



OFFICIAL NOTICE OF DECISION

CITY OF ALBUQUERQUE
PLANNING DEPARTMENT
DEVELOPMENT REVIEW BOARD

August 19, 2015

Project# 1010540

15DRB-70251 VACATION OF PUBLIC ALLEY RIGHT-OF-WAY

CARTESION SURVEY INC agents for ROBERT TINNIN request Vacation (Closing) for the Public Alley in Block 6, **SKYLINE HEIGHTS SUBDIVISION** located south of CENTRAL AVE SE between ALTEZ ST SE and CONCHAS ST SE. (L-20)

At its August 12, 2015 meeting, the Development Review Board concluded an advertised public hearing on the proposed vacations per section 14-14-7-2(F) of the Subdivision Ordinance. After concluding its public hearing, the Board recommends APPROVAL to the City Council of the vacation requests as shown on the attached Exhibit "C" and in the Planning file, based on the following recommended Findings per sections 14-14-7-2(A)(1), (B)(1), and (B)(3) of the Subdivision Ordinance, and subject to the following recommended Conditions of Approval per sections 14-14-7-2(F)(3)(c) and 14-14-7-2(F)(4) of the Subdivision Ordinance.

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

(B)(1) Based on the required replat, the public welfare is in no way served by retaining the public right of way. The City of Albuquerque does not need to utilize the 16 foot platted alley as right of way based on proposed 24 foot Public Access Easement and associated utility easements.

(B)(3) There is no convincing evidence that any substantial property right is being abridged against the will of the owner of the right; the 16 foot right of way will be replaced with a 24 foot Public Access Easement and associated utility easement such that existing property rights for access and utilities will be preserved. Property owners of record abutting the proposed vacation were notified by first class mail at least six days prior to the Development Review Board hearing, notice was published in a newspaper of general circulation 15 days before the date of the hearing, and signs were posted on the site 15 days prior to the hearing; objections presented at the hearing did not demonstrate the abridgement of a substantial property right.

CONDITIONS:

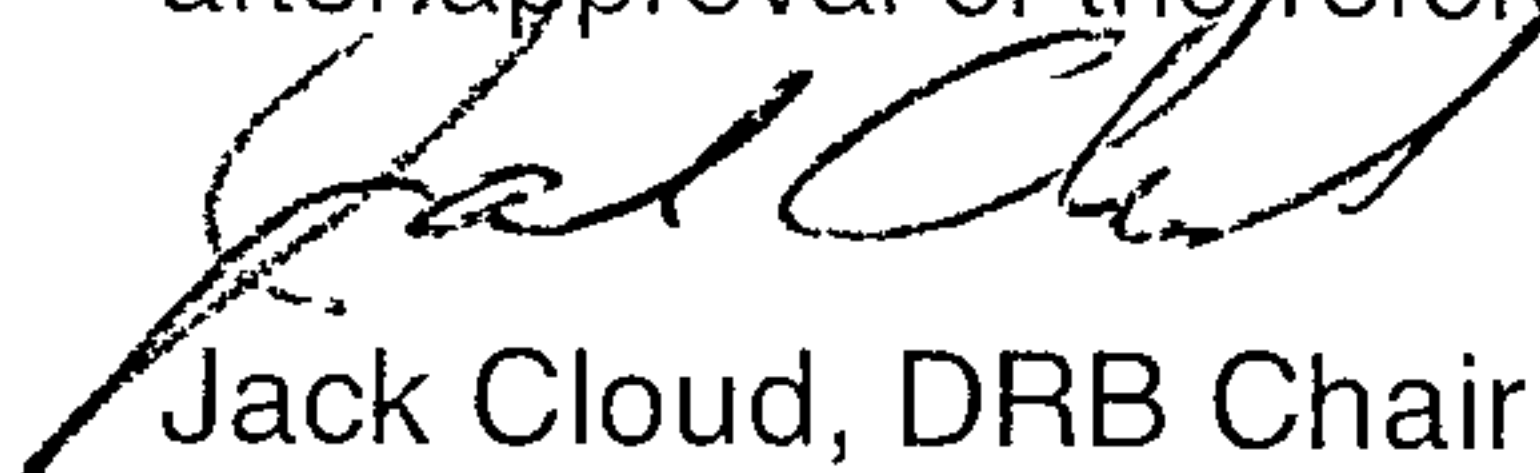
1. Final vacated right of way disposition shall be through the City Real Estate Office.
2. The vacations shall be shown on a replat approved by the Development Review Board, and the approved replat shall be filed for record with the Bernalillo County Clerk's Office within one year.

3. A 24 foot Public Access Easement as well as adequate easements for public utilities and infrastructure shall be retained/ provided; franchised utility companies shall acknowledge the vacation and adequate easements by their signature on the replat.

PROTEST: IT IS NOT POSSIBLE TO APPEAL DRB RECOMMENDATIONS TO CITY COUNCIL; RATHER, A FORMAL PROTEST OF THE DRB'S RECOMMENDATION CAN BE FILED WITHIN A 30 DAY PERIOD FOLLOWING THE DRB'S DECISION, WHICH IS BY September 11, 2015.

Protest is to the City Council. Any person aggrieved with this determination of the Development Review Board may file a protest 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 a protest. 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 protest. You will receive notice if any other person files a protest.

Successful applicants are reminded that other requirements of the City must be complied with, even after approval of the referenced application(s).



Jack Cloud, DRB Chair

CARTESIAN SURVEYS, INC.

Cc:

Larry Weingarten, P.O. Box 976, Sandia Park, NM 87047

Alvaro Lozano, 10004 Central Ave SE, 87123

Rick Duley, 5844 N Rice Lake Rd, Mercer, WI 54547-9519



City of Albuquerque PLANNING DEPARTMENT

Richard J. Berry, Mayor

Interoffice Memorandum

December 11, 2015

To: Dan Lewis, President, City Council

From: Richard J. Berry, Mayor

Subject: Skyline Vacation Project# 1010540

15DRB-70251 VACATION OF PUBLIC ALLEY RIGHT-OF-WAY

CARTESION SURVEY INC agents for ROBERT TINNIN request Vacation (Closing) for the Public Alley in Block 6, **SKYLINE HEIGHTS SUBDIVISION** located south of CENTRAL AVE SE between ALTEZ ST SE and CONCHAS ST SE. (L-20)

Request: This is a request for vacation of a portion of an alley, the eastern end of which was vacated in 1998. Similar to that earlier vacation, the applicant owns the property on the north and the south sides of the alley and desires to combine the lots to allow for a building with frontage on Central and parking in the rear. Also similar to the 1998 vacation, a Public Access Easement is proposed to be required in place of (and wider than) the public alley access.

There were objections presented to the vacation, but they did not address the wider access that would be afforded the adjoining property owners with the new public access easement. These objections are noted in the minutes and correspondence included with this packet.

At an advertised public hearing on August 12, 2015, the Development Review Board voted to recommend APPROVAL to the City Council of the vacation as shown on the Vacation Exhibit in the Planning file, based on the recommended Findings per sections 14-14-7-2(A)(1), (B)(1), and (B)(3) of the Subdivision Ordinance, and subject to the recommended Conditions of Approval per sections 14-14-7-2(F)(3)(c) and 14-14-7-2(F)(4) of the Subdivision Ordinance.

Per section 14-14-7-2(F)(3)(b) of the Subdivision Ordinance, this matter is being forwarded to the City Council to be placed on the consent agenda to determine if the vacation shall occur.

Title/ Subject of Legislation: Skyline Vacation Project# 1010540 15DRB-70251
VACATION OF PUBLIC ALLEY RIGHT-OF-WAY, DRB RECOMMENDATION FOR
APPROVAL

Approved:

Approved as to Legal Form:

Robert J. Perry Date
Chief Administrative Officer

Jessica M. Hernandez Date
City Attorney

Recommended:

Suzanne Lubar Date
Planning Director



OFFICIAL NOTICE OF DECISION

CITY OF ALBUQUERQUE
PLANNING DEPARTMENT
DEVELOPMENT REVIEW BOARD

August 19, 2015

Project# 1010540

15DRB-70251 VACATION OF PUBLIC ALLEY RIGHT-OF-WAY

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(B)(1) Based on the required replat, the public welfare is in no way served by retaining the public right of way. The City of Albuquerque does not need to utilize the 16 foot platted alley as right of way based on proposed 24 foot Public Access Easement and associated utility easements.

(B)(3) There is no convincing evidence that any substantial property right is being abridged against the will of the owner of the right; the 16 foot right of way will be replaced with a 24 foot Public Access Easement and associated utility easement such that existing property rights for access and utilities will be preserved. Property owners of record abutting the proposed vacation were notified by first class mail at least six days prior to the Development Review Board hearing, notice was published in a newspaper of general circulation 15 days before the date of the hearing, and signs were posted on the site 15 days prior to the hearing; objections presented at the hearing did not demonstrate the abridgement of a substantial property right.

CONDITIONS:

1. Final vacated right of way disposition shall be through the City Real Estate Office.
2. The vacations 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.

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Jack Cloud, DRB Chair

CARTESIAN SURVEYS, INC.

Cc:

Larry Weingarten, P.O. Box 976, Sandia Park, NM 87047

Alvaro Lozano, 10004 Central Ave SE, 87123

Rick Duley, 5844 N Rice Lake Rd, Mercer, WI 54547-9519



CITY OF ALBUQUERQUE
 PLANNING DEPARTMENT
 DEVELOPMENT REVIEW BOARD

August 12, 2015

PUBLIC AGENCY COMMENTS

Project# 1010540
 15DRB-70251 VACATION OF PUBLIC ALLEY
 RIGHT-OF-WAY

CARTESIAN SURVEYS INC agents for ROBERT TINNIN request Vacation (Closing) for the Public Alley in Block 6, **SKYLINE HEIGHTS SUBDIVISION** located south of CENTRAL AVE SE between ALTEZ ST SE and CONCHAS ST SE. (L-20)

AMAFCA <i>Lynn Mazur</i> lmazur@amafca.org	No comment.
MRCOG <i>Kendra Watkins</i> kwatkins@mrcog-nm.gov <i>Andrew Gingerich</i> AGingerich@mrcog-nm.gov <i>Maida Rubin</i> mrubin@mrcog-nm.gov	
TRANSIT <i>Shabih Rizvi</i> srizvi@cabq.gov	
ZONING ENFORCEMENT <i>Vince Montano</i> VMontano@cabq.gov	
NEIGHBORHOOD COORDINATION <i>Stephani Winklepleck</i> SWinklepleck@cabq.gov	Affected NA/HOA's: No Neighborhood and/or Homeowner Associations
APS <i>April Winters</i> winters_a@aps.edu	This will have no adverse impacts to the APS district.
POLICE DEPARTMENT <i>Steve Sink</i> SSink@cabq.gov	This project is in the Southeast Area Command. - No Crime Prevention or CPTED comments concerning the proposed <i>Vacation of Public Right-Of-Way</i> request at this time.
FIRE DEPARTMENT <i>Antonio Chinchilla</i> achinchilla@cabq.gov	Reviewed with No Comments.
PNM ELECTRIC <i>Daniel Aragon</i> Daniel.Aragon@pnm.com	PNM has facilities located in the area proposed to be vacated, Easement rights will need to be granted to PNM upon vacation.

