ROSEMARY
M LAETARE
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101405855502540784
PRATT SALLY R & WILLIAM B
515 GREEN ACRES
BOSQUE FARMS, NM 87068

OR CURRENT RESIDENT
101405745750113707
ROBINSON ERIC C & TANDUKAR-
ROBINSON REETU
413 EDITH BLVD NE
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OR CURRENT RESIDENT
101505701944022008
SPENCER INVESTMENT CO INC C/O
CPAC
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OR CURRENT RESIDENT
101405752244512609
VANDIVER MICHAEL K & LYDIA L
PO BOX 1601
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OR CURRENT RESIDENT
101505801904930707
VISCOLI SERGIO J
700 DON CIPIANO CT NE
ALBUQUERQUE, NM 87102

OR CURRENT RESIDENT
101405852702440714
WOODS EDWARD G
2748 NW QUIMBY ST
PORTLAND, OR 97210

Project# 1007918
ALBUQUERQUE PUBLIC SCHOOLS
PO BOX 25704
ALBUQUERQUE, NM 87125

OR CURRENT RESIDENT
101405746050913708
MARTINEZ JESUS M ETUX
417 EDITH NE
ALBUQUERQUE, NM 87102

OR CURRENT RESIDENT
101405855502840783
MASCARENAS CARMEN F
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ALBUQUERQUE, NM 87102

OR CURRENT RESIDENT
101405855404640772
OSWALD CREIGHTON M SR & LINDA
L TRUSTEES OSWALD RVT
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OR CURRENT RESIDENT
101405853702340703
PRINE BARBARA
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OR CURRENT RESIDENT
101405849103540741
RUEBUSH A LANELLE
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101405750744812613
ST JOSEPH HEALTHCARE CORP C/O
PROPERTY VALUATION SERVICES
14400 METCALF AVE
OVERLAND, KS 66223

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101405850703540717
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WILTZ JOSEPH B & MARY ALICE
PILAFIAN
9280 83 ST SW
MIAMI, FL 33173

OR CURRENT RESIDENT
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WOODSON BARBARA C
615 HIGH ST NE
ALBUQUERQUE, NM 87102

Project# 1007918
AMBERLEY PYLES
Huning Highland Historic District Assoc.
306 EDITH BLVD SE
ALBUQUERQUE, NM 87102

OR CURRENT RESIDENT
101405846500441319
MARTINEZ JOSEPH A
509 EDITH NE
ALBUQUERQUE, NM 87102

OR CURRENT RESIDENT
101405852902440711
MAYNARD STEPHEN R
521 ROMA NE UNIT 30-B
ALBUQUERQUE, NM 87102

OR CURRENT RESIDENT
101405851602340718
PETERPAUL CLEMENT & JERUSA & ANN
PETERPAUL & CLAUDIA PETERPAUL
307 RIO GRANDE SW
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OR CURRENT RESIDENT
101405855401740791
PRINE KELLI & CHRIS NATER
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101405849002940737
SCHMID ELIZABETH M
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ALBUQUERQUE, NM 87102

OR CURRENT RESIDENT
101405855603940776
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PILAFIAN
9280 83 ST SW
MIAMI, FL 33173

Project# 1007918
WILSON & CO.
4900 LANO AVE NE
ALBUQUERQUE, NM 87109

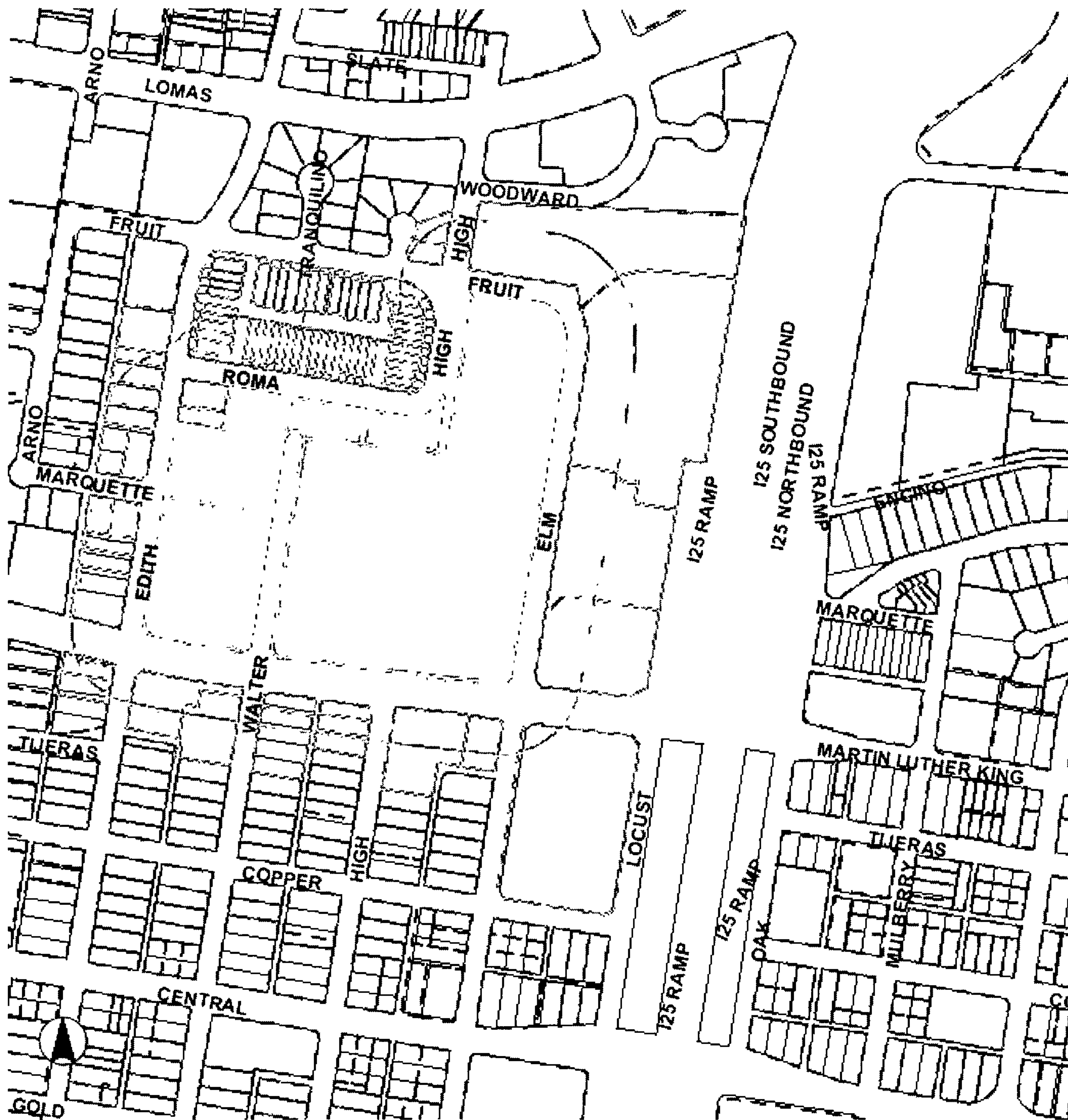
Project# 1007918
JOAQUIN GAROFALO
Huning Highland Historic District Assoc.
124 ARNO SE
ALBUQUERQUE, NM 87102

Project# 1007918
JESS R MARTINEZ
Citizens Info. Comm. of Martineztown
501 EDITH BLVD NE
ALBUQUERQUE, NM 87102

Project# 1007918
FRANK H MARTINEZ
Citizens Info. Comm. of Martineztown
501 EDITH BLVD NE
ALBUQUERQUE, NM

Project# 1007918
ROB DICKSON
Broadway Central Corridors Partnership,
Inc
301 CENTRAL AVE NE #313
ALBUQUERQUE, NM 87102

Project# 1007918
TERRY KEENE
Broadway Central Corridors Partnership,
Inc
424 CENTRAL AVE
ALBUQUERQUE, NM 87102





OFFICIAL NOTICE OF DECISION

CITY OF ALBUQUERQUE
PLANNING DEPARTMENT
DEVELOPMENT REVIEW BOARD

September 9, 2009

Project# 1007918

09DRB-70259 VACATION OF PUBLIC RIGHT-OF-WAY

WILSON AND COMPANY INC agent(s) for ALBUQUERQUE PUBLIC SCHOOLS request(s) the referenced/ above action(s) for WALTER STREET NE adjacent to Longfellow Elementary School located on the north side of DR MARTIN LUTHER KING AVE between EDITH BLVD NE and ELM ST NE. (J-14 & K-14)

At the September 9, 2009, Development Review Board meeting, the subject vacation request was approved as shown on Exhibit B in the Planning file per section 14-14-7-2(A)(1) and (B) (1), (2), (3) of the Subdivision Ordinance, based on the following Findings and subject to the following Conditions:

FINDINGS:

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

(B)(1) The public welfare is in no way served by retaining the right of way; the City of Albuquerque does not anticipate any need to utilize the existing right of way for public roadway purposes, based on the subject right of way being a cul de sac with only two adjoining institutional uses on both sides of the entire length of the vacated right of way.

(B)(2) There is a net benefit to the public welfare because the development made possible by the vacation is clearly more beneficial to the public welfare than the minor detriment resulting from the vacation based on the anticipated relief from vehicular congestion in this area, and based on the adjacent parcels having existing alternate access to public right of way.

(B)(3) Both adjoining property owners were present or represented at this hearing; after public testimony and clarification from the Development Review Board regarding maintaining of access through easements, there is no convincing evidence that any substantial property right is being abridged against the will of the owner of the right. Conditions that will be enforced at replat will provide appropriate and comparable access for all properties and shall be noted on the required replat. As such, this vacation abridges no substantial property right.

Project# 1007918

09DRB-70259 VACATION OF PUBLIC RIGHT-OF-WAY

PAGE 2 OF 2

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. Prior to approval of the replat, a Memorandum of Understanding or an agreement acceptable to the City Engineer must be completed and approved by the City Attorney, specifying the improvements, use and maintenance obligations of the parties for the vacated right of way, the terms of which shall be recited on and made a condition of the replat.

If you wish to appeal this decision, you must do so by September 24, 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.)



Jack Cloud, AICP, DRB Chair

Cc: Albuquerque Public Schools – P.O. Box 25704 – Albuquerque NM 87110

Cc: Wilson & Company – 4900 Lang Ave NE – Albuquerque, NM 87109

Cc: Frank Martinez – 501 Edith NE – Albuquerque, NM 87102

Cc: Robert Lucero – 201 3rd St NW – Albuquerque, NM 87102

Marilyn Maldonado

Scott Howell

File

PLANNING DEPARTMENT
DEVELOPMENT AND BUILDING SERVICES
TRANSPORTATION SECTION

DEVELOPMENT REVIEW BOARD – SPEED MEMO

DRB CASE NO: 1007918

AGENDA ITEM NO: 1

SUBJECT:

SKETCH PLAT
VACATION OF PUBLIC RIGHT-OF-WAY

ENGINEERING COMMENTS:

No objection to vacation request.

Conditions of replat:

- A memorandum of understanding (MOU) or **A SATISFACTORY AGREEMENT** must be completed and a copy provided for our files prior to final plat. Any conditions defined within the MOU must be complied with. **ADEQUATE EASEMENTS MUST BE PROVIDED. MOU SHALL BE PART OF THE PLAT (detailed) NOTES.**

Sketch Plat Comments:

- Provide an exhibit showing the location of sidewalk and defining the distance from face of curb to the property line. Right of way dedication may be required.
- Per the *Development Process Manual*, Table 23.3.3, the right of way at the intersection of a principal arterial roadway and a local roadway requires a radius of 30 feet (applies to intersection of Dr. Martin Luther King Jr. Ave and Edith Blvd).
- Per the *Development Process Manual*, Table 23.3.3, the right of way at the intersection of two local roadways requires a radius of 20 feet (applies to intersection of Edith Blvd and Roma Blvd).

RESOLUTION:

APPROVED ; DENIED ___; DEFERRED ___; COMMENTS PROVIDED ___; WITHDRAWN ___

DELEGATED: (SEC-PLN) (SP-SUB) (SP-BP) (FP) TO: (UD) (CE) (TRANS) (PRKS) (PLNG)

DELEGATED: (SEC-PLN) (SP-SUB) (SP-BP) (FP) TO: (UD) (CE) (TRANS) (PRKS) (PLNG)

SIGNED:

Kristal D. Metro
Transportation Development

505-924-3991

DATE: SEPTEMBER 9, 2009

CITY OF ALBUQUERQUE



CITY OF ALBUQUERQUE PLANNING DEPARTMENT HYDROLOGY DEVELOPMENT SECTION

DEVELOPMENT REVIEW BOARD--SPEED MEMO

DRB CASE NO/PROJECT NO: 1007918

AGENDA ITEM NO: 1

SUBJECT:

Vacation
sketch plat

ACTION REQUESTED:

REV/CMT:() APP:(x) SIGN-OFF:() EXTN:() AMEND:()

PO Box 1293

ENGINEERING COMMENTS:

The Hydrology Section has no objection to the vacation request.