NEW MEXICO GAS COMPANY <i>Robert Gomez</i> Robert.gomez@nmgco.com	
COMCAST <i>Mike Mortus</i> Mike_Mortus@cable.comcast.com	Comcast has overhead facilities on PNM poles as well as underground running east/west through that alley ROW per our franchise agreement. We would need to have the alley designated as a PUE for us to approve
CENTURYLINK	
ENVIRONMENTAL HEALTH <i>Paul Olson</i> polson@cabq.gov	
M.R.G.C.D <i>Ray Gomez</i> michael@mrgcd.us	No Adverse Comments.
OPEN SPACE DIVISION <i>Kent Reed Swanson</i> kswanson@cabq.gov <i>Sarah Brown</i> sbrowne@cabq.gov	OSD has reviewed and has no adverse comments.
TRANSPORTATION PLANNING (DMD) <i>John MacKenzie</i> jmackenzie@cabq.gov	
PARKS AND RECREATION <i>Carol Dumont</i> cdumont@cabq.gov	No adverse comments.
CITY ENGINEER/ HYDROLOG <i>Rita Harmon</i> RHarmon@cabq.gov	Hydrology has no objection to the request
ABCWUA <i>Kris Cadenda</i> KCadena@abcwua.org	There is an existing 18" sanitary sewer line in the alley; if vacated, a 20' easement centered on the facility will be needed, exclusive to the Water Authority.
TRANSPORTATION DEVELOPMENT <i>Racquel Michel</i> RMichel@cabq.gov	<ol style="list-style-type: none"> 1. Provide proof that property owners of record abutting the proposed vacation were notified by first class mail at least six days prior to the Development Review Board hearing approving the vacation and that no objection regarding access or the abridgement of a substantial property right was raised. 2. Show that the proposed vacation does not affect any access points for the surrounding lots. 3. Demonstrate the City of Albuquerque does not anticipate any need to utilize the existing right of way for roadway purposes.
PLANNING DEPARTMENT <i>Jack Cloud</i> jcloud@cabq.gov	<p>The City's Subdivision Ordinance allows that a request to vacate needs to be filed by "The owners of a <u>majority</u> of the front footage of land abutting the proposed vacation." The applicant is the majority owner in Block 6, but this is a continuous alley from Altez Street that connects to Conchas Street via a 24 ft Public Access Easement across Lot 7-A.</p> <p>Refer to comments from Transprtation Development/ affected agencies and any public hearing comments regarding the proposed vacation. Easements may be required to maintain access and for utilities.</p>



DEVELOPMENT REVIEW BOARD

Agenda

Plaza del Sol Building Basement Hearing Room

August 12, 2015

MEMBERS:

Jack Cloud..... DRB Chair
 Racquel Michel Transportation Development
 Kris Cadena ABCWUA
 Rita Harmon City Engineer
 Carol Dumont..... Parks & Recreation

Angela Gomez ~ Administrative Assistant

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


- Project# 1010458**
 15DRB-70278 EPC APPROVED SDP FOR
 SUBDIVISION

MARROW REARDON WILKSON MILLER, LTD
 agent(s) for CITY OF ALBUQUERQUE request(s) the
 above action(s) for all or a portion of Tract(s) 3,
MUNICIPAL ADDITION # 2 zoned SU-1 NATIONAL
 GUARD ARMORY & PRD, located on COPPER AVE
 BETWEEN WYMONING BLVD AND GEN
 MANDERBRG ST containing approximately 4.35 acre(s).
 (K-20) **INDEFINITELY DEFERRED.**


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

- Project# 1010538**
 15DRB-70249 VACATION OF PUBLIC
 ALLEY RIGHT-OF-WAY

DORIS RHODES/ THE COTTONWOODS LLC request
 Vacation (Closing) for the Public Alley in Block 29,
HUNING CASTLE ADDITION located south of LEAD
 AVE SW and west of 14th ST SW. (K-13) **DEFERRED
 TO 9/9/15.**


3. **Project# 1010540**
15DRB-70251 VACATION OF PUBLIC
ALLEY RIGHT-OF-WAY 

CARTESIAN SURVEYING INC agents for ROBERT
TINNIN request Vacation (Closing) for the Public Alley
in Block 6, **SKYLINE HEIGHTS SUBDIVISION**
located south of CENTRAL AVE SE between ALTEZ ST
SE and CONCHAS ST SE. (L-20) **THE VACATION
WAS RECOMMENDED FOR APPROVAL BY THE CITY
COUNCIL BASED ON EXHIBIT B IN THE PLANNING
FILE PER SECTION 14-14-7-2(A) (1) AND (B) (1)(3) OF
THE SUBDIVISION ORDINANCE.**


4. **Project# 1010332**
15DRB-70139 - PRELIMINARY PLAT
15DRB-70140 TEMPORARY DEFERRAL
OF SIDEWALK CONSTRUCTION
15DRB-70155 EPC APPROVED SDP FOR
SUBDIVISION 

MARK GOODWIN AND ASSOCIATES P.A. agents for
98TH ST LLC request the referenced/ above actions for
Tract 34D-1-A, **LANDS OF SALAZAR FAMILY
TRUST, et. al.** zoned SU-1/ MIXED USE, located in the
southwest corner of 98TH ST SW and GIBSON BLVD
SW containing approximately 25.17 acres. (N-9) *[Deferred
from 4/22/15, 5/6/15, 6/10/15, 6/24/15, 7/8/15, 7/15/15, 7/29/15]*
DEFERRED TO 8/26/15.

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

5. **Project# 1005191**
15DRB-70256 EXT OF MAJOR
PRELIMINARY PLAT 

THE GROUP agent(s) for SEVANO DEVELOPMENT
LLC request(s) the above action(s) for all or a portion of
Lot(s) 13-20, Block(s) 29, **NORTH ALBUQUERQUE
ACRES Tract A Unit B**, zoned RD, located on
LOUISIANA BLVD NE BETWEEN ALAMEDA BLVD
NE AND SIGNAL AVE NE containing approximately .84
acre(s). (C-18) *[Deferred from 8/5/15]* **A ONE-YEAR
EXTENSION OF THE PRELIMINARY PLAT WAS
APPROVED.**

6. **Project# 1010432**
15DRB-70277 MINOR - PRELIMINARY/
FINAL PLAT APPROVAL 

WAYJOHN SURVEYING INC. agent(s) for G & L
INVESTMENT CO. INC request(s) the above action(s)
for all or a portion of Lot(s) 8, 9 & 10, **BEL-AIR** zoned
C-1, located on SAN MATEO BETWEEN
CLAREMONT AND LOS ARBOLES containing
approximately .55 acre(s). (H-17) **DEFERRED TO
8/26/15.**

Cloud, Jack W.

From: patt <pattmoses2020@hotmail.com>
Sent: Tuesday, September 08, 2015 2:01 PM
To: Cloud, Jack W.; jmyers@moplaw.com
Subject: FW: Request for Vacation of Public Right of Way

Date: Tue, 8 Sep 2015 14:49:36 -0500
Subject: Fwd: Request for Vacation of Public Right of Way
From: pmoses505@gmail.com
To: pattmoses2020@hotmail.com

----- Forwarded message -----

From: **patricia moses** <pmoses505@gmail.com>
Date: Tue, Sep 8, 2015 at 2:45 PM
Subject: Re: Request for Vacation of Public Right of Way
To: patricia moses <pmoses505@gmail.com>

I am re-posting my reply to J. Cloud, also to J.Myers and ,to be read into the record at the City Council Meeting of Sept.9,2015,stating my objections to the proposed changes in the alley designation.By John's own statement "for all practical purposes there will be no change in how the alley may be used" further supports my position that no designation change need occur to continue it's historical pattern of use. When a public alley is allowed to be graded and paved over it becomes confusing,both to the general public and adjacent property owners.(example- Owners of Checker store allowed to grade and pave alley/sell to O'Riellys, who now think they can block access at will/ Police involvement required to clear alley before business customer can resume use). Do these current developers have a better scheme? Will they post signage/ paint lines designating no parking in the Public Right of Way?

IF allowed, this action will only serve to devalue contiguous property owner's land, restrict their business, while increasing value of the developers land and usage possibilities.

On Wed, Aug 5, 2015 at 11:29 PM, patricia moses <pmoses505@gmail.com> wrote:
Jack Cloud;

I am writing in opposition to a request by Robert Tinnen/Cartesian Survey Inc for vacation of a Public Right of Way for a portion of a public alley running parallel between Central Ave SE and Cochiti SE from Conchas on the east to Altez on the west.

This section of public alley/right of way has been open for the use of contiguous property owners, businesses, refuse department, city water and sewer, fire department, police, public utility companies and cable companies and been used for their respective purposes continuously since prior to 1989, the date when I purchased two of these properties.

Prior attempts to re-designate this alley have failed. No abandonment (since before 1989) has occurred that might allow for any change of designation use. Current local businesses use this alley daily in the course of business. The City of Albuquerque uses this alley to make scheduled dumpster pick-ups. A city storm

sewer, requiring periodic maintenance, runs down the center of the alley. All other entities have accessed this alley for their particular business reasons.

A brief records search shows the alley is designated as an alley from Altez east to the property line of 10030 Central Ave SE, at which point it ends as an alley and then becomes a public right of way to Conchas. This is a property occupied by O'Reilly Auto Parts, formerly owned/used by Checker Auto Parts. The city maps depict an alley termination on the east end of the alley. A search of city records supporting this occurrence have not been produced, as I have previously requested. I have requested to see a deed of transfer and/or other conveyance documents, but was told none exist. Now, by reason of this vacation request, one would be led to assume that an additional 150 ft of alley from 10026/10030 Central SE westward (toward Altez) has also been vacated and sold by the City of Albuquerque. I was actively operating my businesses at the alleged time of the first transfer of city property to Checker in 1998. I recall no notice of posting, no vacation hearing, no sale/transfer of land from the city to these property owners. If these documents exist in city records, please direct the appropriate departments to furnish copies to me. Until then, I can only consider any current requests to be without merit, and will resist any attempt to re-characterize this alley's traditional use.

Rick Duley

To be read into record at Aug.12,2015 hearing, Plaza Del Sol Building

Cloud, Jack W.

From: patricia moses <pmoses505@gmail.com>
Sent: Monday, August 10, 2015 12:23 PM
To: Cloud, Jack W.
Subject: Fwd: Request for Vacation of Public Right of Way

----- Forwarded message -----

From: **patricia moses** <pmoses505@gmail.com>
Date: Wed, Aug 5, 2015 at 11:29 PM
Subject: Re: Request for Vacation of Public Right of Way
To: Tony Garcia <tonyhandyman3960@gmail.com>

Jack Cloud;

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To be read into record at Aug.12,2015 hearing, Plaza Del Sol Building



DEVELOPMENT REVIEW BOARD

MINUTES

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

August 12th 2015

MEMBERS:

Jack Cloud, DRB Chairman, Planning Department

Angela Gomez, Administrative Assistant

Racquel Michael, P.E. , Transportation Development

Kristopher Cadena, P.E., Water Utility Authority

Rita Harmon, P.E., Hydrology/ City Engineer

Carol Dumont, Parks/Municipal Development

Project# 1010540

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PERSONS SPEAKING ON BEHALF OF THE REQUEST:

Mr. Will Plotner, Cartesian Surveys Inc. Rio Rancho New Mexico.

PERSONS SPEAKING IN OPPOSITION:

Mr. Larry Weingarden P.O. Box 976 Sandia Park New Mexico 87047.