Albuquerque

NM 87103

RESOLUTION:

APPROVED X; DENIED ____; DEFERRED ____; COMMENTS PROVIDED X; WITHDRAWN

www.cabq.gov

SIGNED-OFF: (SEC-PLN) (SP-SUB) (SP-BP) (FP) BY: (UD) (CE) (TRANS) (PKS) (PLNG)

DELEGATED: (SEC-PLN) (SP-SUB) (SP-BP) (FP) TO: (UD) (CE) (TRANS) (PKS) (PLNG)

FOR:

SIGNED: Bradley L. Bingham
City Engineer/AMAFCA Designee
924-3986

DATE: September 9, 2009

MARK K ADAMS
BRUCE HALL
JOHN P SALAZAR
JOHN P BURTON
RICHARD C MINZNER
W ROBERT LASATER, JR
MARK C MEIERING
CATHERINE T GOLDBERG
EDWARD RICCO
W MARK MOWERY
PATRICK M SHAY
ELLEN T SKRAK
TRACY M JENKS
HENRY M BOHNHOFF
CHARLES K PURCELL
ANDREW G SCHULTZ
SCOTT D GORDON
DEWITT M MORGAN
NELSON FRANSE
THERESA W PARRISH
PAUL R KOLLER
CHARLES J VIGIL
THOMAS L STAHL
DAVID W BUNTING
LESLIE MCCARTHY APODACA
WILLIAM J ARLAND
JAMES A ASKEW
JEFFREY M CROASDELL
SUNNY J NIXON
JEFFREY L LOWRY
R TRACY SPROULS
DONALD B MONNHEIMER

ALAN HALL
JULIE P NEERKEN
THOMAS A OUTLER
SETH L SPARKS
KARLA K POE
LISA CHAVEZ ORTEGA
JOCELYN C DRENNAN
MICHAEL J BRESCIA
AARON C VIETS
KURT B GILBERT
RICK BEITLER
JUSTIN A HORWITZ
JESSICA M HERNANDEZ
TODD E RINNER
SANDRA L BEERLE
WADE L JACKSON
CARMELA D STARACE
MARGARET Y ROMERO
AMBER L CREEL
AMANDA C SANCHEZ
SOHA F TURFLER
VALERIE S REIGHARD
MICHAEL G L HAMILTON
GINA T CONSTANT
MARGOT A HEFLICK
BRENDA M SAIZ
CRISTINA A ADAMS
CHARLES R HUGHSON
ROBERT L LUCERO
KRYSTLE A THOMAS
JOSE R BLANTON
NICHOLAS M SYDOW

RODEY, DICKASON, SLOAN, AKIN & ROBB, P. A.

ATTORNEYS AT LAW
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ALBUQUERQUE, NEW MEXICO 87102

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September 11, 2009

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CHARLES A SEIBERT III
JENNIFER L STONE
MACDONNELL GORDON
SUSAN ANDREWS
BRIAN P BRACK

BERNARD S RODEY (1856-1927)
PEARCE C RODEY (1889-1958)
DON L DICKASON (1906-1999)
WILLIAM A SLOAN (1910-1993)

SANTA FE OFFICE
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TELEPHONE (505) 954-3900
FACSIMILE (505) 954-3942

WRITER'S DIRECT NUMBER
(505) 768-7246

JSMITH@RODEY.COM

VIA HAND DELIVERY

Angela Gomez, Administrative Assistant
City of Albuquerque
Planning Department
600 2nd St. NW
Albuquerque, NM 87103

RE: Project #1007918

Dear Ms. Gomez:


This is to request a copy of the portion of the taped proceedings from the September 9, 2009, DRB Hearing relating to Project #1007918 (item 1 on the attached Agenda). As you requested, a blank tape is enclosed for your use.

When the copy of the tape is ready, please call or email me and I will arrange for someone from our office to pick it up. I can be reached on my direct line 505-768-7246, or email jsmith@rodey.com.

Thank you for your assistance.

Sincerely,

RODEY, DICKASON, SLOAN, AKIN & ROBB, P.A.

By: 
Jean Smith, Paralegal

Enclosures

cc: Robert Lucero (via email)



**DEVELOPMENT REVIEW BOARD
AGENDA**

Plaza del Sol Hearing Room, Basement, Plaza del Sol Building

September 9, 2009 9:00 AM
MEMBERS:

**Jack Cloud, AICP, DRB Chairman, Planning Department
Angela Gomez, Administrative Assistant**

**Kristal Metro, P.E. , Transportation Development Roger Green, P.E., Albuquerque/ Bernalillo Co.WUA
Brad Bingham, P.E., Hydrology/ Alternate City Engineer Christina Sandoval, Parks/Municipal Development**

NOTE: UNLESS ANNOUNCED DURING THE MEETING, THE DEVELOPMENT REVIEW BOARD WILL NOT TAKE A LUNCH BREAK.

NOTE: INDIVIDUALS WITH DISABILITIES WHO NEED SPECIAL ASSISTANCE TO PARTICIPATE AT THIS MEETING SHOULD CONTACT ANGELA GOMEZ, PLANNING DEPARTMENT, AT 924-3946. HEARING IMPAIRED USERS MAY CONTACT HER VIA THE NEW MEXICO RELAY NETWORK BY CALLING TOLL-FREE:1-800-659-8331.

NOTE: REQUESTS FOR DEFERRAL OF CASES WILL BE DISCUSSED BY THE BOARD AND THE APPLICANT AND/OR AGENT AT THE BEGINNING OF THE AGENDA. BOTH PARTIES MUST AGREE UPON THE DATE OF DEFERRAL. IF THE APPLICANT/AGENT IS NOT PRESENT, THE ADMINISTRATIVE ASSISTANT MUST RECEIVE A LETTER, PRIOR TO THE HEARING DATE, REQUESTING A SPECIFIC DEFERRAL DATE. THE BOARD WILL DISCUSS AND MAKE A DECISION AT THE HEARING. THE APPLICANT/AGENT WILL THEN BE INFORMED OF THE DEFERRAL DATE AND REASON.

- A. Call to Order 9:00 A.M.
- B. Changes and/or Additions to the Agenda
- C. New or Old Business

NOTE: IF THE APPLICANT/AGENT IS NOT PRESENT WHEN THEIR REQUEST IS CALLED, THEN THE REQUEST MAY BE INDEFINITELY DEFERRED ON A NO SHOW.

CASES WHICH REQUIRE PUBLIC NOTIFICATION
MAJOR SUBDIVISIONS, VACATIONS, SIA EXTENSIONS AND SITE DEVELOPMENT PLANS

- 1. **Project# 1007918**
09DRB-70259 VACATION OF PUBLIC
RIGHT-OF-WAY
09DRB-70286 SKETCH PLAT REVIEW
AND COMMENT

WILSON AND COMPANY INC agent(s) for ALBUQUERQUE PUBLIC SCHOOLS request(s) the referenced/ above action(s) for WALTER STREET NE adjacent to Longfellow Elementary School located on the north side of DR MARTIN LUTHER KING AVE between EDITH BLVD NE and ELM ST NE. (J-14 & K-14)

2. **Project# 1007948**
09DRB-70275 MAJOR – SITE DEVELOPMENT PLAN FOR BUILDING PERMIT
- SCOTT ANDERSON agent(s) for HB CONSTRUCTION request(s) the referenced/ above action(s) for all or a portion of Lot(s) 30, Block 4, Tract A, Unt B, **NORTH ALBUQUERQUE ACRES** zoned IP, located on the north side of BEVERLY HILLSAVE NE between SAN MATEO BLVD NE and the PAN AMERICAN FREEWAY containing approximately .8864 acre(s). (B-18)

SITE DEVELOPMENT PLANS (EPC FINAL SIGN-OFF) AMENDED PLANS AND MASTER DEVELOPMENT PLANS (CITY COUNCIL FINAL SIGN-OFF)

3. **Project# 1005243**
09DRB-70287 EPC APPROVED SDP FOR BUILD PERMIT
- ALEX HARRISON agent(s) for DION'S request(s) the above action(s) for all or a portion of Lot(s) 5, **BROADSTONE TOWNE CENTER**, zoned SU-1 FOR C-2, located on TOWNE CENTER LN SE BETWEEN GIBSON SE AND EASTERN SE containing approximately 1.65 acre(s). (L-15)
4. **Project# 1001178**
09DRB-70214 AMENDED SDP FOR BUILDING PERMIT
- GARCIA/KRAEMER & ASSOC. agent(s) for CHECK WITH ME LLC request(s) the above action(s) for all or a portion of Tract(s) A-1-B-3, **ACME ACRES**, zoned C-3, located on CUTLER NE BETWEEN CARLISLE BLVD NE AND MORNINGSIDE DR NE containing approximately 0.89 acre(s). (H-17)[*Deferred from 7/22/09, 8/5/09, 8/19/09*]

MINOR PLATS, FINAL (MAJOR) PLATS, AMENDED PLATS AND PLANS

5. **Project# 1007139**
09DRB-70285 EXT OF MAJOR PRELIMINARY PLAT
- MARK GOODWIN AND ASSOCIATES PA agent(s) for JUAN TABO HILLS, LLC request(s) the above action(s) for all or a portion of Lot(s) 3A 4A, **JUAN TABO HILLS UNIT1** zoned RD SU-1, located on JUAN TABO BLVD BETWEEN GULFSTREAM DRIVE AND TIJERAS ARROYO (M-21 & M-22)
6. **Project# 1006845**
08DRB-70415 MINOR - PRELIMINARY/ FINAL PLAT APPROVAL
- NMQC agent(s) for CARLOS MATA request(s) the above action(s) for all or a portion of Tract(s) 3, **GARDEN ACRES ADDITION**, zoned R-1, located on GRIEGOS RD NW BETWEEN GUADALUPE TR NW AND GRANDE DR NW containing approximately .7452 acre(s). (F-14) [*Deferred from 10/1/08, 10/8/09*]
7. Other Matters:

ADJOURNED:



Supplemental form

SUBDIVISION	S Z ZONING & PLANNING
<input type="checkbox"/> Major Subdivision action	<input type="checkbox"/> Annexation
<input checked="" type="checkbox"/> Minor Subdivision action	<input type="checkbox"/> County Submittal
<input type="checkbox"/> Vacation	<input type="checkbox"/> EPC Submittal
<input type="checkbox"/> Variance (Non-Zoning)	<input type="checkbox"/> Zone Map Amendment (Establish or Change Zoning)
SITE DEVELOPMENT PLAN	<input type="checkbox"/> Sector Plan (Phase I, II, III)
<input type="checkbox"/> for Subdivision	<input type="checkbox"/> Amendment to Sector, Area, Facility or Comprehensive Plan
<input type="checkbox"/> for Building Permit	<input type="checkbox"/> Text Amendment (Zoning Code/Sub Regs)
<input type="checkbox"/> Administrative Amendment (AA)	<input type="checkbox"/> Street Name Change (Local & Collector)
<input type="checkbox"/> IP Master Development Plan	L A APPEAL / PROTEST of...
<input type="checkbox"/> Cert of Appropriateness (LUCC)	<input type="checkbox"/> Decision by DRB, EPC, LUCC, Planning Director or Staff, ZHE, Zoning Board of Appeals
STORM DRAINAGE (Form D)	
<input type="checkbox"/> 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): Albuquerque Public Schools PHONE: 880-3100
 ADDRESS: PO Box 25104 FAX: _____
 CITY: Albuquerque STATE: NM ZIP: 87110 E-MAIL: meckert@aps.edu
 APPLICANT: Jennifer Whitey - Wilson + Co PHONE: 348 4132
 ADDRESS: 4900 Lang Ave. NE FAX: 348 4055
 CITY: Albuquerque STATE: NM ZIP: 87109 E-MAIL: Jennifer.Whitey@wilsonco.com
 Proprietary interest in site: Agent List all owners: APS (Board of Education)

DESCRIPTION OF REQUEST: Plot of tracts and right of way comprising Longfellow E.S.

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: Blocks 617 Belvidere & Block: _____ Unit: _____
 Subdiv/Addn/TBKA: Block 9, BRATINA & Walter Street (vacated)
 Existing Zoning: SM-SU-1 Proposed zoning: NO CHANGE MRGCD Map No. _____
 Zone Atlas page(s): J142 & K142 UPC Code: 1-014-057-

CASE HISTORY:

List any current or prior case number that may be relevant to your application (Proj., App., DRB, AX, Z, V, S, etc.):

1007918 - VACATION

CASE INFORMATION:

Within city limits? Yes Within 1000FT of a landfill? NO
 No. of existing lots: 3 No. of proposed lots: 1 Total area of site (acres): 5.6929
 LOCATION OF PROPERTY BY STREETS: On or Near: Edith Street & Dr. Martin Luther King Jr. Ave
 Between: Dr. Martin Luther King Jr and Roma Avenue

Check-off if project was previously reviewed by Sketch Plat/Plan , or Pre-application Review Team . Date of review: _____

SIGNATURE

J Whitey DATE 8/21/09
 (Print) Jennifer L. Whitey Applicant: Agent:

FOR OFFICIAL USE ONLY

Form revised 4/07

<input checked="" type="checkbox"/> INTERNAL ROUTING	Application case numbers	Action	SF.	Fees
<input checked="" type="checkbox"/> All checklists are complete	<u>09DRB 70286</u>	<u>OK</u>		\$ <u>0</u>
<input checked="" type="checkbox"/> All fees have been collected				\$ _____
<input checked="" type="checkbox"/> All case #s are assigned				\$ _____
<input checked="" type="checkbox"/> AGIS copy has been sent				\$ _____
<input checked="" type="checkbox"/> Case history #s are listed				\$ _____
<input checked="" type="checkbox"/> Site is within 1000ft of a landfill				\$ _____
<input checked="" type="checkbox"/> F H D P density bonus				Total
<input checked="" type="checkbox"/> F H D P fee rebate				\$ <u>0</u>

Hearing date September 9, 2009

Kelly 8.27.09
 Planner signature / date

Project # 1007918

FORM S(3): SUBDIVISION - D.R.B. MEETING (UNADVERTISED) OR INT...AL ROUTING

A Bulk Land Variance requires application on FORM-V in addition to application for subdivision on FORM-S.

SKETCH PLAT REVIEW AND COMMENT (DRB22) Your attendance is required.

- Scale drawing of the proposed subdivision plat (folded to fit into an 8.5" by 14" pocket) 6 copies
- Site sketch with measurements showing structures, parking, Bldg. setbacks, adjacent rights-of-way and street improvements, if there is any existing land use (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

EXTENSION OF MAJOR PRELIMINARY PLAT (DRB08) Your attendance is required.

- Preliminary Plat reduced to 8.5" x 11"
 - Zone Atlas map with the entire property(ies) clearly outlined
 - Letter briefly describing, explaining, and justifying the request
 - Copy of DRB approved infrastructure list
 - Copy of the LATEST Official DRB Notice of approval for Preliminary Plat Extension request
 - List any original and/or related file numbers on the cover application
- Extension of preliminary plat approval expires after one year.

MAJOR SUBDIVISION FINAL PLAT APPROVAL (DRB12) Your attendance is required.

- Proposed Final Plat (folded to fit into an 8.5" by 14" pocket) 6 copies
- Signed & recorded Final Pre-Development Facilities Fee Agreement for Residential development only
- Design elevations & cross sections of perimeter walls 3 copies
- Zone Atlas map with the entire property(ies) clearly outlined
- Bring original Mylar of plat to meeting, ensure property owner's and City Surveyor's signatures are on the plat
- Copy of recorded SIA
- Landfill disclosure and EHD signature line on the Mylar if property is within a landfill buffer
- List any original and/or related file numbers on the cover application
- DXF file and hard copy of final plat data for AGIS is required.




MINOR SUBDIVISION PRELIMINARY/FINAL PLAT APPROVAL (DRB16) Your attendance is required.

- 5 Acres or more: Certificate of No Effect or Approval
- Proposed Preliminary / Final Plat (folded to fit into an 8.5" by 14" pocket) 6 copies for unadvertised meetings ensure property owner's and City Surveyor's signatures are on the plat prior to submittal
- Signed & recorded Final Pre-Development Facilities Fee Agreement for Residential development only
- Design elevations and cross sections of perimeter walls (11" by 17" maximum) 3 copies
- Site sketch with measurements showing structures, parking, Bldg. setbacks, adjacent rights-of-way and street improvements, if there is any existing land use (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
- Bring original Mylar of plat to meeting, ensure property owner's and City Surveyor's signatures are on the plat
- Landfill disclosure and EHD signature line on the Mylar if property is within a landfill buffer
- Fee (see schedule)
- List any original and/or related file numbers on the cover application
- Infrastructure list if required (verify with DRB Engineer)
- DXF file and hard copy of final plat data for AGIS is required.

AMENDMENT TO PRELIMINARY PLAT (with minor changes) (DRB03) Your attendance is required.

- PLEASE NOTE: There are no clear distinctions between significant and minor changes with regard to subdivision amendments. Significant changes are those deemed by the DRB to require public notice and public hearing.
- Proposed Amended Preliminary Plat, Infrastructure List, and/or Grading Plan (folded to fit into an 8.5" by 14" pocket) 6 copies
 - Original Preliminary Plat, Infrastructure List, and/or Grading Plan (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
 - Bring original Mylar of plat to meeting, ensure property owner's and City Surveyor's signatures are on the plat
 - List any original and/or related file numbers on the cover application
- Amended preliminary plat approval expires after one year

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


 Applicant name (if not) _____
 8/27/09
 Applicant signature / date _____


Form revised October 2007

- Checklists complete
- Fees collected
- Case #s assigned
- Related #s listed

Application case numbers
 09DRB- 70286

 8-27-09
 Planner signature / date _____
 Project # 1007918



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

AGIS
Albuquerque Geographic Information System

Note: Grey Shading Represents Area Outside of the City Limits

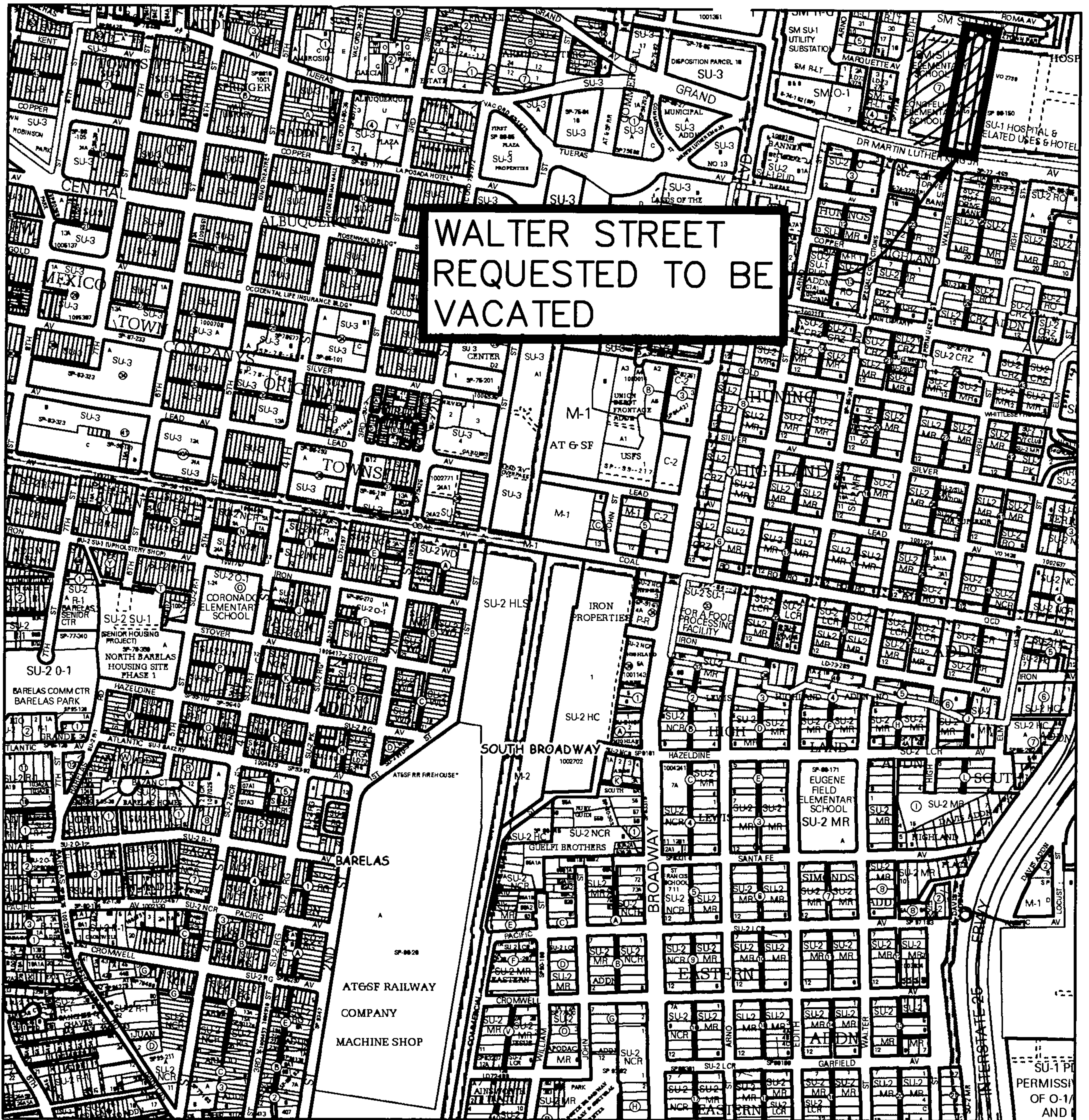
Zone Atlas Page:
J-14-Z

Selected Symbols

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

0 750 1,500 Feet

Map amended through: 3/10/2009



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

AGIS
Albuquerque Geographic Information System

Map amended through: 3/10/2009

Note: Grey Shading Represents Area Outside of the City Limits

Zone Atlas Page:
K-14-Z

Selected Symbols

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

0 750 1,500 Feet

**WILSON
& COMPANY**

4900 Lang Ave. NE
Albuquerque, NM 87109
505-348-4000
505-348-1072 Fax

Albuquerque
Arlington
Colorado Springs
Denver
El Paso
Fort Worth
Houston
Kansas City
Las Cruces
Lenexa
Los Angeles
Omaha
Phoenix
Rio Rancho
Salina
San Bernardino

27 August 2009

Jack Cloud, Chairperson
City of Albuquerque
Development Review Board
Plaza Del Sol
600 Second Street NW
Albuquerque, NM 87103

Re: *Sketch Plat Submittal*
DRB # 09DRB-70259
WCI File: 090004300

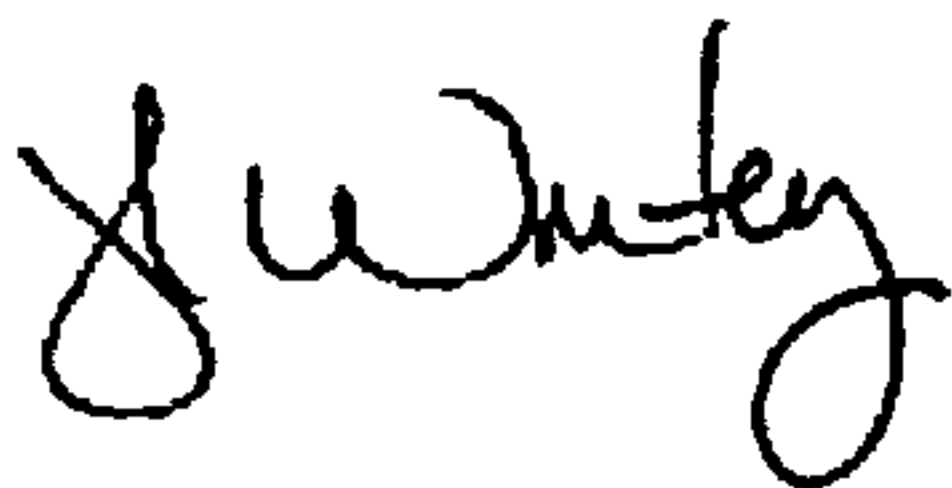
Dear Mr. Cloud:

Wilson & Company, Inc., acting as agents for Albuquerque Board of Education, request approval for the Sketch Plat of the lands comprising Longfellow Elementary School and a portion of Walter Street, at Martin Luther King Boulevard and Edith Street. This Sketch Plat will allow the Board of Education to proceed with the vacation action and platting compilation of the Longfellow Elementary School tracts.

Attached are the required items for this submittal.

If you have any questions or comments, please do not hesitate to contact me at (505) 348-4132.
Thank you for your time.

WILSON & COMPANY



Jennifer Whitey, PLS
Project Manager
Email: Jennifer.Whitey@wilsonco.com
Enclosure
Cc: Scott Croshaw, PLS
Wilson & Company file



Supplemental form

SUBDIVISION

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

SITE DEVELOPMENT PLAN

- for Subdivision
- for Building Permit
- Administrative Amendment (AA)
- IP Master Development Plan
- Cert of Appropriateness (LUCC)

STORM DRAINAGE (Form D)

- Storm Drainage Cost Allocation Plan

ZONING & PLANNING

- Annexation
- County Submittal
- EPC Submittal
- Zone Map Amendment (Establish or Change Zoning)
- Sector Plan (Phase I, II, III)
- Amendment to Sector, Area, Facility or Comprehensive Plan
- Text Amendment (Zoning Code/Sub Regs)
- Street Name Change (Local & Collector)
- APPEAL / PROTEST of...**
- Decision by: DRB, EPC, LUCC, Planning Director or Staff, ZHE, Zoning Board of Appeals

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) Wilson + Co PHONE: 348-4000
 ADDRESS: 4900 LANG AVE NE FAX: 3484055
 CITY: Alb STATE: NM ZIP: 87109 E-MAIL: Jennifer.Whitey@wilsonco.com
 APPLICANT: Albuquerque Public Schools PHONE: 880-3700
 ADDRESS: PO Box 25709 FAX: _____
 CITY: Alb STATE: NM ZIP: 87125 E-MAIL: titsworth@aps.edu
 Proprietary interest in site: _____ List all owners: _____

DESCRIPTION OF REQUEST: vacate Walter Street East of Longfellow St.

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.: _____ WALTER St. Block 687 Unit: _____
 Subdiv/Addn/TBKA: Belvedere Addition, TRACT 234 MAP 01
 Existing Zoning: SM Proposed zoning: NO CHANGE MRGCD Map No: 37
 Zone Atlas page(s): J148 K16 UPC Code: 101405748952614102
101405849001240612

CASE HISTORY:

List any current or prior case number that may be relevant to your application (Proj., App., DRB, AX, Z, V, S, etc.): none

CASE INFORMATION:

Within city limits? Yes Within 1000FT of a landfill? NO
 No. of existing lots: 2 No. of proposed lots: 2 Total area of site (acres): 0.84
 LOCATION OF PROPERTY BY STREETS: On or Near: Martin Luther King & Walter St.
 Between: Edith and WALTER

Check-off if project was previously reviewed by Sketch Plat/Plan , or Pre-application Review Team . Date of review: _____

SIGNATURE

Jennifer L Whitey DATE: 1/27/09
 (Print) Jennifer L Whitey 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

09DRB 70259

Action

VRW
ADV
CMF

Form revised 4/07

S F

Fees

\$309.00
\$75.00
\$20.00
\$ _____
\$ _____
Total
\$ _____

Hearing date August 26, 2009

Vady

7.30.09
Planner signature / date

Project # 1007918

FORM V: SUBDIVISION VARIANCES & VACATIONS

- BULK LAND VARIANCE (DRB04)** (PUBLIC HEARING CASE)
 - ___ Application for Minor Plat on FORM S-3, including those submittal requirements. **24 copies**
 - ___ Letter briefly describing and explaining: the request, compliance with the Development Process Manual, and all improvements to be waived.
 - ___ Notice on the proposed Plat that there are conditions to subsequent subdivision (refer to DPM)
 - ___ Office of Community & Neighborhood Coordination inquiry response, notifying letter, certified mail receipts
 - ___ Sign Posting Agreement
 - ___ Fee (see schedule)
 - ___ List any original and/or related file numbers on the cover application
- DRB Public hearings are approximately 30 DAYS after the filing deadline. Your attendance is required.**

- VACATION OF PUBLIC EASEMENT (DRB27)**
 - VACATION OF PUBLIC RIGHT-OF-WAY (DRB28)**
 - NA** The complete document which created the public easement (folded to fit into an 8.5" by 14" pocket) **24 copies.**
(Not required for City owned public right-of-way.)
 - Drawing showing the easement or right-of-way to be vacated, etc. (not to exceed 8.5" by 11") **24 copies**
 - Zone Atlas map with the entire property(ies) clearly outlined
 - Letter briefly describing, explaining, and justifying the request
 - ___ Office of Community & Neighborhood Coordination inquiry response, notifying letter, certified mail receipts
 - ___ Sign Posting Agreement
 - ___ Fee (see schedule)
 - ___ List any original and/or related file numbers on the cover application
- Unless the vacation is shown on a DRB approved plat recorded by the County Clerk within one year, it will expire.
DRB Public hearings are approximately 30 DAYS after the filing deadline. Your attendance is required.