Mr. Lozano 10004 Central SE

MR. JACK CLOUD, DRB CHAIRMAN: Agenda Item number 3, project 1010540. Cartesian Surveys Incorporated, agents for Robert Tinnin requesting vacation of a public alley in block 6 of the Skyline Heights Subdivision. Good morning.

MR. WILL PLOTNER: Good morning. Will Plotner with Cartesian Surveys, Rio Rancho New Mexico.

MR. PLOTNER SWORN IN

MR. PLOTNER: I am here on behalf of the owner requesting vacation of an existing alley. We intend to, because of existing utilities and the need for the access, we intend to continue that with a utility and access easement across the property when we do the replat.

CHAIRMAN CLOUD: So you are planning on doing a public access easement?

MR. PLOTNER: Yes.

CHAIRMAN CLOUD: Okay. In researching this case, it shows that the western, I'm sorry.....the eastern end of the alley was vacated with that provision that provided a public access but I understand there's been a gate put up over that public access.

MR. PLOTNER: Yes.

CHAIRMAN CLOUD: So that gives me a bit of concern, but we can discuss that during the hearing, how that might work. Because if it's public right-of-way, clearly the City has power to go in there the public right-of-way. Now that it's a public access easement, I'm not sure who's going to enforce the availability of that.

MR. PLOTNER: Well if I could give you some history on the gate as I know it.

CHAIRMAN CLOUD: Sure go ahead.

MR. PLOTNER: This used to be a mobile home [sales] facility and they had problems with vagrants coming in and helping themselves to the homes. So at that time the mobile home people put up a fence all the way around the property, with the adjoiners to the west agreeing that that would be best to put a gate there to prevent the vagrants from coming in with the understanding that that gate needed to be opened for access for the garbage trucks to get in and out of there because that was still being used.

CHAIRMAN CLOUD: Okay.

MR. PLOTNER: And since they have left, that fence and gate have remained in place. Now since then I don't know that the owners, you know, that was a leasing company who put that up, the mobile home facility so now the owners, I don't know that they knew that that fence and gate belonged to the mobile home company. So, I think that they are willing to open it up, you know, I don't even know who has the key to it. But nonetheless, they're going to open it up but I

do.... I have had discussions with the people to the west and they do like the idea that that fence is up, is my understanding to prevent vagrants from coming in and out, but they do want to make sure that that gate is opened up for their uses.

CHAIRMAN CLOUD: And since your client owns both north and south of this, I'm assuming they are wanting to create a single large tract?

MR. PLOTNER: That's correct.

CHAIRMAN CLOUD: Okay. Is there anyone interested in item number 3? Yes, Will, if you want to let them ...sir we need to have you sworn in and we need your name and address.

MR. LARRY WEINGARDEN SWORN IN

MR. WEINGARDEN: My name is Larry Weingarden.

CHAIRMAN CLOUD: Okay, and your address?

MR. WEINGARDEN: The address of the lots I don't have in front of me but I own four...

CHAIRMAN CLOUD: A mailing address for you would be fine.

MR. WEINGARDEN: My mailing address is P.O. Box 976, Sandia Park, New Mexico 87047.

CHAIRMAN CLOUD: Okay go ahead.

MR. WEINGARDEN: I own four lots directly to the west of this property and this property has been in my family since the late 50s or 60s. Somewhere along the line I remember my parents getting very upset because they were assessed pavements and stuff when they paved the road, they were assessed that and they came over there and found out that there was no driveway and they complained to the City officials at that time and the City official says "well there is a public alley way, you can get on your property that way." So all this time I've been using that alley way for egress when I need to get in there for something or other such as clean up and get a truck in there. It was rented out to a mobile home company as well as some other lots and they fenced the back perimeter and they put that fence in. Every time I've had to use it there was a chain and lock around the front so it appeared to be locked but there is a little wire that you untwist, the chain came off and you went in, so it wasn't really locked, it just appeared to be locked. Also on this property this alley way is an easement for utilities and trash pickup. Parsifal Street was plotted in there and at the time they put a manhole sewer in the middle of Parsifal Street. Since then it's been rescinded and I've received an additional 25 feet of property that I pay tax on for

a number of years but the manhole is there and I have been by this property, I just drive by occasionally and check on it, see how things are and I have seen several occasions where a sewer pumping truck is in there. Now I've noticed that there's surveys stakes has gone up there and I was a few feet off from what I measured where my property line was without the survey, there's no problem but the manhole is like right on the, almost on the property line, so they would have to come in from the east, go across this other property that they are talking about to get to this manhole.

CHAIRMAN CLOUD: Well what we were discussing earlier, if we vacate the alley there's definitely going to have to be easements retained. There will be easements for utilities, and we're talking about a public access easement so you'd still be able to come and go and the utility companies will still be able to access your utilities so, hearing that again, do you have any objection to the vacation of the alley if those easement rights are maintained?

MR. WEINGARDEN: So there would be.... the alley way would be opened?

CHAIRMAN CLOUD: It would be a public access.

MR. WEINGARDEN: So I could drive a big truck, a trailer to pick up the garbage that everybody throws there...

CHAIRMAN CLOUD: Again, it's access that would probably bigger than the alley, I think the alley is 16 feet on the property at the east end we ended up with a 24, Will did you look at that plat lately, do you recall? I'm pretty sure it's a 24 foot easement so we probably maintain a 24 foot public access easement through this property, so it would actually probably we wider than the alley is now.

MR. WEINGARDEN: Okay well I know that the telephone poles are in the alleyway itself...

CHAIRMAN CLOUD: Right. So again if the easements are provided do you have an objection to the vacation of right-of-way and turn it into an easement?

MR. WEINGARDEN: So I would...uh...I'm objecting to, I won't be able to get on my property?

CHAIRMAN CLOUD: No, you... it would be an access easement that would be wider than the alley is now.

MR. WEINGARDEN: So I would have to give up some of my property...

CHAIRMAN CLOUD: No, we are not requiring you to...

MR. PLOTNER: We would just make it wider so...

CHAIRMAN CLOUD: Up to your property.

MR. PLOTNER: It would make it wider up here, another 8 feet wider.

MS. RACQUEL MICHAEL, TRANSPORTATION DEVELOPMENT: Jack if I may?

CHAIRMAN CLOUD: Yes Racquel.

MS. MICHAEL: Sir, so what he's saying by easements is you'll be able get on and off your property through that easement and it will be wider than it is now and the utility companies will still be able to get on and off as well.

MR. WEINGARDEN: So you would be wider...

MR. PLOTNER: Making it wider over here on Mr. Tinnin's property. So here's Checker or what's now O'Reiley's and they have an easement that comes in so this is a 16 foot alley, and they are going to make it a 24 foot public access.

MR. WEINGARDEN: Okay public access. Isn't that what an alley is?

MR. PLOTNER: It is but right now we can't make these lots the same, together, we can't make them together to make one lot to be able to develop it without getting rid of the alley.

MR. WEINGARDEN: Are you going to fence this area, or what?

MR. PLOTNER: No I don't believe so, I'm not the owner of it but we're trying to make this entire property have access to Central. So I would assume they're going to build a building back here and this will be the parking.

CHAIRMAN CLOUD: Part of the reason for this request is likely.... if they combine all of these into a single parcel, they can meet their parking requirements say, down on the south end of their property, have their building up on the north end. As of now you have to have parking on your lot, so if their property is divided by a public alley, that basically cuts their available parking spaces in half. It will allow for a larger development.

MS. MICHAEL: So right now it's two lots separated by an alley. They want to make it into one lot with an access easement so you can still get on and off of it, go across it. But it will be on their lot, it's not part of the City's right of way.

MR. WEINGARDEN: So you're not restricting...

MS. MICHAEL: We're not restricting access or...

MR. WEINGARDEN: That's just for any of this and any of the utilities ...

MS. MICHAEL: Yeah, and most likely it will help clear out some of the vagrants with development...hopefully.

MR. WEINGARDEN: Well you know, the lot's fenced in on the back and I go try to clean it up but stuff blows in and people throw stuff over the fence and right now the weeds are growing because we're in monsoon season and...

CHAIRMAN CLOUD: So the intent is to maintain your access as well as for the utilities.

MR. WEINGARDEN: The access will be maintained?

CHAIRMAN CLOUD: It will be improved actually.

MR. WEINGARDEN: Okay this letter has nothing to do with...

CHAIRMAN CLOUD: That was just a notice of this hearing sir. Thank you for coming.

MR. WEINGARDEN: Thank you.

CHAIRMAN CLOUD: We have somebody else who just signed up. Mr. Lazano. Yes if you could be sworn in please?

MR. LOZANO SWORN IN

MR. LOZANO: The first thing, I never received a letter for this particular case, even when there was two weeks' notice, never received it.

CHAIRMAN CLOUD: There's a limit to how far the mail notice goes so you are probably outside the...

MR. LOZANO: Never received it, never.

CHAIRMAN CLOUD: You probably weren't on the list. We only notify so far out from the request.

MR. LOZANO: Okay. I'm one of the property owners 10004 Central and 10008.

CHAIRMAN CLOUD: So you are probably too far away from where this alley closure is proposed.

MR. LOZANO: I'm going to be affected in this particular situation too. When it says they post the, that is says to vacation of right of way, I'm going to oppose to that vacation right of way.

CHAIRMAN CLOUD: Because?

MR. LOZANO: It is, even when it is going to be even better, seems like it's going to be better on the long run. But I think if I opposed to no vacation right of way, and leave it like that because later on they are going to change, it's going to be easier to change whatever it is right now.

CHAIRMAN CLOUD: Well they are going to make the access wider and there's still going to be access for utilities so .

MR. LOZANO: To begin with but they can change later on. I don't know how but it has happened.

CHAIRMAN CLOUD: I don't know how either, I don't, once it's an easement....okay...

MR. LOZANO: Seems to be better for me, wider and nice but if they leave it the way it is, no change, that's what I'm going to agree to, no vacation of right of way.

MS. MICHAEL: Sir where is your property located?

MR. LOZANO: 10004 Central and 10008 Central.

MS. MICHAEL: Okay.

MR. LOZANO: And then Larry, he's my neighbor, his property runs parallel to mine and any change is going to affect him and affect me, and there's the public service which is going to stay open definitely, or the way he petitions for me ... it has to be opened anyways either or.

CHAIRMAN CLOUD: Right.

MR. LOZANO: I don't know if you received a letter from either through your email or from the regular mail from, I have a contract with one of the other owners and then he was going to send a letter through Mr. Cloud as some records...

CHAIRMAN CLOUD: Right we received that from...and we are going to get to that we are just have the public hearing now.

MR. LOZANO: I don't know if it's clear or not. And then it says vacation of right of way which means, seems to me they're going to do whatever they want to the alley way.

CHAIRMAN CLOUD: Right so those...a vacation is...of right of way means it's no longer public property, it no longer belongs to the City. What we are talking

about again is to retain easements which still have the same rights that you have with an alley, you have a right for the utilities to be there and a right for access, for vehicles to come and go.

MR. LOZANO: No vacation of right of way, that's my point and responding to.

CHAIRMAN CLOUD: Okay, thank you very much. Anybody else here for item 3? Yes we did receive a letter in that has been made part of the record, Angela, we'll put that into the file. Again from other agencies we had comments about the need to maintain utilities which would be a requirement and the applicants' conceded. Parks and Recreation, Christina, comments on agenda item number 3?