- SIDEWALK VARIANCE (DRB20)**
 - SIDEWALK WAIVER (DRB21)**
 - ___ Scale drawing showing the proposed variance or waiver (not to exceed 8.5" by 14") **6 copies**
 - ___ Zone Atlas map with the entire property(ies) clearly outlined
 - ___ Letter briefly describing, explaining, and justifying the variance or waiver
 - ___ List any original and/or related file numbers on the cover application
- DRB meetings are approximately 8 DAYS after the Tuesday noon filing deadline. Your attendance is required.**

- SUBDIVISION DESIGN VARIANCE FROM MINIMUM DPM STANDARDS (DRB25)**
 - ___ Scale drawing showing the location of the proposed variance or waiver (not to exceed 8.5" by 14") **24 copies**
 - ___ Zone Atlas map with the entire property(ies) clearly outlined
 - ___ Letter briefly describing, explaining, and justifying the variance
 - ___ Office of Community & Neighborhood Coordination inquiry response, notifying letter, certified mail receipts
 - ___ Sign Posting Agreement
 - ___ Fee (see schedule)
 - ___ List any original and/or related file numbers on the cover application
- DRB meetings are approximately 30 DAYS after the filing deadline. Your attendance is required.**

- TEMPORARY DEFERRAL OF SIDEWALK CONSTRUCTION (DRB19)**
 - EXTENSION OF THE SIA FOR TEMPORARY DEFERRAL OF SIDEWALK CONSTRUCTION (DRB07)**
 - ___ Drawing showing the sidewalks subject to the proposed deferral or extension (not to exceed 8.5" by 14") **6 copies**
 - ___ Zone Atlas map with the entire property(ies) clearly outlined
 - ___ Letter briefly describing, explaining, and justifying the deferral or extension
 - ___ List any original and/or related file numbers on the cover application
- DRB meetings are approximately 8 DAYS after the Tuesday noon filing deadline. Your attendance is required.**

- VACATION OF PRIVATE EASEMENT (DRB26)**
 - VACATION OF RECORDED PLAT (DRB29)**
 - ___ The complete document which created the private easement/recorded plat (not to exceed 8.5" by 14") **6 copies**
 - ___ Scale drawing showing the easement to be vacated (8.5" by 11") **6 copies**
 - ___ Zone Atlas map with the entire property(ies) clearly outlined
 - ___ Letter/documents briefly describing, explaining, and justifying the vacation **6 copies**
 - ___ Letter of authorization from the grantors and the beneficiaries (private easement only)
 - ___ Fee (see schedule)
 - ___ List any original and/or related file numbers on the cover application
- Unless the vacation is shown on a DRB approved plat recorded by the County Clerk within one year, it will expire.
DRB meetings are approximately 8 DAYS after the Tuesday noon filing deadline. 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

Jennifer Whitey
Applicant name (print)
J Whitey
Applicant signature / date



Form revised 4/07

- Checklists complete
- Fees collected
- Case #s assigned
- Related #s listed

Application case numbers
09DRB-70239

Kudg 7.30.09
Planner signature / date
Project # 1007918



**WILSON
& COMPANY**

4900 Lang Ave. NE
Albuquerque, NM 87109
505-348-4000
505-348-4055 Fax

Albuquerque
Arlington
Colorado Springs
Denver
El Paso
Fort Worth
Houston
Kansas City
Las Cruces
Lenexa
Los Angeles
Omaha
Phoenix
Rio Rancho
Salina
San Bernardino

29 July 2009

Jack Cloud, Chairperson
City of Albuquerque
Development Review Board
Plaza Del Sol
600 Second Street NW
Albuquerque, NM 87103

Re: **LONGFELLOW ELEMENTARY SCHOOL, vacation of public right of way**
WCI File: 0860001900

Dear Jack:

Wilson & Company, Inc., acting as agents for Albuquerque Public Schools, requests approval of the Vacation of Walter Street, a public right of way. The vacated right of way will be retained as a public easement, and consolidated into Blocks 6 and 7 of Belvidere Addition.

Attached are the required items for this submittal.

If you have any questions or comments, please do not hesitate to contact me at (505) 350-4595.
Thank you for your time.

WILSON & COMPANY


Jennifer Whitey, PLS

Project Manager

Email: jennifer.whitey@wilsonco.com



2600 American Rd. SE, Suite 100
Rio Rancho, NM 87124
505-898-8021
505-898-8501 Fax

Albuquerque
Arlington
Colorado Springs
Denver
El Paso
Fort Worth
Houston
Kansas City
Las Cruces
Lenexa
Los Angeles
Omaha
Phoenix
Rio Rancho
Salina
San Bernardino

CERTIFIED MAIL

30 July 2009

Rob Dickson
Broadway Central Corridors Partnership, Inc.
301 Central Ave NE
Suite #313
Albuquerque, NM 87102 (505) 301-7997

Re: **Neighborhood Association Notification**
Vacation of existing public right of way

Dear Mr. Dickson:

This letter is to inform the **Broadway Central Corridors Partnership, Inc.** that Wilson & Company, Inc., acting as agents for the Albuquerque Public Schools, is requesting approval of the vacation of a portion of Walter Street. The intent is to consolidate a portion of this right of way into the tracts for Longfellow Elementary School.

Attached is a vicinity map showing the location of this project for your reference.

The City of Albuquerque Development Review Board will hold a public hearing on Wednesday, August 26, 2009 at 9:00 a.m. at Plaza Del Sol, 600 Second Street NW, Hearing Room, Lower Level. If you have any questions for the City Planning Staff, please contact the Planning Department at (505) 924-3860.

If you have any questions concerning this project, please contact me at (505) 348-4132.

WILSON & COMPANY

Jennifer Whitey
Project Manager
Email: jennifer.whitey@wilsonco.com



2600 American Rd. SE, Suite 100
Rio Rancho, NM 87124
505-898-8021
505-898-8501 Fax

Albuquerque
Arlington
Colorado Springs
Denver
El Paso
Fort Worth
Houston
Kansas City
Las Cruces
Lenexa
Los Angeles
Omaha
Phoenix
Rio Rancho
Salina
San Bernardino

CERTIFIED MAIL

30 July 2009

Frank H. Martinez
Citizen's Information Committee of Martineztown
501 Edith Blvd. NE
Albuquerque, NM 87102 (505) 243-5267

Re: **Neighborhood Association Notification**
Vacation of existing public right of way

Dear Mr. Martinez:

This letter is to inform the **Broadway Central Corridors Partnership, Inc.** that Wilson & Company, Inc., acting as agents for the Albuquerque Public Schools, is requesting approval of the vacation of a portion of Walter Street. The intent is to consolidate a portion of this right of way into the tracts for Longfellow Elementary School.

Attached is a vicinity map showing the location of this project for your reference.

The City of Albuquerque Development Review Board will hold a public hearing on Wednesday, August 26, 2009 at 9:00 a.m. at Plaza Del Sol, 600 Second Street NW, Hearing Room, Lower Level. If you have any questions for the City Planning Staff, please contact the Planning Department at (505) 924-3860.

If you have any questions concerning this project, please contact me at (505) 348-4132.

WILSON & COMPANY

Jennifer Whitey
Project Manager
Email: jennifer.whitey@wilsonco.com



**WILSON
& COMPANY**

2600 American Rd. SE, Suite 100
Rio Rancho, NM 87124
505-898-8021
505-898-8501 Fax

Albuquerque
Arlington
Colorado Springs
Denver
El Paso
Fort Worth
Houston
Kansas City
Las Cruces
Lenexa
Los Angeles
Omaha
Phoenix
Rio Rancho
Salina
San Bernardino

CERTIFIED MAIL

30 July 2009

Joaquin Garofalo
Huning Highland Historic District Assoc.
124 Arno SE
Albuquerque, NM 87102 (505) 688-5436

Re: **Neighborhood Association Notification**
Vacation of existing public right of way

Dear Mr. Garofalo:

This letter is to inform the **Broadway Central Corridors Partnership, Inc.** that Wilson & Company, Inc., acting as agents for the Albuquerque Public Schools, is requesting approval of the vacation of a portion of Walter Street. The intent is to consolidate a portion of this right of way into the tracts for Longfellow Elementary School.

Attached is a vicinity map showing the location of this project for your reference.

The City of Albuquerque Development Review Board will hold a public hearing on Wednesday, August 26, 2009 at 9:00 a.m. at Plaza Del Sol, 600 Second Street NW, Hearing Room, Lower Level. If you have any questions for the City Planning Staff, please contact the Planning Department at (505) 924-3860.

If you have any questions concerning this project, please contact me at (505) 348-4132.

WILSON & COMPANY

Jennifer Whitey
Project Manager
Email: jennifer.whitey@wilsonco.com



2600 American Rd. SE, Suite 100
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505-898-8501 Fax

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San Bernardino

CERTIFIED MAIL

30 July 2009

Jess R. Martinez
Citizen's Information Committee of Martineztown
501 Edith Blvd. NE
Albuquerque, NM 87102 (505) 228-0102

Re: **Neighborhood Association Notification**
Vacation of existing public right of way

Dear Mr. Martinez:

This letter is to inform the **Broadway Central Corridors Partnership, Inc.** that Wilson & Company, Inc., acting as agents for the Albuquerque Public Schools, is requesting approval of the vacation of a portion of Walter Street. The intent is to consolidate a portion of this right of way into the tracts for Longfellow Elementary School.

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WILSON & COMPANY

Jennifer Whitey
Project Manager
Email: jennifer.whitey@wilsonco.com



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Salina
San Bernardino

CERTIFIED MAIL

30 July 2009

Terry Keene
Broadway Central Corridors Partnership, Inc.
424 Central Ave
Albuquerque, NM 87102 (505) 238-1213

Re: **Neighborhood Association Notification**
Vacation of existing public right of way

Dear Mr. Keene:

This letter is to inform the **Broadway Central Corridors Partnership, Inc.** that Wilson & Company, Inc., acting as agents for the Albuquerque Public Schools, is requesting approval of the vacation of a portion of Walter Street. The intent is to consolidate a portion of this right of way into the tracts for Longfellow Elementary School.

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If you have any questions concerning this project, please contact me at (505) 348-4132.

WILSON & COMPANY

Jennifer Whitey
Project Manager
Email: jennifer.whitey@wilsonco.com



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Rio Rancho, NM 87124
505-898-8021
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Los Angeles
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Rio Rancho
Salina
San Bernardino

CERTIFIED MAIL

30 July 2009

Amberley Pyles
Huning Highland Historic District Assoc.
306 Edith Blvd. SE
Albuquerque, NM 87102 (505) 842-8970

Re: **Neighborhood Association Notification**
Vacation of existing public right of way

Dear Mr. Pyles:

This letter is to inform the **Broadway Central Corridors Partnership, Inc.** that Wilson & Company, Inc., acting as agents for the Albuquerque Public Schools, is requesting approval of the vacation of a portion of Walter Street. The intent is to consolidate a portion of this right of way into the tracts for Longfellow Elementary School.

Attached is a vicinity map showing the location of this project for your reference.

The City of Albuquerque Development Review Board will hold a public hearing on Wednesday, August 26, 2009 at 9:00 a.m. at Plaza Del Sol, 600 Second Street NW, Hearing Room, Lower Level. If you have any questions for the City Planning Staff, please contact the Planning Department at (505) 924-3860.

If you have any questions concerning this project, please contact me at (505) 348-4132.

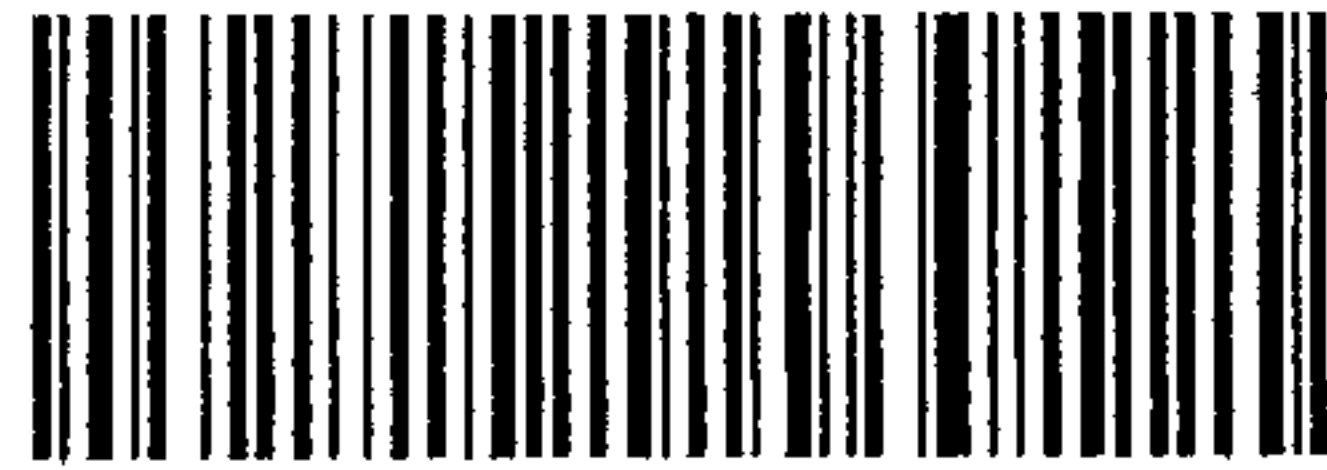
WILSON & COMPANY

Jennifer Whitey
Project Manager
Email: jennifer.whitey@wilsonco.com

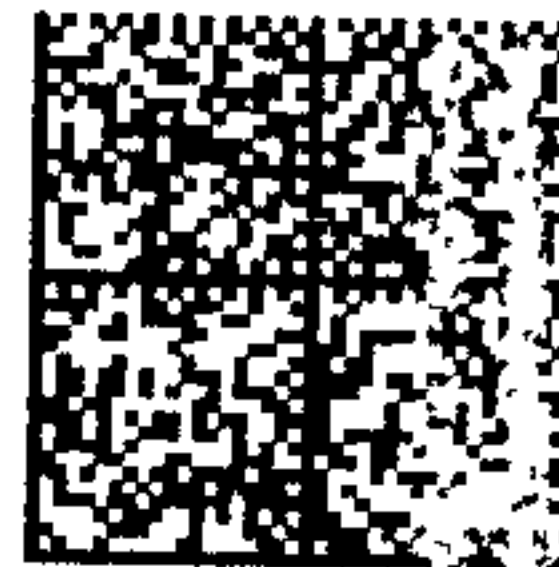
**WILSON
& COMPANY**

4900 Lang Ave NE
Albuquerque, NM 87109

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\$5.71
07/30/2009
Mailed From 87109