MS. CHRISTINA SANDOVAL, PARKS AND RECREATION: We would have no objection.

CHAIRMAN CLOUD: Hydrology/City Engineer, Rita?

MS. RITA HARMON, HYDROLOGY/CITY ENGINEER: No objection.

CHAIRMAN CLOUD: Water Authority, Kris?

MR. KRISTOPHER CADENDA, WATER AUTHORITY: Yes, as you know there is an existing 8" sanitary sewer which runs along that alley, we would just need to maintain 20 foot easement centered on the facility itself that's exclusive to the water authority, no further comment.

CHAIRMAN CLOUD: Well but access could be over that?

MR. CADENA: Correct, no other utilities.

CHAIRMAN CLOUD: Transportation Development, Racquel?

MS. MICHAEL: Proof needs to be provided that property owners of record abutting the proposed vacation have no objection regarding access or other abridgement of property rights. You need to show that the proposed vacation does not affect any access points for the surrounding lots and the City of Albuquerque does not anticipate any need to utilize existing right of way for roadway purposes.

CHAIRMAN CLOUD: And again just for the record, the letter that we received was raising the same issues about not wanting to lose access and for maintaining utility access, but I think with the requirement, and again if you would please verbally acknowledge that you intend to provide a 24 foot public access easement.

MR. PLOTNER: Absolutely.

CHAIRMAN CLOUD: Okay and the utility easements as needed?

MR. PLOTNER: That's correct

CHAIRMAN CLOUD: if you have a 20 foot easement centered, have you located the PNM, the overhead easements? Are they going to be outside of...

MR. PLOTNER: I don't believe that they will be outside of yours.....

MR. CADENA: They're overhead correct?

CHAIRMAN CLOUD: Yes.

MR. CADENA: And based on existing conditions I think we would be able to live with that, it's just a matter of us having the actual easement on the surface exclusive to the Water Authority and no other utilities.

MR. PLOTNER: Okay.

CHAIRMAN CLOUD: The Subdivision Ordinance will require City Council take final action on this request so the Board will only be making a recommendation, but based on the provision of the easements for access and utilities, I do not... I would make a recommended finding that there is no property right being abridged against the will of the owner of the right because we're actually going to be improving the access portion of it. Any comments from the board?

MS. MICHAEL: The only pause I have is that there are multiple letters and people coming out in opposition.

CHAIRMAN CLOUD: Right and I think the requirement with the condition for easements should address their concerns.

We are going to make a recommendation to City Council that this be approved with the provision that easements be included for public access and for utilities. This is going to go to the City Council, we'll be sending you a letter of this decision and if you want to submit letters of protest, you'll be given instructions on how to do that, and then you will be notified when it does make it to City Council. Yes sir....

MR. LOZANO: *unintelligible*...so I will receive the letter?

CHAIRMAN CLOUD: We have your address right here, 10004 Central SE? Okay yes you will receive a notice yes.

We will recommend approval subject to the findings and conditions of the subdivision ordinance and with the condition that the 24 foot public access easement be provided and utility easements for existing facilities. Thank you all for coming.



Supplemental Form (SF)

SUBDIVISION

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

SITE DEVELOPMENT PLAN

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

STORM DRAINAGE (Form D)

- Storm Drainage Cost Allocation Plan

S Z ZONING & PLANNING

- Annexation
- Zone Map Amendment (Establish or Change Zoning, includes Zoning within Sector Development Plans)
- Adoption of Rank 2 or 3 Plan or similar
- Text Amendment to Adopted Rank 1, 2 or 3 Plan(s), Zoning Code, or Subd. Regulations
- Street Name Change (Local & Collector)
- APPEAL / PROTEST of...**
- Decision by: DRB, EPC, LUCC, Planning Director, ZEO, ZHE, Board of Appeals, other

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): Cartesian Surveys Inc PHONE: 896-3050
 ADDRESS: P.O. Box 44414 FAX: 891-0244
 CITY: Rio Rancho STATE NM ZIP 87174 E-MAIL: cartesiand Denise@gmail.com
 APPLICANT: Robert Tinnin PHONE: _____
 ADDRESS: P.O. Box 37438 FAX: _____
 CITY: Albuquerque STATE NM ZIP 87176 E-MAIL: _____
 Proprietary interest in site: _____ List all owners: _____

DESCRIPTION OF REQUEST: Vacation of 16foot Alley

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. 16' Alley Block: 6 Unit: _____
 Subdiv/Addn/TBKA Skyline Heights
 Existing Zoning: C-2 Proposed zoning: C-2 MRGCD Map No _____
 Zone Atlas page(s). L-20-2 UPC Code. _____

CASE HISTORY:

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

CASE INFORMATION:

Within city limits? Yes Within 1000FT of a landfill? No
 No. of existing lots: _____ No. of proposed lots: _____ Total site area (acres): 0.0555
 LOCATION OF PROPERTY BY STREETS: On or Near: Central Avenue SE
 Between: Conchas Street SE and Altez Street SE
 Check if project was previously reviewed by: Sketch Plat/Plan or Pre-application Review Team(PRT) Review Date: _____

SIGNATURE

[Signature] DATE 7/16/15
 (Print Name) Denise King Applicant: Agent:

FOR OFFICIAL USE ONLY

Revised: 11/2014

<input type="checkbox"/> INTERNAL ROUTING	Application case numbers	Action	S.F.	Fees
<input type="checkbox"/> All checklists are complete	<u>15DRB - 70251</u>	<u>VPRW</u>	_____	<u>\$300.00</u>
<input type="checkbox"/> All fees have been collected	_____	<u>LMF</u>	_____	<u>\$20.00</u>
<input type="checkbox"/> All case #s are assigned	_____	<u>ADV</u>	_____	<u>\$75.00</u>
<input type="checkbox"/> AGIS copy has been sent	_____	_____	_____	\$ _____
<input type="checkbox"/> Case history #s are listed	_____	_____	_____	\$ _____
<input type="checkbox"/> Site is within 1000ft of a landfill	_____	_____	_____	\$ _____
<input type="checkbox"/> F.H.D.P. density bonus	_____	_____	_____	Total
<input type="checkbox"/> F.H.D.P. fee rebate	_____	_____	_____	<u>\$395.00</u>

Hearing date August 12, 2015
7-17-15 Project # 1010540

- 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)**
 - ___ 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.

 Denise King
 Applicant name (print)

 Applicant signature / date
 7/16/15



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

Application case numbers
 15 - DRB - 70251

Form revised 4/07

 Planner signature / date
 7-17-15
 Project # 1010540

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 7-28-15 To 8-12-15

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.

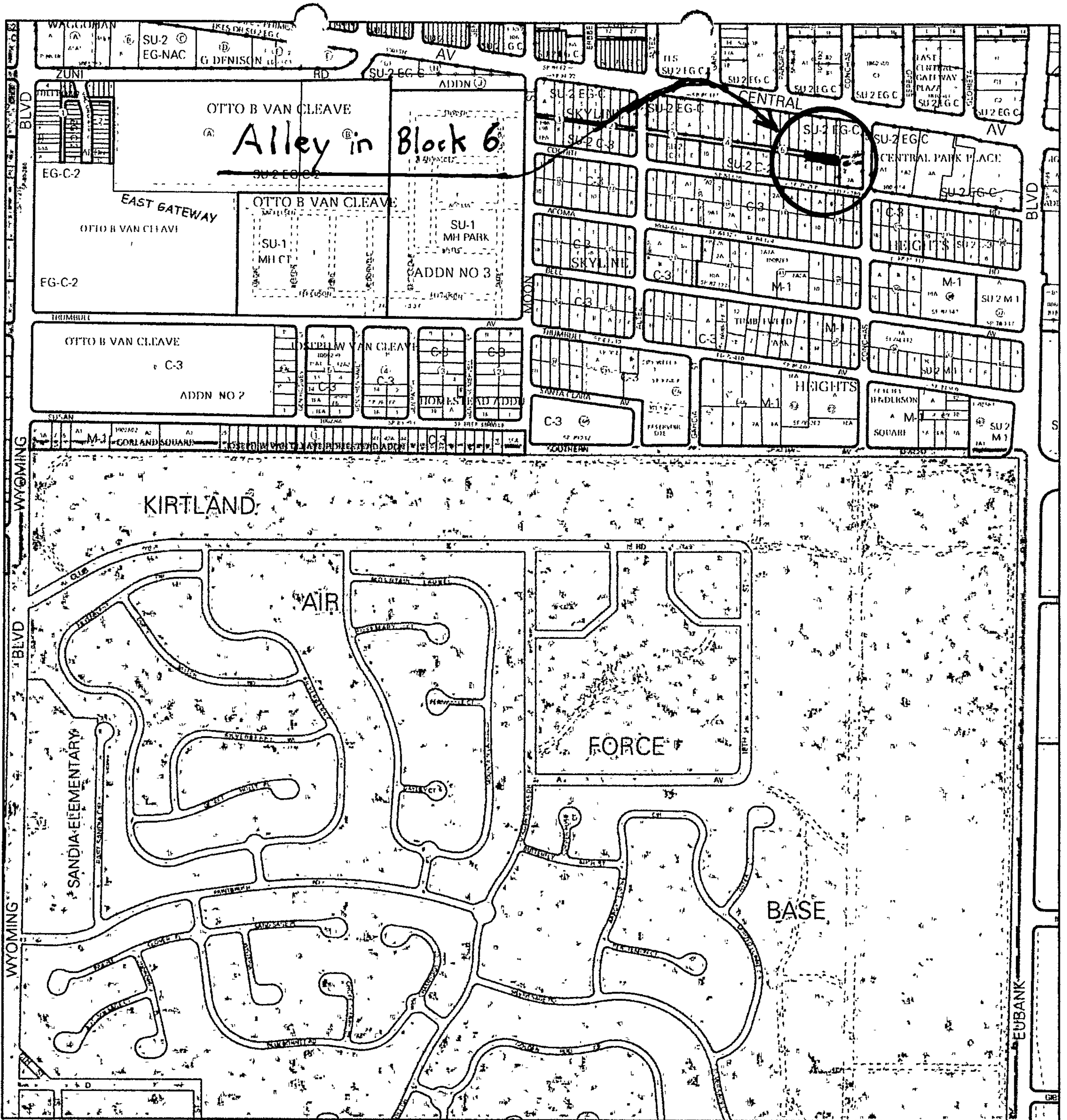
I have read this sheet and discussed it with the Development Services Front Counter Staff. I understand (A) my obligation to keep the sign(s) posted for (15) days and (B) where the sign(s) are to be located. I am being given a copy of this sheet.

Cherie Calderon
(Applicant or Agent)

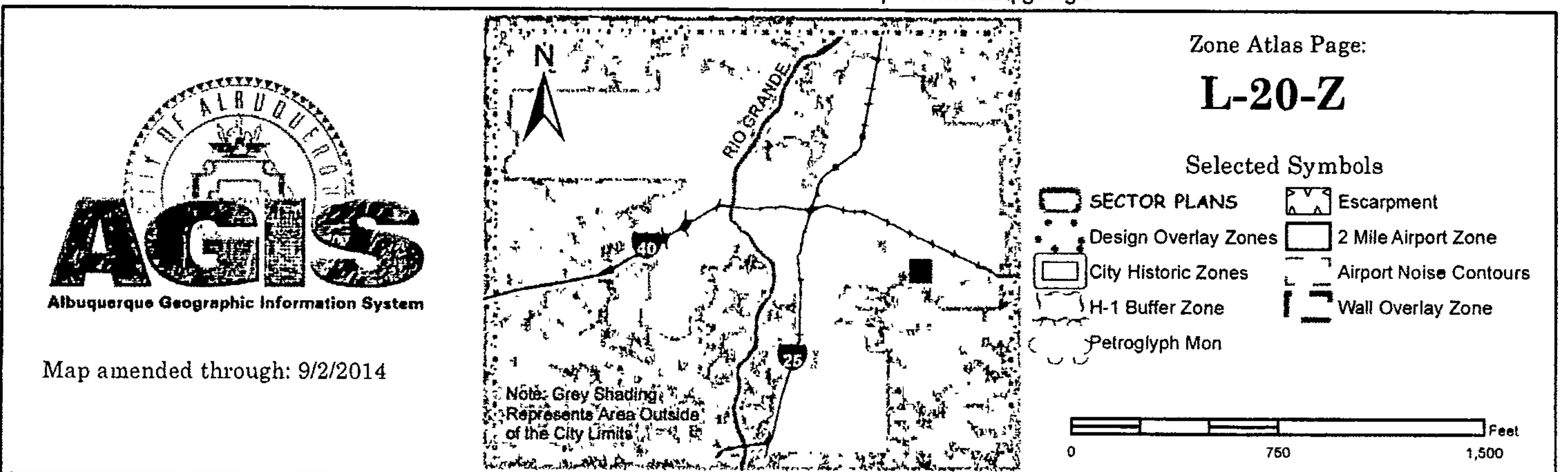
7-17-15
(Date)

I issued 2 signs for this application, 7-17-15 [Signature]
(Date) (Staff Member)

DRB PROJECT NUMBER: 1010540



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



Cartesian Surveys Inc.
PO Box 44414, Rio Rancho, NM 87174
896-3050 Fax 891-0244

July 16, 2015

Albuquerque. NM

Re: Vacation of 16' Alley

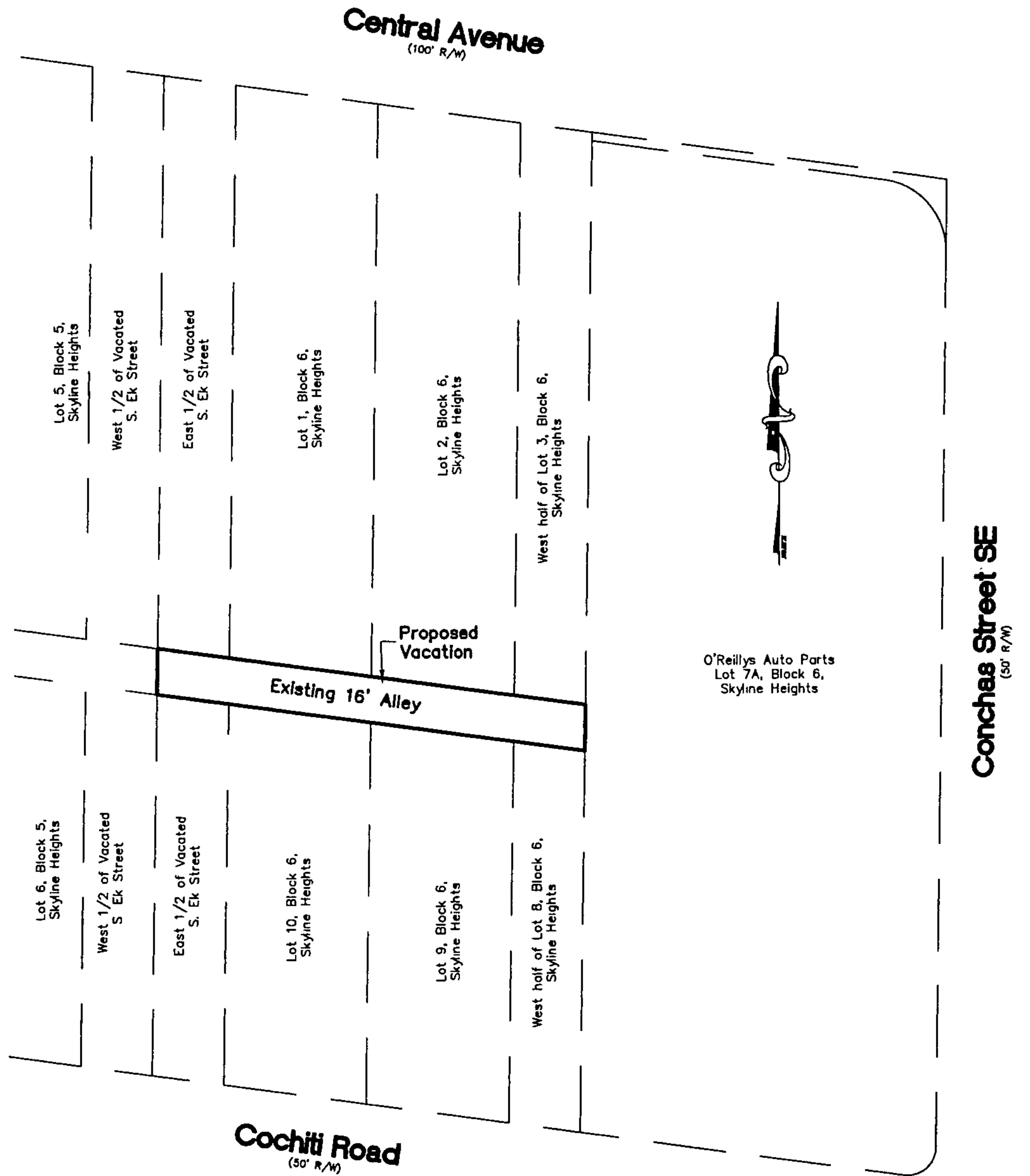
Dear _____,

This letter is to inform you that our firm is requesting a vacation of a 16' Alley, located within your neighborhood. The 16' alley being vacated is located South of Central Avenue SE, West of Conchas Street SE and North of Cochiti Road SE (See Attached)]. If you wish to attend, there will be a hearing regarding this matter held at the Plaza Del Sol building located at 600 2nd St NW. Please contact our office for further information regarding this meeting or with any additional questions or concerns.

Thank you,

Will Plotner

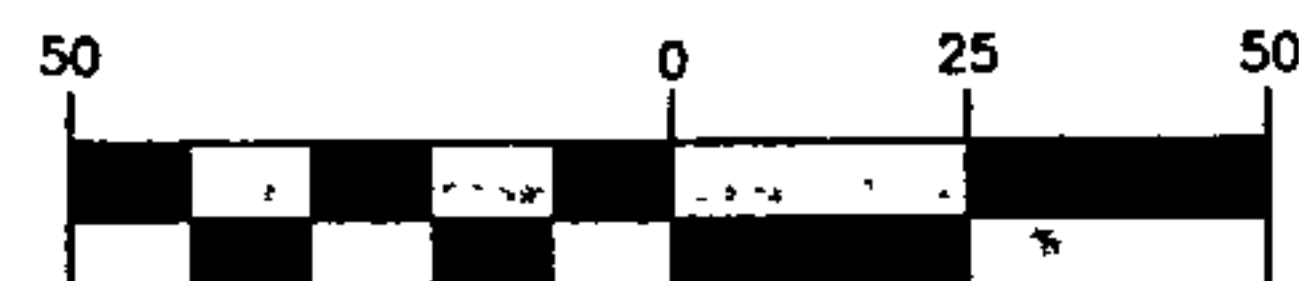
Exhibit
Proposed Vacation of a 16' Alley
Between Lots 1, 2, 9 and 10
and the West Half of Lots 3 and 8
Block 6, Skyline Heights
City of Albuquerque
Bernalillo County, New Mexico
 July 2015



CARTESIAN SURVEYS INC.

P.O. BOX 44414 RIO RANCHO, N.M. 87174
 Phone (505) 896-3050 Fax (505) 891-0244

GRAPHIC SCALE



(IN FEET)
 1 inch = 50 ft.



City of Albuquerque
P.O. Box 1293, Albuquerque, NM 87103

PLEASE NOTE: The NA/HOA information listed in this letter is valid for one (1) month. If you haven't filed your application within one (1) month of the date of this letter – you will need to get an updated letter from our

July 17, 2015

Planning Department
Plaza Del Sol Building
600 Second St. NW
Second Floor (924-3860)

This letter will serve to notify you that on **July 17, 2015:**

Contact Name: WILL PLOTNER, JR.

Company or Agency: CARTESIAN SURVEYS
1005 21 STREET
RIO RANCHO, NM 87124
PHONE: 505-896-3050/FAX: 505-891-0244

contacted the Office of Neighborhood Coordination requesting the names of **ALL Neighborhood and/or Homeowner Associations** who would be affected under the provisions of §14-8-2-7 of the *Neighborhood Association Recognition Ordinance* by your proposed project at **(DRB SUBMITTAL) – VACATION OF ALLEY BETWEEN LOTS 1,2,9 AND 10 AND WEST HALF OF LOTS 3 AND 8, BLOCK 6, SKYLINE HEIGHTS LOCATED ON CENTRAL AVENUE SE BETWEEN CONCHAS STREET SE AND ALTEZ STREET SE** zone map L-20.

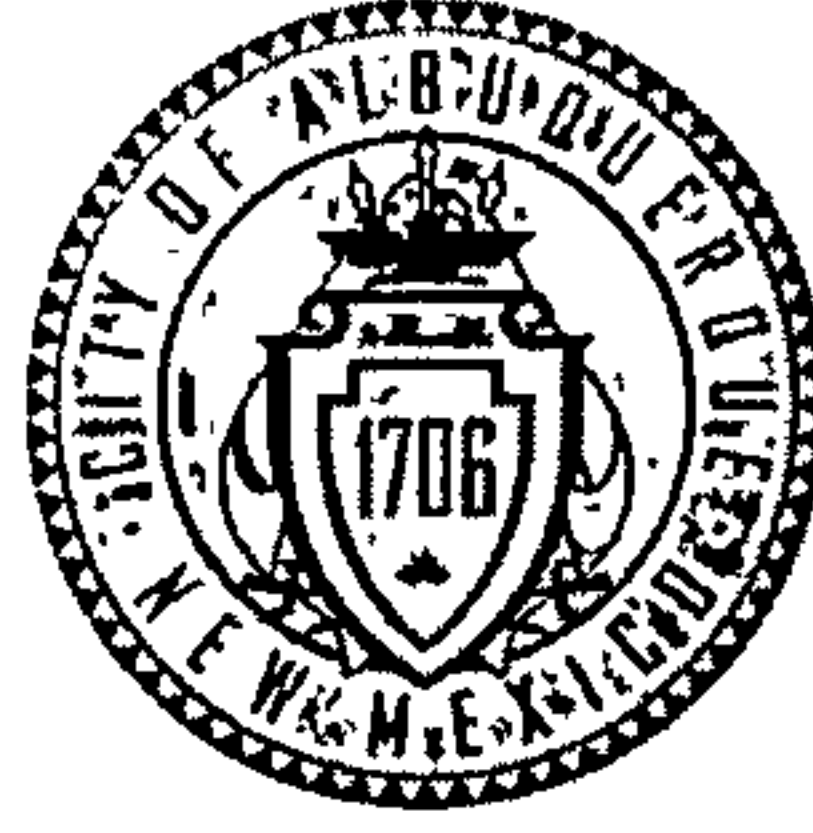
Our records indicate that as of July 17, 2015, there were no Neighborhood and/or Homeowner Associations in this area.