US POSTAGE

Amberley Pyles
Huning Highland Historic District Association
306 Edith Blvd. SE
Albuquerque, NM 87102 (505) 842-8970

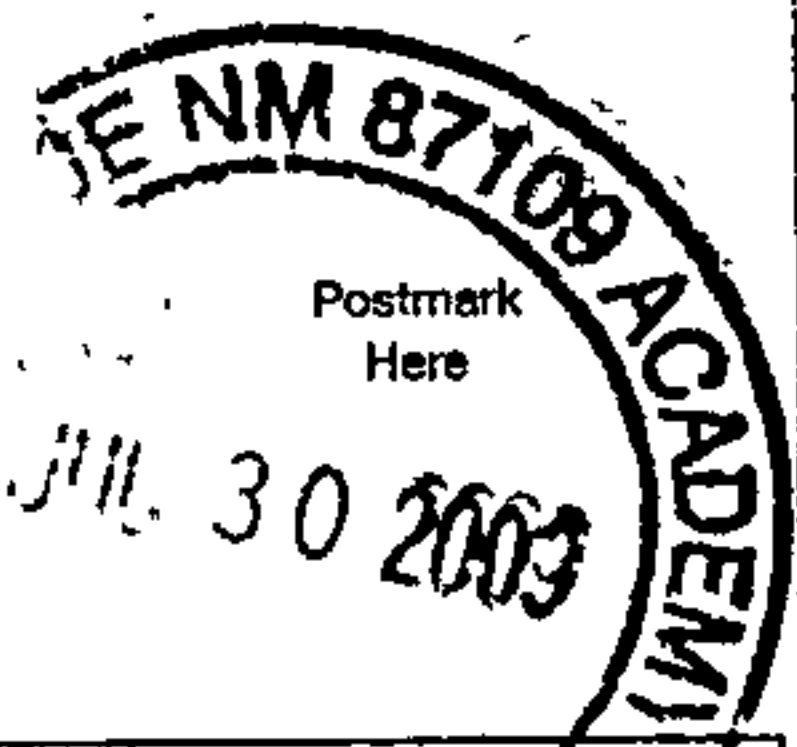


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7000 0520 0024 4965 8314

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Certified Fee	280
Return Receipt Fee (Endorsement Required)	230
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 5.71



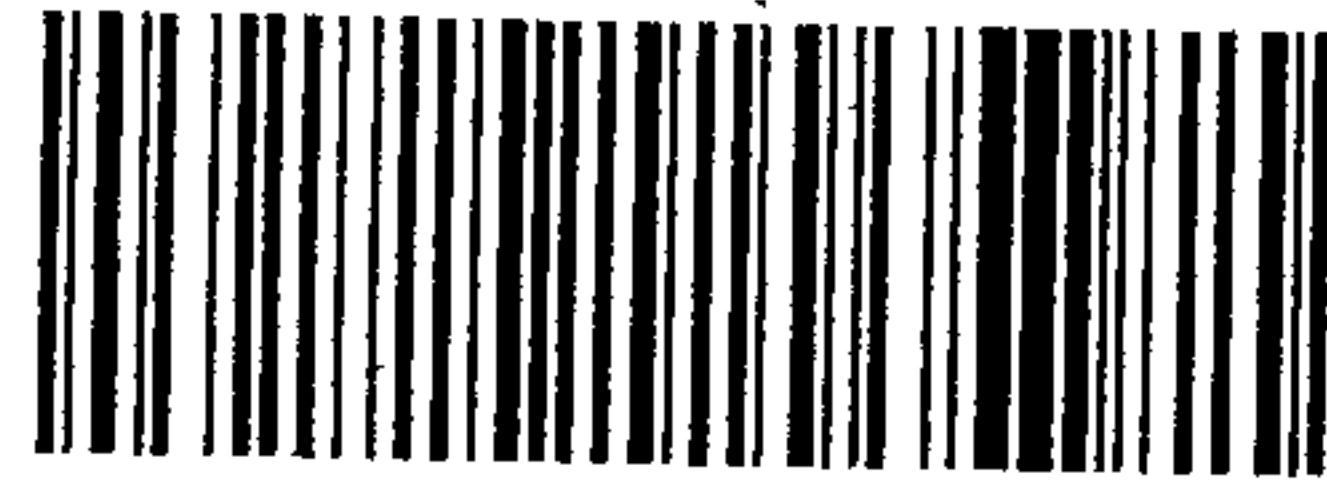
Recipient's Name (Please Print Clearly) (To be completed by mailer)
Huning Highland Historic Amberley Pyles
Street, Apt. No., or PO Box No.
306 Edith Blvd SE
City, State, ZIP+4
ALBUQUERQUE NM 87102

PS Form 3800, February 2000 See Reverse for Instructions

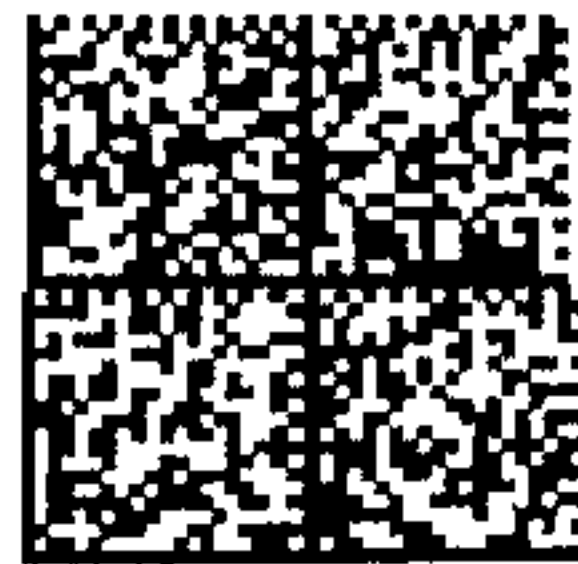
**WILSON
& COMPANY**

4900 Lang Ave NE
Albuquerque, NM 87109

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\$5.54
07/30/2009
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US POSTAGE

Frank H. Martinez
Citizen's Information Committee of Martineztown
501 Edith Blvd. NE
Albuquerque, NM 87102



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7000 0520 0024 4965 8277

Postage	\$ 0.44
Certified Fee	280 / 18
Return Receipt Fee (Endorsement Required)	230 - 1
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 5.54

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JUL 30 2009
ALBUQUERQUE, NM 87109 ACADEMY

Recipient's Name (Please Print Clearly) (To be completed by addressee)
Citizens Info Committee - Frank Martinez

Street, Apt. No., or PO Box No.
501 Edith Blvd NE

City, State, ZIP+4
Albu NM 87102

PS Form 3800, February 2000 See Reverse for Instructions

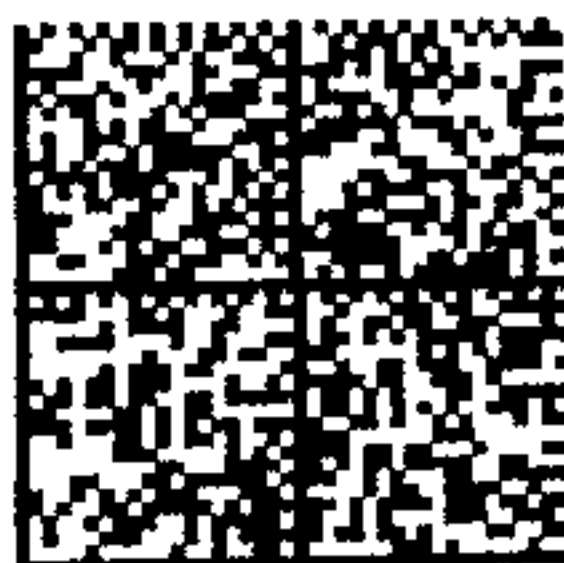
**WILSON
& COMPANY**

4900 Lang Ave NE
Albuquerque, NM 87109

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\$5.54
07/30/2009
Mailed From 87109

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Jess R. Martinez
Citizen's Information Committee of Martineztown
501 Edith Blvd.
Albuquerque, NM 87102

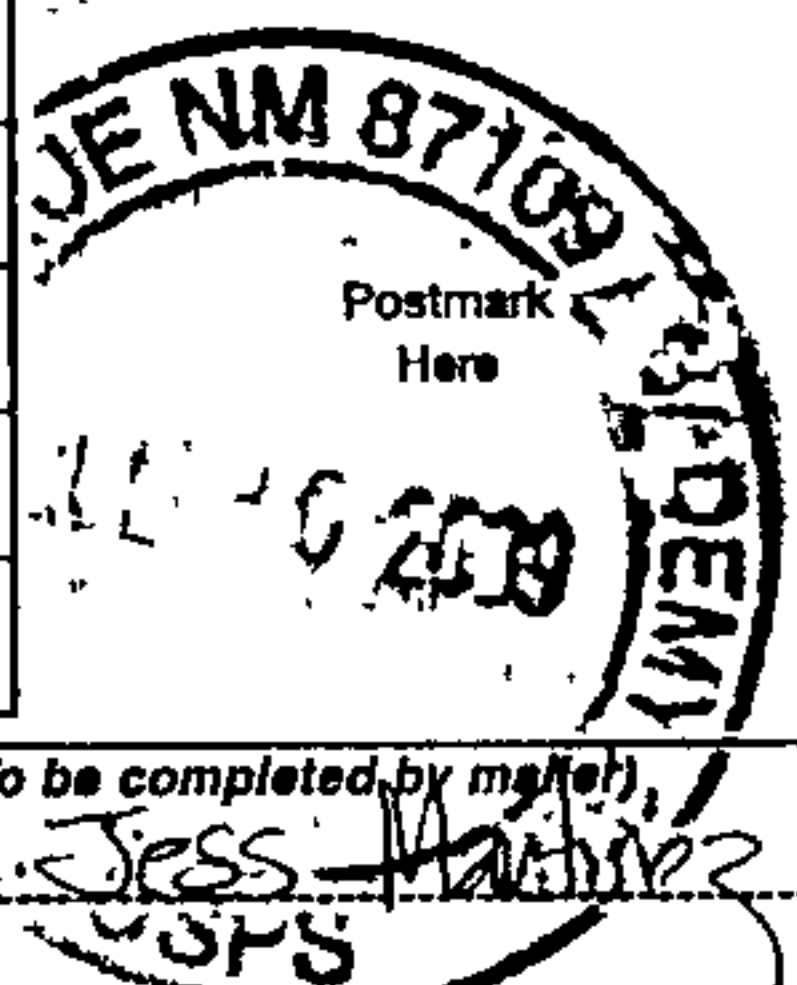


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Certified Fee	2.80
Return Receipt Fee (Endorsement Required)	2.30
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 5.54



Recipient's Name (Please Print Clearly) (To be completed by mailer)
Citizens info committee... Jess Martinez
Street, Apt. No., or PO Box No.
501 Edith Blvd
City, State, ZIP
Albu NM 87102

PS Form 3800, February 2000 See Reverse for Instructions

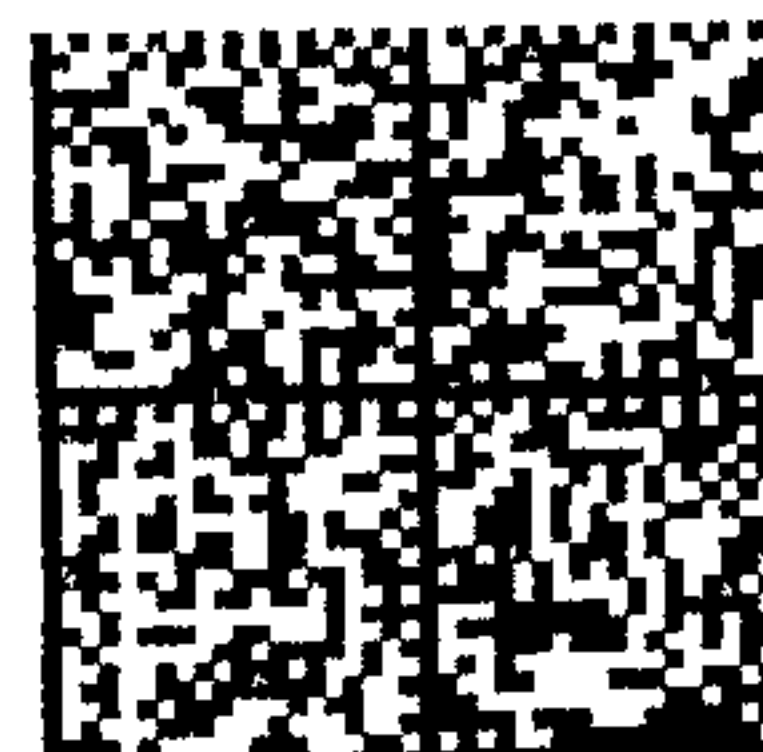
WILSON & COMPANY

4900 Lang Ave. NE
Albuquerque, NM 87109

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HASLER 017H15539125
\$5.540
07/30/2009
Mailed From 87109
US POSTAGE

Terry Keene
Broadway Central Corridors Partnership, Inc.
424 Central Ave
Albuquerque, NM 87102