If you have any questions about the information provided, please contact me at (505) 924-3902 or via an e-mail message at swinklepleck@cabq.gov or by fax at (505) 924-3913.

Sincerely,

Stephani Winklepleck

Stephani Winklepleck
Neighborhood Liaison
OFFICE OF NEIGHBORHOOD COORDINATION
PLANNING DEPARTMENT



INTER-OFFICE MEMORANDUM

COMMENTING AGENCIES

TRANSPORTATION DEVELOPMENT*John MacKenzie*
TRANSIT & PARKING DEPARTMENT*Shabih Rizvi*
COUNCIL OF GOVERNMENTS.....*Kendra Watkins/Andrew Gingerich*
AMAFCA.....*Lynn Mazur*
APD CRIME PREVENTION.....*Steve Sink*
OPEN SPACE DIVISION.....*Kent Reed Swanson/Sarah Brown*
FIRE DEPARTMENT.....*Antonio Chinchilla*
ZONING ENFORCEMENT INSPECTOR.....*Vince Montano*
NEIGHBORHOOD COORDINATION.....*Stephani Winklepleck*
PNM.....*Daniel Aragon*
NEW MEXICO GAS COMPANY.....*Patrick Sanchez*
ALBUQUERQUE PUBLIC SCHOOLS.....*April Winters*
COMCAST CABLE.....*Mike Mortus*
Mid.Rio Grande Conserv. Dist. (MRGCD).....*Ray Gomez*
ENVIRONMENTAL HEALTH.....*Paul Olson*

Your comments on the following case(s) are requested.

PROJECT # 1010540

Board hearing date:

WEDNESDAY, December 2, 2015



Supplemental Form (SF)

SUBDIVISION

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

SITE DEVELOPMENT PLAN

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

STORM DRAINAGE (Form D)

- Storm Drainage Cost Allocation Plan

S Z ZONING & PLANNING

- Annexation
- Zone Map Amendment (Establish or Change Zoning, includes Zoning within Sector Development Plans)
- Adoption of Rank 2 or 3 Plan or similar
- Text Amendment to Adopted Rank 1, 2 or 3 Plan(s), Zoning Code, or Subd. Regulations
- Street Name Change (Local & Collector)
- APEAL / PROTEST of...**
 - Decision by: DRB, EPC, LUCC, Planning Director, ZEO, ZHE, Board of Appeals, other

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): Cartesian Surveys Inc PHONE: 8910-3050
 ADDRESS: PO Box 44414 FAX: 891-0244
 CITY: Rio Rancho STATE NM ZIP 87174 E-MAIL: Cartesianamber@gmail.com
 APPLICANT: Robert Tinnio PHONE: _____
 ADDRESS: PO Box 37438 FAX: _____
 CITY: Albuquerque STATE NM ZIP 87176 E-MAIL: _____
 Proprietary interest in site: _____ List all owners: _____

DESCRIPTION OF REQUEST: Vacation of public utility easement retained within previously vacated S. EK 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. Portions of previously vacated S. EK St Block: 10 Unit: _____
 Subdiv/Addn/TBKA: SKYLINE HEIGHTS
 Existing Zoning: C-2 Proposed zoning: C-2 MRGCD Map No _____
 Zone Atlas page(s): L-20-2 UPC Code: _____

CASE HISTORY:

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

CASE INFORMATION:

Within city limits? Yes Within 1000FT of a landfill? No
 No. of existing lots: _____ No. of proposed lots: _____ Total site area (acres): 0.3154 Acres
 LOCATION OF PROPERTY BY STREETS: On or Near: Central Ave
 Between: Conchas St SE and Atrez St SE
 Check if project was previously reviewed by: Sketch Plat/Plan or Pre-application Review Team(PRT) Review Date: _____

SIGNATURE Amber Palmer DATE 11/16/15
 (Print Name) Amber Palmer Applicant: Agent:

FOR OFFICIAL USE ONLY

Revised: 11/2014

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

SDRB - 70409

Action

VR0W
ADR
CMF

S.F.

Fees

 \$ 300.00
 \$ 75.00
 \$ 20.00
 \$ _____
 \$ _____
 Total
 \$ 395.00

Hearing date December 2 2015

V. [Signature]

11-16-15
Staff signature & Date

Project # 1010540

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)
 - 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.

Amber Palmer
 Applicant name (print)
Amber Palmer 11/6/15
 Applicant signature / date



Form revised 4/07

<input checked="" type="checkbox"/> Checklists complete	Application case numbers	<u>Vug</u>	<u>11-6-15</u>
<input checked="" type="checkbox"/> Fees collected	<u>DRB</u> - <u>20409</u>		Planner signature / date
<input checked="" type="checkbox"/> Case #s assigned	_____	Project # <u>1010540</u>	
<input checked="" type="checkbox"/> Related #s listed	_____		

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 November 17, 2015 To December 2, 2015

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.

[Signature]
(Applicant or Agent)

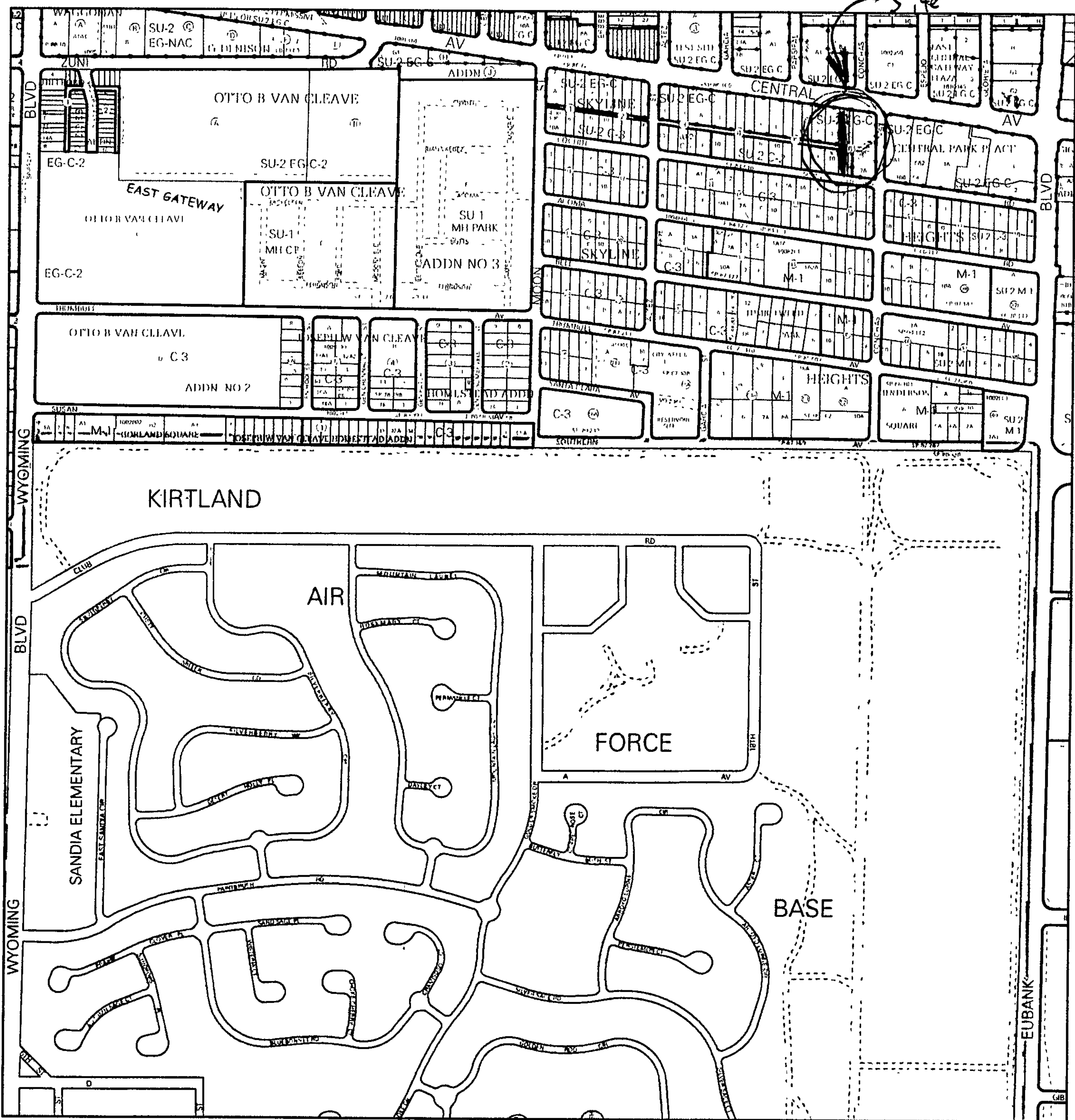
11-6-15
(Date)

I issued 2 signs for this application, 11-6-15
(Date)

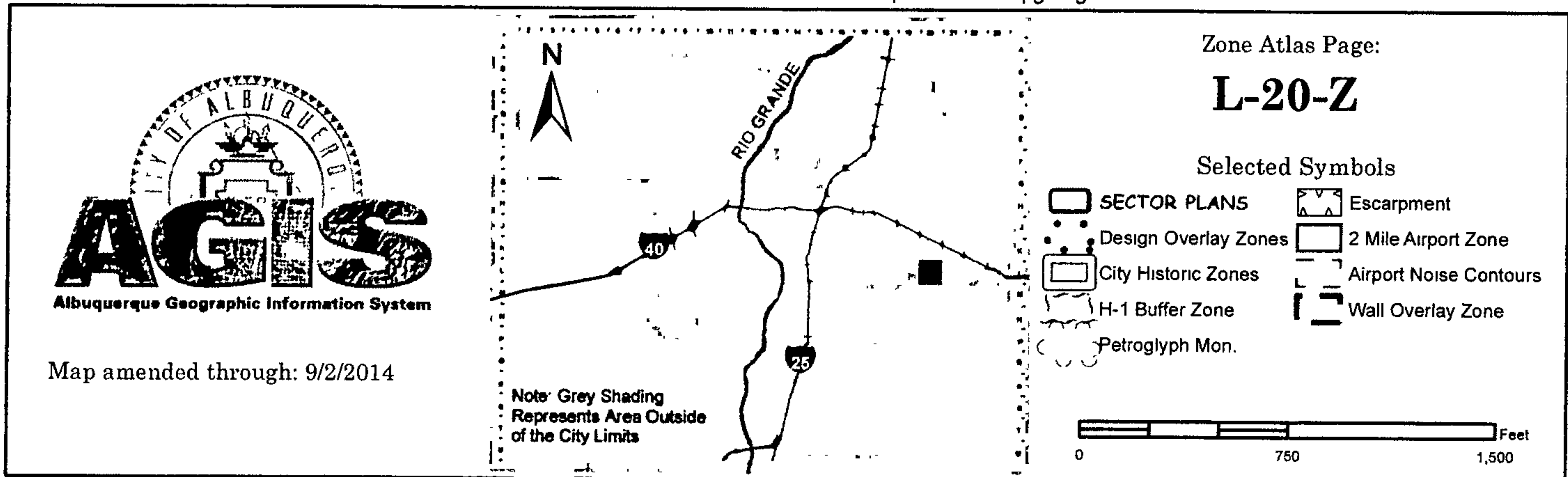
[Signature]
(Staff Member)

PROJECT NUMBER: 15 DRB-70251

1010540



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



Cartesian Surveys Inc.
PO Box 44414, Rio Rancho, NM 87174
896-3050 Fax 891-0244

November 5, 2015

Development Review Board
City of Albuquerque

Re: Vacation of a Public Utility Easement

Members of the Board:

Cartesian Surveys is acting as an agent for the owner and requests approval of a vacation of a public utility easement retained in place of previously vacated S. Ek St.