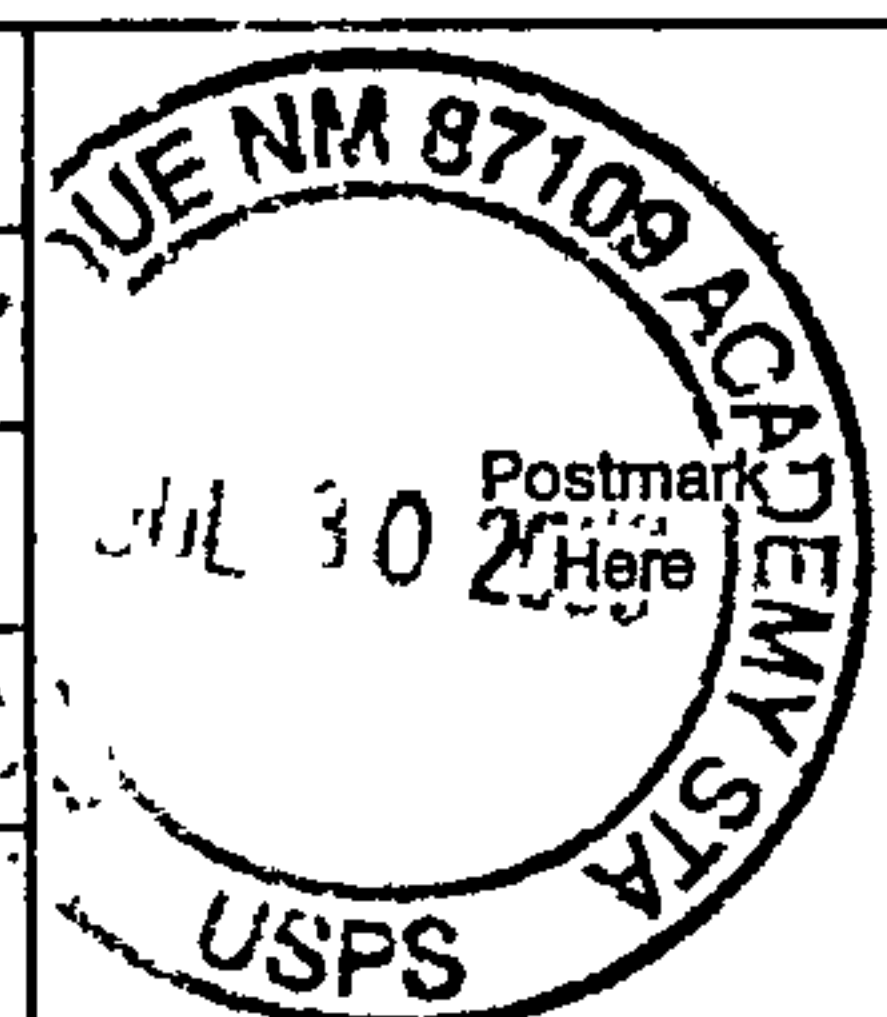


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Postage	\$ 0.44
Certified Fee	280
Return Receipt Fee (Endorsement Required)	230
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 5.54



Recipient's Name (Please Print Clearly) (To be completed by mailer)
Broadway Central Corridors... Terry Keene
Street, Apt. No.; or PO Box No.
424 Central Ave
City, State, ZIP+ 4
Albu NM 87102

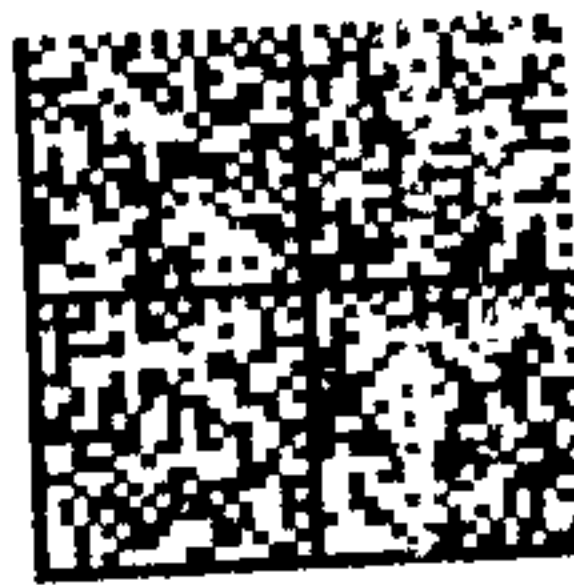
**WILSON
& COMPANY**

4900 Lang Ave NE
Albuquerque, NM 87109

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HASLER

\$5.54

07/30/2009

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Rob Dickson
Broadway Central Corridors Partnership, Inc.
301 Central Ave NE
Albuquerque, NM 87102



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Certified Fee	2.80
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Total Postage & Fees	\$ 5.54

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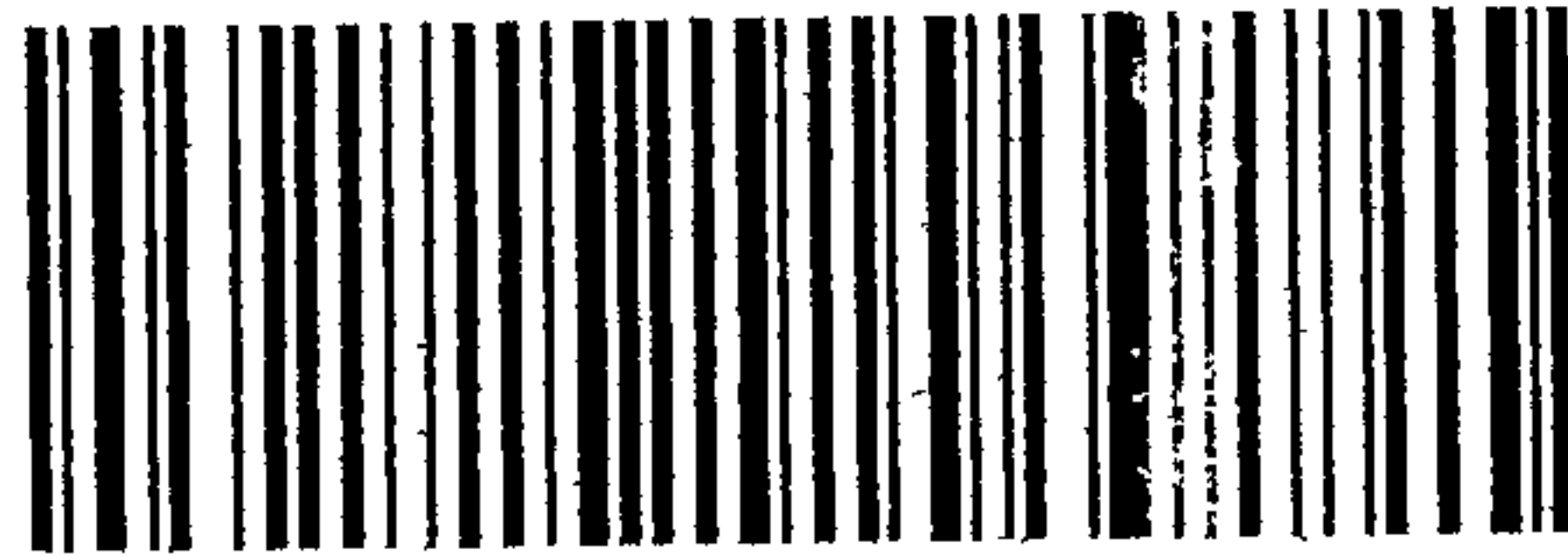
Recipient's Name (Please Print Clearly) (To be completed by mailer)
Rob Dickson Broadway Central Corridors Partnership
Street, Apt. No. or PO Box No.
301 Central Ave NE
City, State, ZIP+4
Albuquerque, NM 87102

PS Form 3830, February 2000 See Reverse for Instructions

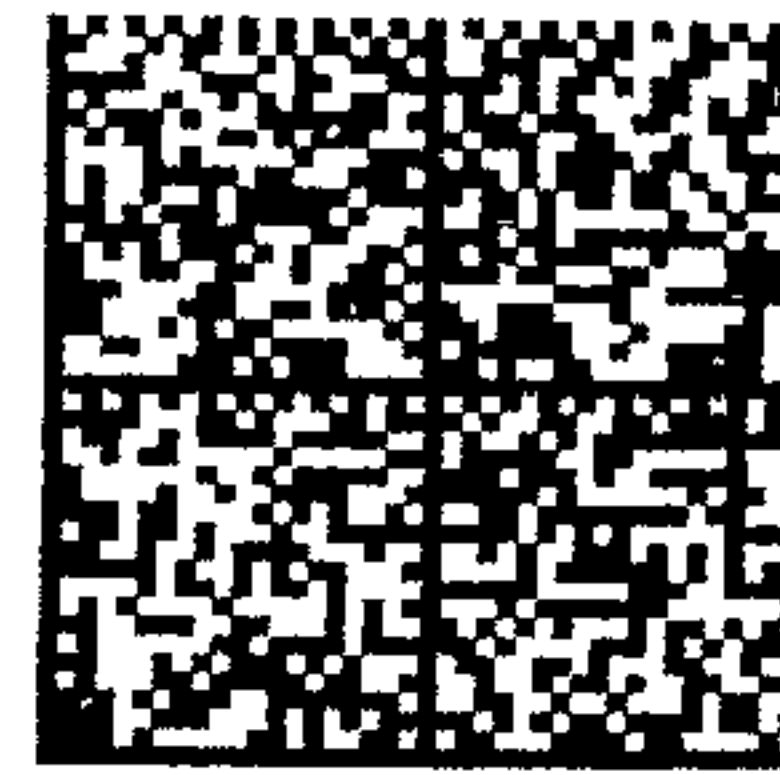
WILSON & COMPANY

4900 Lang Ave. NE
Albuquerque, NM 87109

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7000 0520 0024 4965 8307



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\$5.54
07/30/2009
Mailed From 87109
US POSTAGE

Jouquin Garofalo
Huning Highland Historic District Association
124 Arno SE
Albuquerque, NM 87102 (505) 688-5436

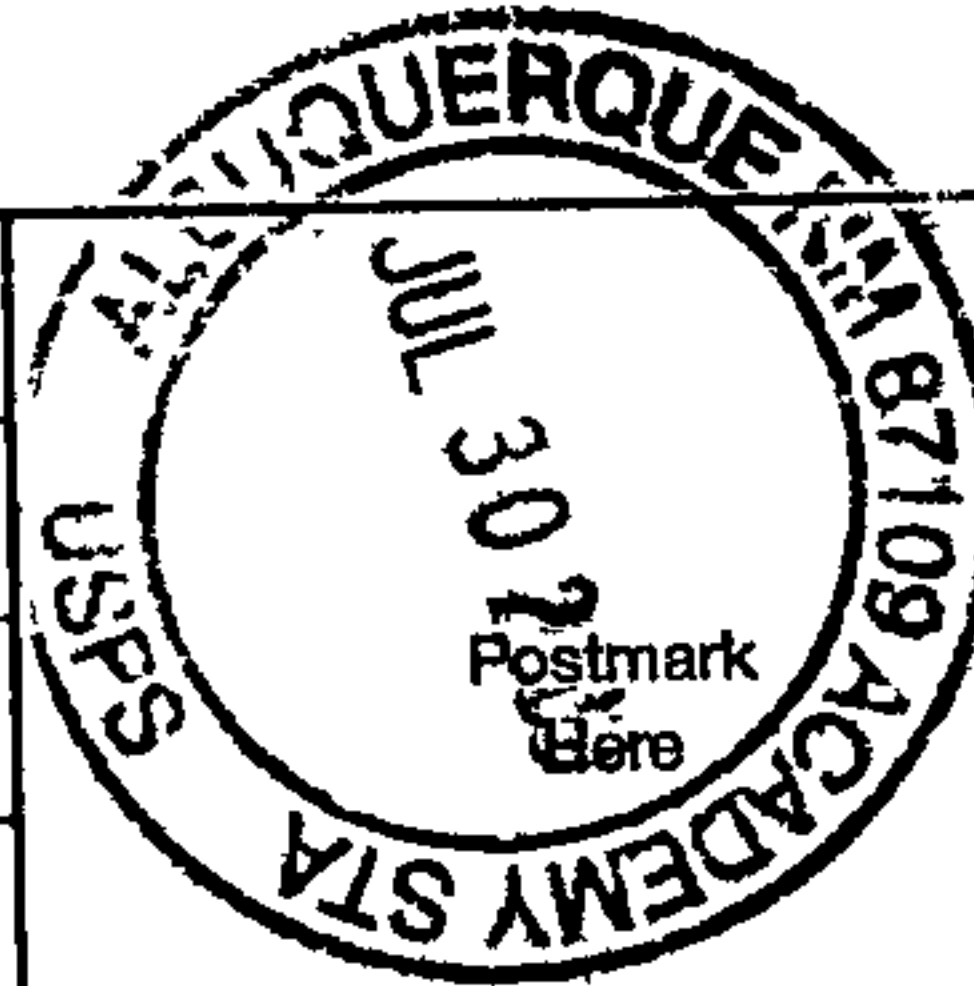


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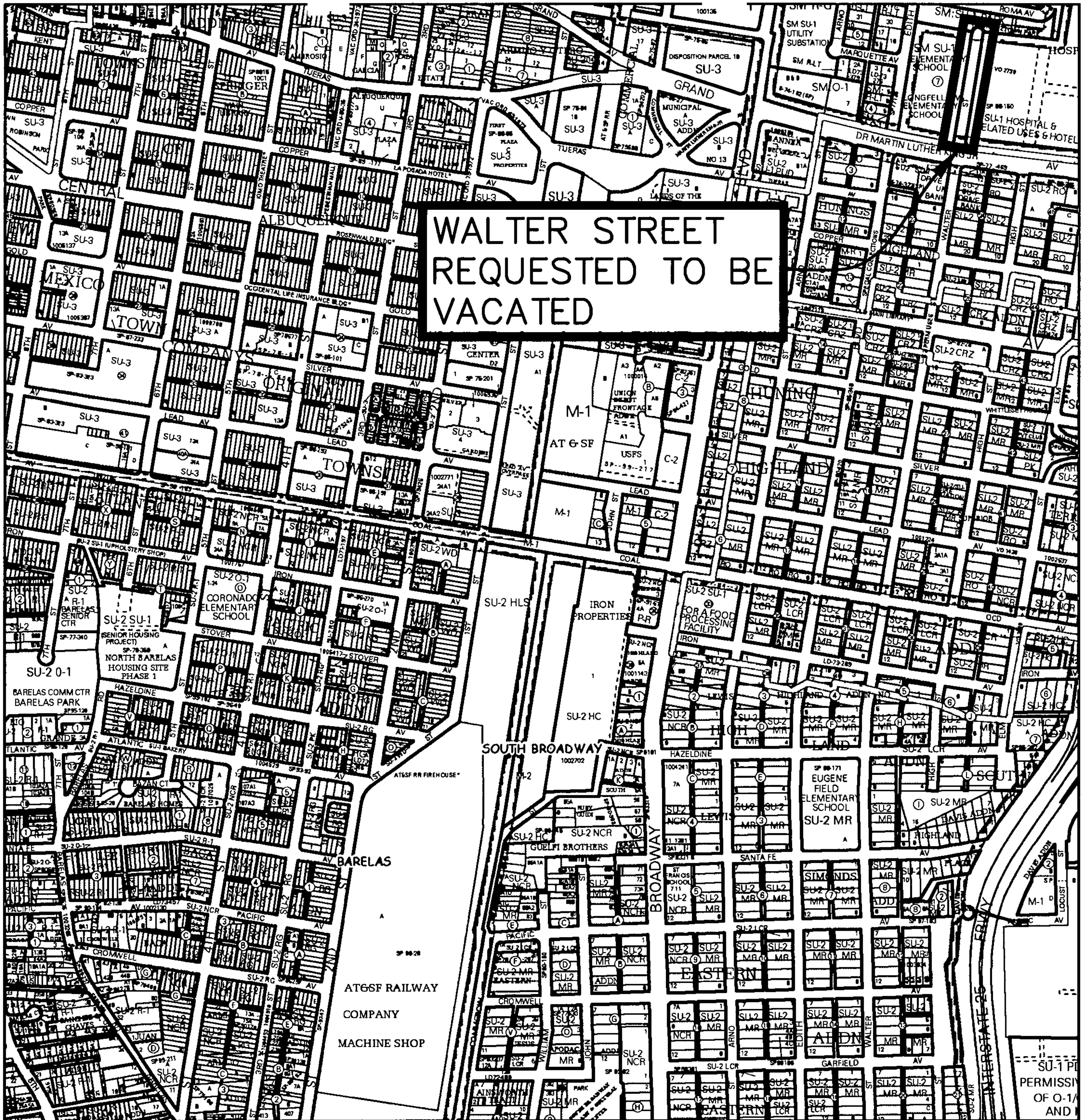
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Postage	\$ 0.44
Certified Fee	280
Return Receipt Fee (Endorsement Required)	280
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 5.54



Recipient's Name (Please Print Clearly) (To be completed by mailer)
Huning Highland... Jouquin Garofalo
Street, Apt. No. or PO Box No.
124 Arno SE
City, State ZIP+4
ABQ NM 87102

PS Form 3800, February 2000 See Reverse for Instructions



WALTER STREET
REQUESTED TO BE
VACATED

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

AGIS
Albuquerque Geographic Information System

Map amended through: 3/10/2009

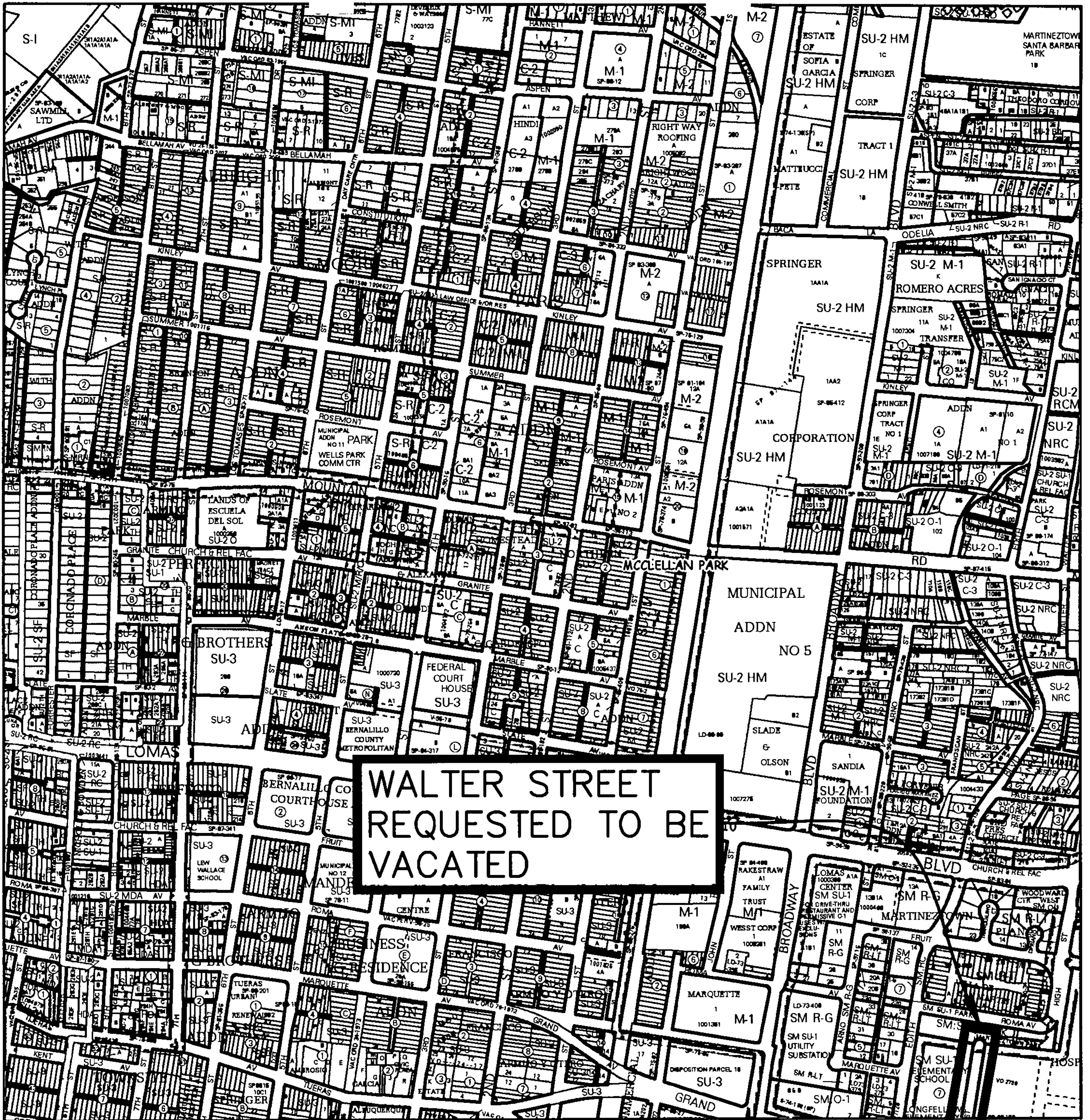
Note: Grey Shading
Represents Area Outside
of the City Limits

Zone Atlas Page:
K-14-Z

Selected Symbols

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

0 750 1,500 Feet



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

AGIS
Albuquerque Geographic Information System

Map amended through: 3/10/2009

Note: Grey Shading Represents Area Outside of the City Limits

Zone Atlas Page:
J-14-Z

Selected Symbols

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

0 750 1,500 Feet

VACATION EXHIBIT

WALTER STREET

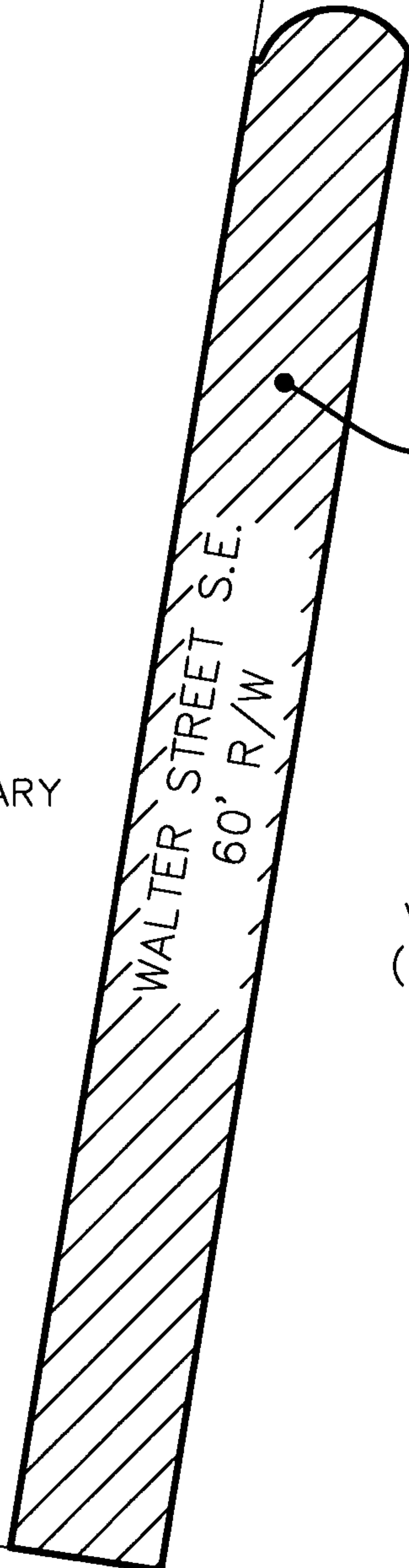
WITHIN SECTIONS 17 AND 20,
T. 10 N., R. 3 E., N.M.P.M.
BERNALILLO COUNTY, NEW MEXICO
JULY 2009

MARTINEZTOWN PLAN
PHASE 16, PARCEL 6
FILED 1-9-1975,
VOL. C10, FOLIO 76

R/W TO BE VACATED
36,676, 0.84 ACRES

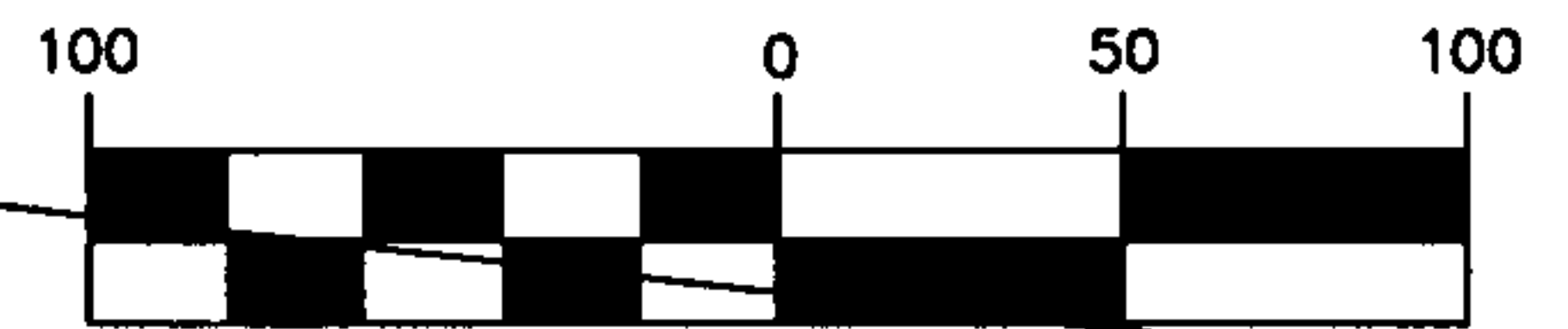
BLOCKS 6 & 7
BELVIDERE ADDITION
FILED 6-6-1900,
VOL. D1, FOLIO 17
(LONGFELLOW ELEMENTARY
SCHOOL)

TRACT 1A
ST. JOSEPH
HOSPITAL COMPLEX
FILED 8-5-1998,
VOL. 98C, FOLIO 229
(LOVELACE DOWNTOWN
HOSPITAL)



DR. MARTIN LUTHER KING
KING JR. AVENUE S.E.

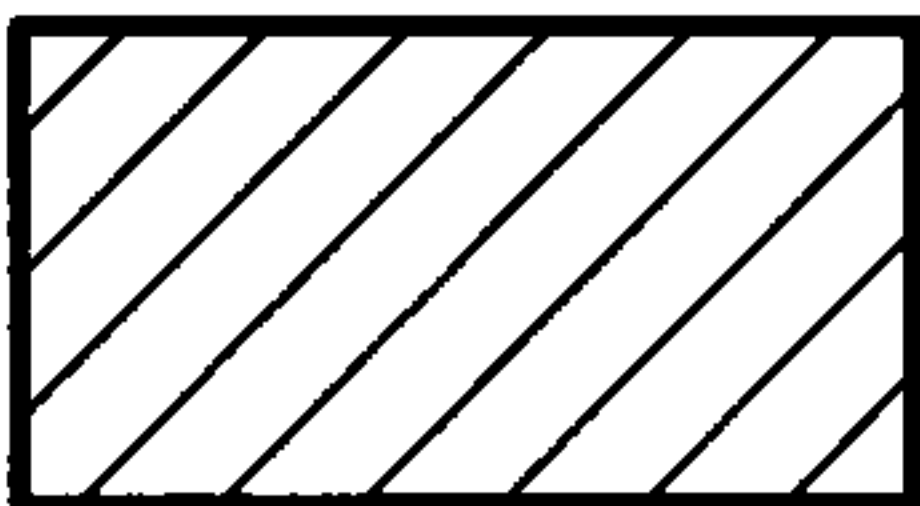
GRAPHIC SCALE



(IN FEET)

1 inch = 100 ft.

VACATION LEGEND:



RIGHT-OF-WAY REQUESTED TO BE VACATED

WILSON
& COMPANY

4900 Lang Avenue NE
Albuquerque, NM 87109
Phone: (505) 348-4000

DRAWING NAME: 0860001900_VACATION EXHIBIT.dwg
NETWORK ADDRESS: M:\IDS\08-600-019-00\CADD\
MAPPING\ABQ\

Mr. Ron Stern
President and CEO
Lovelace Medical Center
January 15, 2009

Re: Vacation of Walter St. MOU between LMC, City and APS

Dear Mr. Stern:

Upon reviewing your September 4, 2008 response to our desire to move forward with the MOU, we were shocked by the tone of your letter. It ranged far beyond the immediate issues at hand with the Walter Street work that is needed and had already been agreed to in principle by all parties involved (LMC, the City, and APS). All of our previous discussions with Lovelace had been cooperative in this effort. We suggest to you that we need to somehow get back on a better footing.

Lovelace Medical Center is important to our City, but it needs the City's cooperation. Respect for our representatives, schools and neighborhoods is critical to maintaining that cooperation. You have made favorable treatment for LMC in land use decisions a condition of moving forward with the MOU. These decisions are to be made on the facts actually presented in each case. To prejudge a case or make a promise of favorable treatment is legally impermissible. Even if a promise of favorable treatment was not contrary to state and federal law it is not acceptable to in any way hold the needs of our schools and neighborhoods hostage to anticipated future zoning approvals needed by LMC. It is simply good business for a corporate citizen to work with the City government and Public Schools for this public purpose of a school and transportation improvement project.