If you have any questions, please feel free to call.

Thank you for your time and consideration.

Will Plotner Jr., NMLS 14271

Q U I T C L A I M D E E D

110

THE CITY OF ALBUQUERQUE, NEW MEXICO, a municipal corporation
for consideration paid, quitclaim to E. M. ROBINSON, a
married man, the following described real estate in
BERNALILLO County, New Mexico:

The East 25.175' feet of the following described
portion of Ek Street S. E., Right-of-Way vacated by
City Ordinance No. 1231, dated on the 4th day
of June, 1957, said 25.175' feet of Right-of-
Way being and lying adjacent to the West property
line of the West one-half (1/2) of Block numbered
Six (6), SKYLINE HEIGHTS, a subdivision, Albuquerque,
New Mexico, as the said West 1/2 of Block Six (6)
is shown and designated on the plat of said subdivi-
sion, filed in the Office of the Clerk of Bernalillo
County, New Mexico, on the 19th day of July, 1942,
November 18th, 1946, and December 1st, 1948.

In accordance with the aforementioned Ordinance,
the City reserves all easements for public utilities
whether municipally owned or privately owned, which
may be necessary for public use and benefit at the
present time or in the future. And also, excepting
therefrom, right-of-way of intercepting Alley.

FRANK HOBAN, CITY ATTORNEY
AFFIDAVIT AS TO FORM
FRANK HOBAN AND
JUL 5 1957

CITY OF ALBUQUERQUE, NEW MEXICO
A Municipal Corporation

By Lars Halama
LARS HALAMA, Vice-Chairman of
the City Commission.

ATTEST:

Ida V. Malone
IDA V. MALONE, City Clerk

APPROVED
CITY OF ALBUQUERQUE
NEW MEXICO

ACKNOWLEDGMENT

STATE OF NEW MEXICO)
COUNTY OF BERNALILLO) ss.

ON THIS 1st day of August, 1957, before me
appeared Lars Halama, to me personally
known, who being by me duly sworn, did say that he is the Vice-
Chairman of the City Commission of the City of Albuquerque, New
Mexico, a municipal corporation, and that the seal affixed to
said instrument is the corporate seal of said municipal corpora-
tion and that said instrument was signed and sealed in behalf
of said municipal corporation by authority of its City Commis-
sion and said Lars Halama acknowledged said instrument
to be the free act and deed of said municipal corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and
affixed my official seal the day and year in this certificate
first above written.

Chas H. Pastow
Notary Public

My commission expires:

October 25, 1958

112



City of Albuquerque
P.O. Box 1293, Albuquerque, NM 87103

November 3, 2015

Will Plotner
Cartesian Surveys
1005 21st SE, Rio Rancho, NM
Phone: 505-896-3050/ Fax:
E-mail: wplotnerjr@gmail.com

PLEASE NOTE: The Neighborhood Association information listed in this letter is valid for one (1) month. If you haven't filed your application within one (1) month of the date of this letter - you will need to get an updated letter from our office. It is your responsibility to provide current information - outdated information may result in a deferral of your case.

Dear Will:

Thank you for your inquiry of November 3, 2015 requesting the names of **ALL Neighborhood and/or Homeowners Associations** who would be affected under the provisions of O-92 by your proposed project at **(DRB SUBMITTAL) LOT 1-2-9-10, BLOCK 6 AND WLY 1/2 OF LOT 3 & 8 AND ELY 1/2 VACATED S. EK STREET LOCATED ON CENTRAL BETWEEN CONCHAS** zone map L-20.

Our records indicate that the **ALL Neighborhood and/or Homeowners Associations** affected by this proposal and the contact names are as follows:

SEE ATTACHMENT "A" FOR THE NAMES OF THE NA/HOA'S THAT NEED TO BE CONTACTED IN REGARDS TO THIS PLANNING SUBMITTAL – please attach this letter and "Attachment A" to your Application Packet ALONG with copies of the letters and certified mail receipts to the NA/HOA's.

Please note that according to O-92 you are required to notify each of these contact persons by **certified mail, return receipt requested, before** the Planning Department will accept your application filing. **IMPORTANT! Failure of adequate notification may result in your Application Hearing being deferred for 30 days.** If you have any questions about the information provided, please contact me at (505) 924-3906 or via an e-mail message at dcarmona@cabq.gov or by fax at (505) 924-3913.

Sincerely,

Dalaina Carmona

Senior Administrative Assistant
OFFICE OF NEIGHBORHOOD COORDINATION
Planning Department

**LETTERS MUST BE SENT TO BOTH
CONTACTS OF EACH
NEIGHBORHOOD ASSOCIATION.**

!!!Notice to Applicants!!!

SUGGESTED INFORMATION FOR NEIGHBORHOOD NOTIFICATION LETTERS

Applicants for Zone Change, Site Plan, Sector Development Plan approval or an amendment to a Sector Development Plan by the EPC, DRB, etc. are required under Council Bill O-92 to notify all affected recognized neighborhood associations **PRIOR TO FILING THE APPLICATION TO THE PLANNING DEPARTMENT**. Because the purpose of the notification is to ensure communication as a means of identifying and resolving problems early, it is essential that the notification be fully informative.

WE RECOMMEND THAT THE NOTIFICATION LETTER INCLUDE THE FOLLOWING INFORMATION:

1. The street address of the subject property.
2. The legal description of the property, including lot or tract number (if any), block number (if any), and name of the subdivision.
3. A physical description of the location, referenced to streets and existing land uses.
4. A complete description of the actions requested of the EPC:
 - a) If a **ZONE CHANGE OR ANNEXATION**, the name of the existing zone category and primary uses and the name of the proposed category and primary uses (i.e., "from the R-T Townhouse zone, to the C-2 Community Commercial zone").
 - b) If a **SITE DEVELOPMENT OR MASTER DEVELOPMENT PLAN** approval or amendment describe the physical nature of the proposal (i.e., "an amendment to the approved plan to allow a drive-through restaurant to be located just east of the main shopping center entrance off Montgomery Blvd.").
 - c) If a **SECTOR DEVELOPMENT PLAN OR PLAN AMENDMENT** a general description of the plan area, plan concept, the mix of zoning and land use categories proposed and description of major features such as location of significant shopping centers, employment centers, parks and other public facilities.
 - d) The name, address and telephone number of the applicant and of the agent (if any). In particular the name of an individual contact person will be helpful so that neighborhood associations may contact someone with questions or comments.

Information from the Office of Neighborhood Coordination

The following information should always be in each application packet that you submit for an EPC or DRB application. Listed below is a "Checklist" of the items needed.

ONC's "Official" Letter to the applicant (if there are associations). A copy must be submitted with application packet -OR-

The ONC "Official" Letter (if there are no associations). A copy must be submitted with application packet.

Copies of Letters to Neighborhood Associations (if there are associations). A copy must be submitted with application packet!

Copies of the certified receipts to Neighborhood Associations (if there are associations). A copy must be submitted with application packet!

Just a reminder - Our ONC "Official" Letter is only valid for a one (1) month period and if you haven't submitted your application by this date, you will need to get an updated letter from our office.

Any questions, please feel free to contact Dalaina at 924-3906 or via an e-mail message at dlcarmona@cabq.gov.

Thank you for your cooperation on this matter.

(below this line for ONC use only)

Date of Inquiry: 11/3/15 Time Entered: 9:51 a.m. ONC Rep. Initials: DC

ATTACHMENT "A"

November 3, 2015

Will Plotner
Cartesian Surveys
1005 21st SE, Rio Rancho, NM
Phone: 505-896-3050/ Fax:
E-mail: wplotnerjr@gmail.com

SOUTH LOS ALTOS N.A. (SLA) "R"

***Eileen Jessen**

420 General Hodges NE/87123 265-5237 (h) 918-9744 (c)

James P. Ahrend

304 General Bradley St. NE/87123 554-2276 (h)

Cartesian Surveys Inc.
PO Box 44414, Rio Rancho, NM 87174
896-3050 Fax 891-0244

November 6, 2015

Name
Address
City, State Zip

Re: Vacation of Public Utility Easement as shown on the exhibit provided

To Whom It May Concern:

This letter is to inform you that our firm is requesting vacation of public utility easements as shown on the exhibit provided, located within your neighborhood. These easements being vacated are located within a previously vacated roadway, named S. Ek Street. This roadway was vacated per city ordinance 1231, dated June 4, 1957 and is located between Central Avenue and Cochiti Road SE, and west of Conchas Street SE (See Attached). If you wish to attend, there will be a hearing regarding this matter held at the Plaza Del Sol building located at 600 2nd St. NW. Please contact our office for further information regarding this meeting or with any additional questions or concerns.

Thank you,

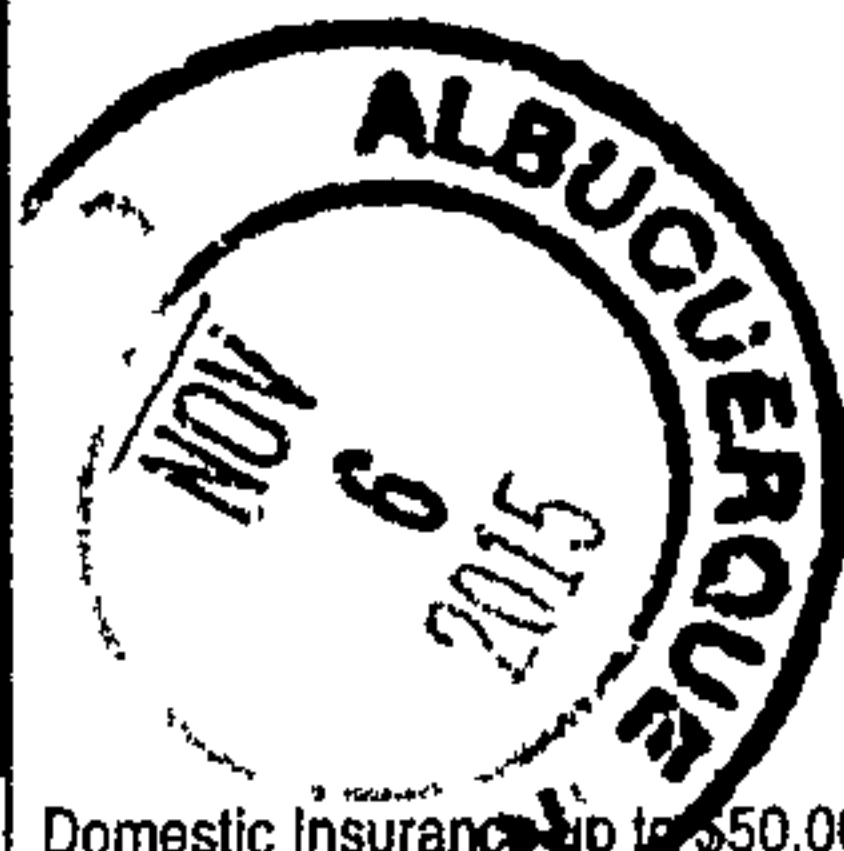
Will Plotner Jr., President

RA206083091US

Date Stamp

0101
09

Postage \$ \$1.20	Extra Services & Fees (continued)
Extra Services & Fees	<input type="checkbox"/> Signature Confirmation \$
<input type="checkbox"/> Registered Mail \$ \$13.95	<input type="checkbox"/> Signature Confirmation Restricted Delivery \$
<input type="checkbox"/> Return Receipt (hardcopy) \$ \$3.85	
<input type="checkbox"/> Return Receipt (electronic) \$ \$0.00	
<input type="checkbox"/> Restricted Delivery \$	
Total Postage & Fees \$ \$19.00	