Walter St. serves both the school and medical facilities. We believe that the emphasis on non-emergency patient access to LMC should be at Elm, where there is a traffic signal. The capacity of the public street grid of the area was previously reduced for the benefit of LMC with the vacation of Marquette. Furthermore, LMC was given great administrative latitude in the relocation of its emergency entrance, for which no traffic impact was studied.

We propose the following points for a simplified MOU between the City, APS, and LMC:

1. Assuming that the DRB determines that the vacation of Walter Street meets the legal standards for a vacation, the parties agree that the portion of Walter Street between the property owned by Lovelace and APS should be vacated, closed to the general public, transferred without cost to APS, and limited to use by Lovelace and APS. The APS will be the applicant to the DRB seeking the vacation. The vacation will provide easements for Lovelace doctors' and service vehicles access to the parking garage. The parties agree to cooperatively work toward the vacation as shown on Attachment A. Pending the vacation, the Planning Department agrees to accept the modifications to the street layout in that area in accordance with City standards. Pending the vacation, the City agrees to allow APS to make the approved modifications in accordance with City standards,

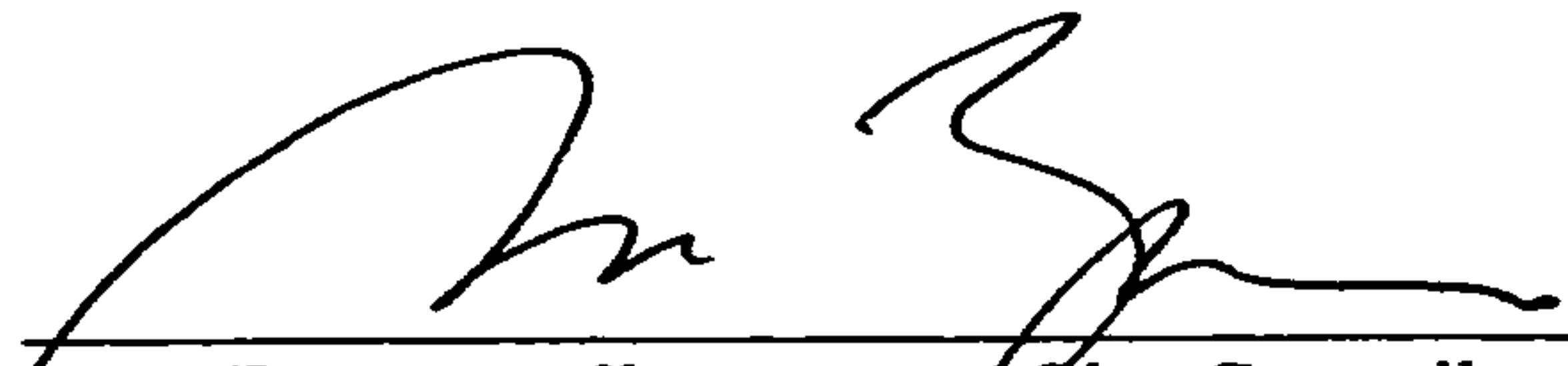
Elm

- including the right to landscape and maintain islands in the present public right-of-way. APS and Lovelace agree to indemnify and hold harmless the City for claims arising out of the modifications of Walter Street by APS and Lovelace.
2. LMC will convey to APS the approximately 3-4 feet needed for the 90 degree parking spaces in question. LMC will be responsible for its own landscape and signage modifications and replacement, if any. The project will be substantially as shown on Exhibit 'A' (enclosed) from the APS civil engineering consultant, however the design will be adjusted to preserve up to three of the existing evergreen trees, which will be irrigated and maintained by LMC. LMC will allow placement of mutually agreeable directional signage on their property if needed, as required to direct traffic to the APS parking spaces. Such signage will be at APS expense.
 3. APS will pay for the surveying cost. APS will provide design services, construction funds and landscaping for the reconfigured parking and drop-off areas at the north end of Walter St. ROW that will be vacated and will serve Longfellow School.
 4. APS will investigate the following: a) The pick-up/drop-off plan will need to include more than signage at the exit from the parent drop-off lane. A physical barrier such as curbing will need to be constructed to force parents to return to MLK at Walter Street and discourage parents from cutting through Lovelace to gain access to the traffic light at MLK and Elm Street. b) Walter Street should be considered for a right-turn only from southbound Walter Street to westbound MLK. c) APS will bear any cost that might be required to relocate the Post Indicator Valve and fire hydrant located at the northwest corner of the Medical Towers Building. d) APS will bear the cost for the relocation, if needed, of the Telephone Pedestal that is located on the east side of Walter Street where new parking spaces are proposed.

We hope that you will agree to this modified proposal at this time so that we can all move forward with this important work that we have committed to do to help improve the community.



Ed Adams, Chief Administrative Officer,
City of Albuquerque



Isaac Benton, Albuquerque City Councilor,
District 3



Brad Winter, Chief Operations Officer,
Albuquerque Public Schools

Memorandum of Understanding
February 27, 2008

1. Lovelace will convey to APS the right to use that portion of the angled parking on property owned by Lovelace on the east side of the Walter St. right of way. APS will pay Lovelace the appraised value of those parking spaces. Lovelace will allow placement of mutually agreeable directional signage on their property if needed, as required to direct traffic to the APS parking spaces. Lovelace will modify landscaping as necessary to accommodate portions of the parking spaces on their property.

✓ 2. Lovelace will design and construct a 30" drainage pipe in accordance with City standards, to run through Martineztown Park from the discharge east of the parking garage to Edith. Lovelace will prepare an Administrative Amendment to show the parking on Lovelace's site development plan (Dave Aube/HM Design Group to coordinate)

3. The parties agree that the portion of Walter Street between the property owned by Lovelace and APS should be vacated, closed to the general public, transferred without cost to APS, and limited to use by Lovelace and APS. City DMD agrees to undertake the closure of this portion of Walter Street except for the use of APS, Lovelace doctor (not public) parking access, and emergency vehicles. The parties agree to cooperatively work toward the vacation by the City of this portion of Walter Street as shown on Attachment A in accordance with City standards with a goal of transferring the vacated street to APS for use by APS and Lovelace. Pending the vacation of Walter Street, DMD agrees to approve the modifications to the street layout in that area in accordance with City standards. Pending the vacation, DMD agrees to allow APS to make the approved modifications including the right to landscape and maintain islands in the present public right-of-way. APS and Lovelace agree to indemnify and hold harmless the City for claims arising out of the modifications to Walter Street and the occupation of Walter Street by APS and Lovelace. (Brad Bingham, Mike Riordan and Richard Dourte to coordinate).

✓ 4. City Parks will coordinate with Citizens Information Committee of Martineztown to design an ADA-compliant paved path from Roma Avenue to Longfellow School, as part of Martineztown Park phase 2, to provide (drop-off and) pedestrian access for parents and students. (COA Parks, DMD; and Frank Martinez to coordinate)

5. City hydrology will work with CICM and Lovelace on future drainage improvements to handle flows from Lovelace and MLK Blvd. (Brad Bingham, Frank Martinez, and Dave Aube/HM Design Group to coordinate).

6. APS will provide design services, construction funds and landscaping for the reconfigured parking and drop off areas at the north end of Walter St. ROW that will be vacated and will serve Longfellow School. (Brad Winter and Mario Juarez-Infante to coordinate)

✓ 7. The storm sewer drop inlet at the north end of Walter St. and the pipe that will lead to the new 30" storm drain will be designed by APS as needed to improve drainage. The construction will be funded by Lovelace. This work by Lovelace will be coordinated with

• current accuracy - authority to build

• - Attachment - accuracy

the respective schedules for Martineztown Park Phase 2 and the Longfellow School addition. (Mario Juarez-Infante to coordinate)

Brad Winter
Director of Facilities Planning/Construction, APS

Clay Holderman
Lovelace Medical Center

Ed Adams
Chief Operations Officer, City of Albuquerque

Frank Martinez
CICM



Lovelace

Lovelace Medical Center - Downtown
401 Dr. Martin Luther King Jr. Ave. NE
Albuquerque, NM 87102

September 4, 2008

Isaac Benton
City Council
City of Albuquerque

RE: MEMORANDUM OF UNDERSTANDING BETWEEN LONGFELLOW ELEMENTARY SCHOOL,
LOVELACE MEDICAL CENTER AND CITY OF ALBUQUERQUE

Dear Councilor Benton:

Lovelace wants to work with these neighborhoods to continue to have a positive impact on these dynamic neighborhoods. We are pleased that we can offer solutions to allow better traffic flow for the school and neighborhood while continuing to protect pedestrian safety on the hospital campus. The items outlined below will assist in creating a better, safer school drop off system, create a more successful hospital and a safer neighborhood. The list below has been developed with the assistance of staff members for Lovelace Medical Center (LMC) in response to the Memorandum of Understanding that was prepared regarding the modifications and street improvements for Longfellow School and Walter Street.

1. Trees removed to facilitate construction of the parking spaces on the east side of Walter Street will be replaced with a mix of coniferous and deciduous trees. The number and spacing of the trees will be such that at maturity the tree canopies will overlap. The existing irrigation system will need to be modified for the new configuration. This shall be considered part of the new roadway improvements.
2. After the existing trees adjacent to Medical Towers are removed there will be more solar gain and visibility into the Medical Towers lower floor which is utilized as examination rooms. LMC would like to have a reflective film installed on the lower floor to limit the look in possibility.
3. The land to be utilized for public/APS parking spaces could be a "public access and parking easement", a lease agreement, or the property could be donated and added to the "public ROW". LMC would prefer to have this land be part of a Lease Agreement of Public Access Easement. This item will need to be reviewed by council for each entity and a legal agreement established.
4. The existing monument sign for the Lovelace Medical Towers building will need to be moved to a location closer to the entrance. A new monument sign base will need to be constructed to accommodate a similar size and shape sign. LMC is evaluating new signage options and the new sign facing shall be coordinated with LMC representatives prior to ordering and placement of signage. The new sign shall be

Isaac Benton

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12. Any boundary surveys required for the creation of the Public Access and Parking Easement or the Right of Way Dedication of the Lovelace Medical Center Downtown, adjacent to Walter Street NE, will be considered part of the roadway improvements.
13. All roadway improvement costs will be split between City of Albuquerque and Albuquerque Public Schools.
14. The following three items shall be processed through the City of Albuquerque Planning and Zoning Departments as Administrative Amendments. None of the proposed projects add additional square footage to the campus and therefore, fall well below the <2% additional square footage, could be processed without neighborhood notification as Administrative Amendments. There are six neighborhood associations (NA) surrounding the hospital campus. We would ask that each of the NA be encouraged by City staff to assist Lovelace in creating a better campus. Furthermore the Citizens Information Committee of Martineztown (CICM) will assist Lovelace on the projects list in this letter and on future projects by offering their support and promoting the needs of the hospital in their community.
 - LMC requests favorable consideration and assistance from City Council and CICM in seeking approval of an Administrative Amendment that will allow LMC to install additional large banners on the north side of LMC for the next five years. Each banner would be in place for a 12-month period, at which point it would then be replaced with new art. These banners will be limited to the size as previously approved under the Administrative Amendment in 2006. The sign dimensions were 56' wide x128' tall.
 - LMC requests favorable consideration and assistance from City Council and CICM in seeking approval of an Administrative Amendment that will allow LMC to construct a Helistop (Helipad without the option of overnight parking and fueling) on top of the Parking Structure adjacent to the Medical Towers Building. The preferred pad location will be on the northern most portion of the upper deck.
 - LMC requests favorable consideration and assistance from City Council and CICM in seeking approval of an Administrative Amendment that will allow LMC to install down lighting on the Main Hospital. This would enhance the building and could be designed in compliance with the night sky ordinance.

Respectfully,



Ron Stern
President and CEO
LOVELACE HEALTH SYSTEM

RS:lsu

Lovelace

Lovelace Medical Center

David S. Nevill
MSPH, MBA
Chief Executive Officer

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SIGN POSTING AGREEMENT

REQUIREMENTS

POSTING SIGNS ANNOUNCING PUBLIC HEARINGS

All persons making application to the City under the requirements and procedures established by the City Zoning Code or Subdivision Ordinance are responsible for the posting and maintaining of one or more signs on the property which the application describes. Vacations of public rights-of-way (if the way has been in use) also require signs. Waterproof signs are provided at the time of application. If the application is mailed, you must still stop at the Development Services Front Counter to pick up the sign.

The applicant is responsible for ensuring that the signs remain posted throughout the 15-day period prior to public hearing. Failure to maintain the signs during this entire period may be cause for deferral or denial of the application. Replacement signs for those lost or damaged are available from the Development Services Front Counter at a charge of \$3.75 each.

1. LOCATION

- A. The sign shall be conspicuously located. It shall be located within twenty feet of the public sidewalk (or edge of public street). Staff may indicate a specific location.
- B. The face of the sign shall be parallel to the street, and the bottom of the sign shall be at least two feet from the ground.
- C. No barrier shall prevent a person from coming within five feet of the sign to read it.

2. NUMBER

- A. One sign shall be posted on each paved street frontage. Signs may be required on unpaved street frontages.
- B. If the land does not abut a public street, then, in addition to a sign placed on the property, a sign shall be placed on and at the edge of the public right-of-way of the nearest paved City street. Such a sign must direct readers toward the subject property by an arrow and an indication of distance.

3. PHYSICAL POSTING

- A. A heavy stake with two crossbars or a full plywood backing works best to keep the sign in place, especially during high winds.
- B. Large headed nails or staples are best for attaching signs to a post or backing; the sign tears out less easily.


4. TIME


Signs must be posted from August 11, 2009 To August 26, 2009

5. REMOVAL

- A. The sign is not to be removed before the initial hearing on the request.
- B. The sign should be removed within five (5) days after the initial hearing.

I have read this sheet and discussed it with the Development Services Front Counter Staff. I understand (A) my obligation to keep the sign(s) posted for (15) days and (B) where the sign(s) are to be located. I am being given a copy of this sheet.

 7/30/09
(Applicant or Agent) (Date)

I issued 2 signs for this application, 7.30.09 
(Date) (Staff Member)

DRB PROJECT NUMBER: 1007918