Customer Must Declare Full Value **\$0.00**

Received by **11/06/2015**

Domestic Insurance up to \$50,000 is included based upon the declared value. International Indemnity is limited. (See Reverse)

ALBUQUERQUE, NM 87101
OFFICIAL USE

FROM
Cartesian Survey
P.O. Box 44414
Rio Rancho NM 87101
87174-4414

TO
Murco Development Inc
525 Canada Ave SW Ste 302
Calgary AB T2R0C9 CA

PS Form 3806, Registered Mail Receipt Copy 1 - Customer
April 2015, PSN 7530-02-000-9051 (See Information on Reverse)
For domestic delivery information, visit our website at www.usps.com®

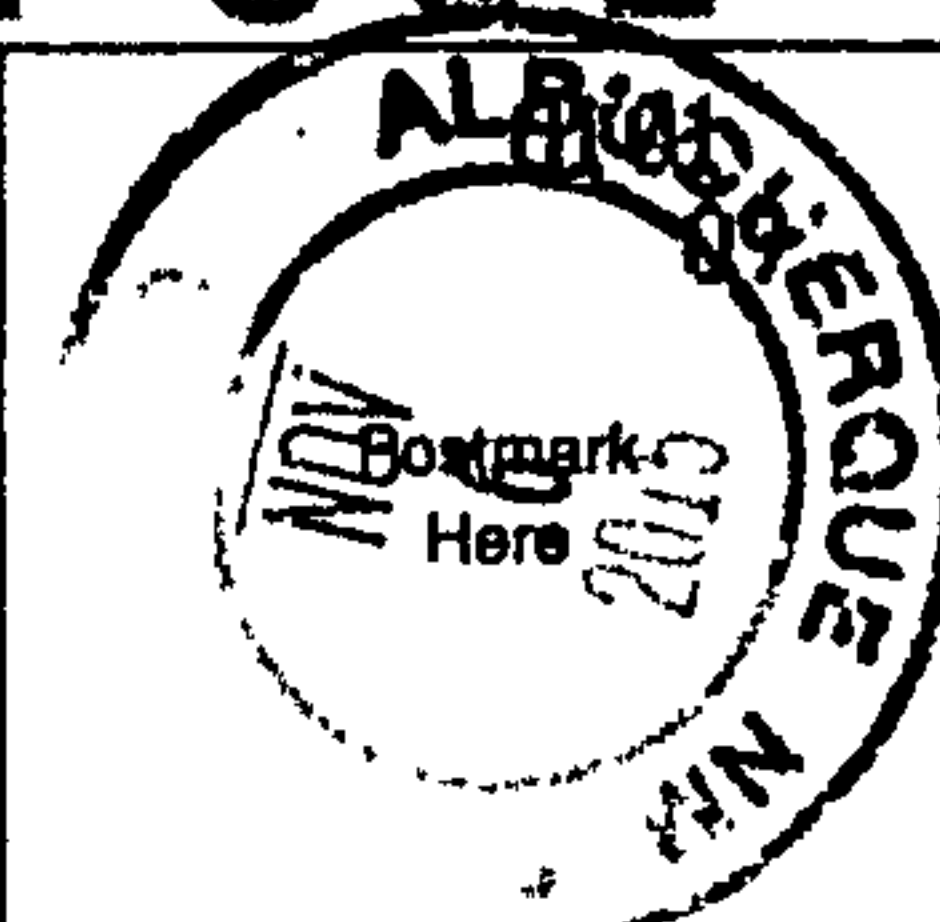
CERTIFIED MAIL™ RECEIPT

(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com®

ALBUQUERQUE, NM 87123
OFFICIAL USE

Postage \$3.45	\$2.80
Certified Fee	\$0.00
Return Receipt Fee (Endorsement Required)	\$0.00
Restricted Delivery Fee (Endorsement Required)	\$0.00
Total Postage & Fees \$0.49	\$
	\$6.74



11/06/2015

Sent To **Eileen Jessen (102167)**
Street, Apt. No., or PO Box No. **420 General Hodges NE**
City, State, ZIP+4 **Albuquerque NM 87123**

PS Form 3800, August 2006 See Reverse for Instructions

U.S. Postal Service™

CERTIFIED MAIL™ RECEIPT

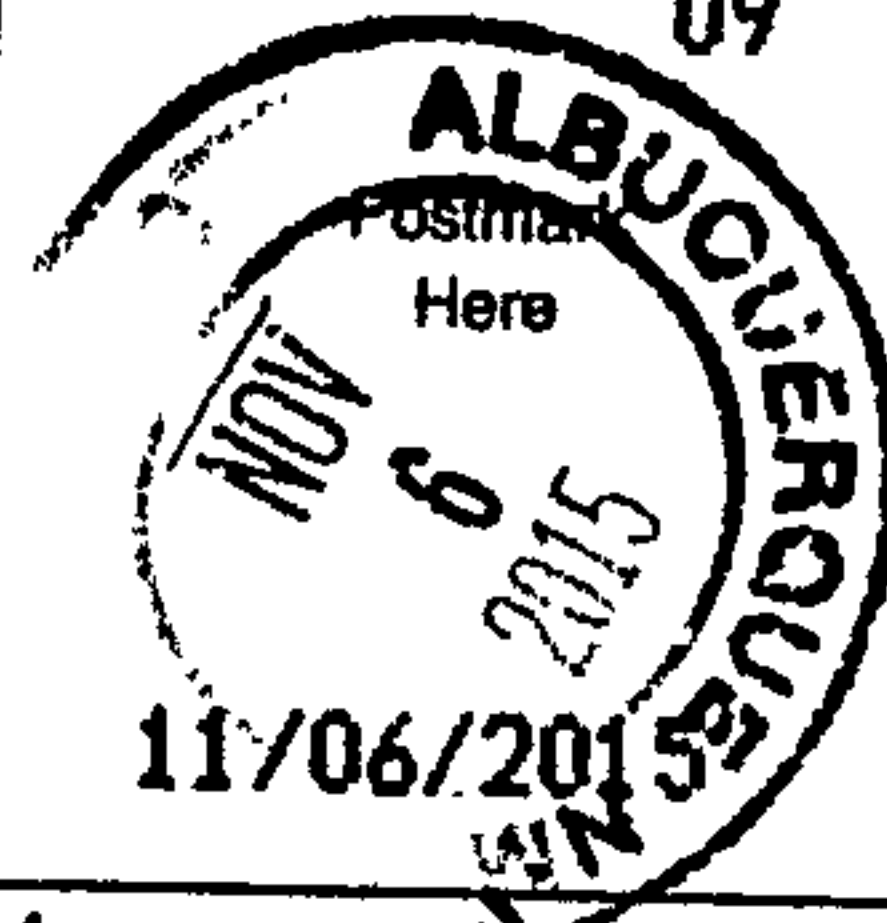
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com®

ALBUQUERQUE, NM 87123
OFFICIAL USE

Postage \$3.45	\$2.80
Certified Fee	\$0.00
Return Receipt Fee (Endorsement Required)	\$0.00
Restricted Delivery Fee (Endorsement Required)	\$0.00
Total Postage & Fees \$0.49	\$
	\$6.74

0101
09



11/06/2015

Sent To **James Ahrend (102107)**
Street, Apt. No., or PO Box No. **304 General Bradley St NE**
City, State, ZIP+4 **Albuquerque NM 87123**

PS Form 3800, August 2006 See Reverse for Instructions

U.S. Postal Service™

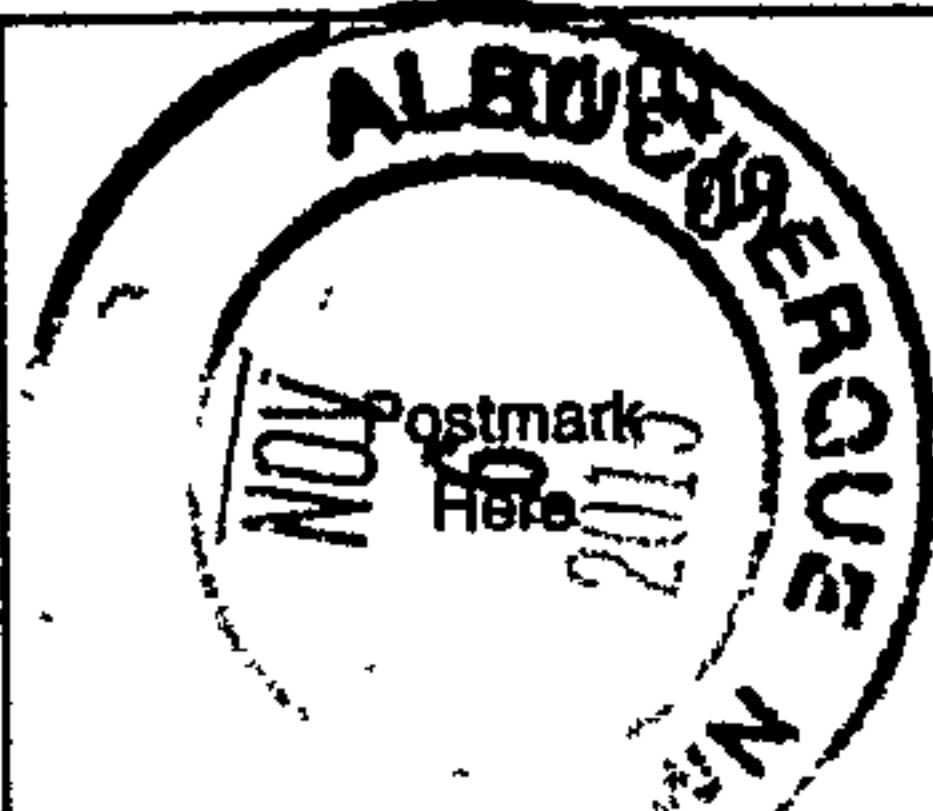
CERTIFIED MAIL™ RECEIPT

(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com®

LITTLETON, CO 80127
OFFICIAL USE

Postage \$3.45	\$2.80
Certified Fee	\$0.00
Return Receipt Fee (Endorsement Required)	\$0.00
Restricted Delivery Fee (Endorsement Required)	\$0.00
Total Postage & Fees \$0.49	\$
	\$6.74



11/06/2015

Sent To **Jean + David Ong**
Street, Apt. No., or PO Box No. **42 Mountain Laurel Dr**
City, State, ZIP+4 **Littleton CO 80127 (102107)**

PS Form 3800, August 2006 See Reverse for Instructions

U.S. Postal Service™

CERTIFIED MAIL™ RECEIPT

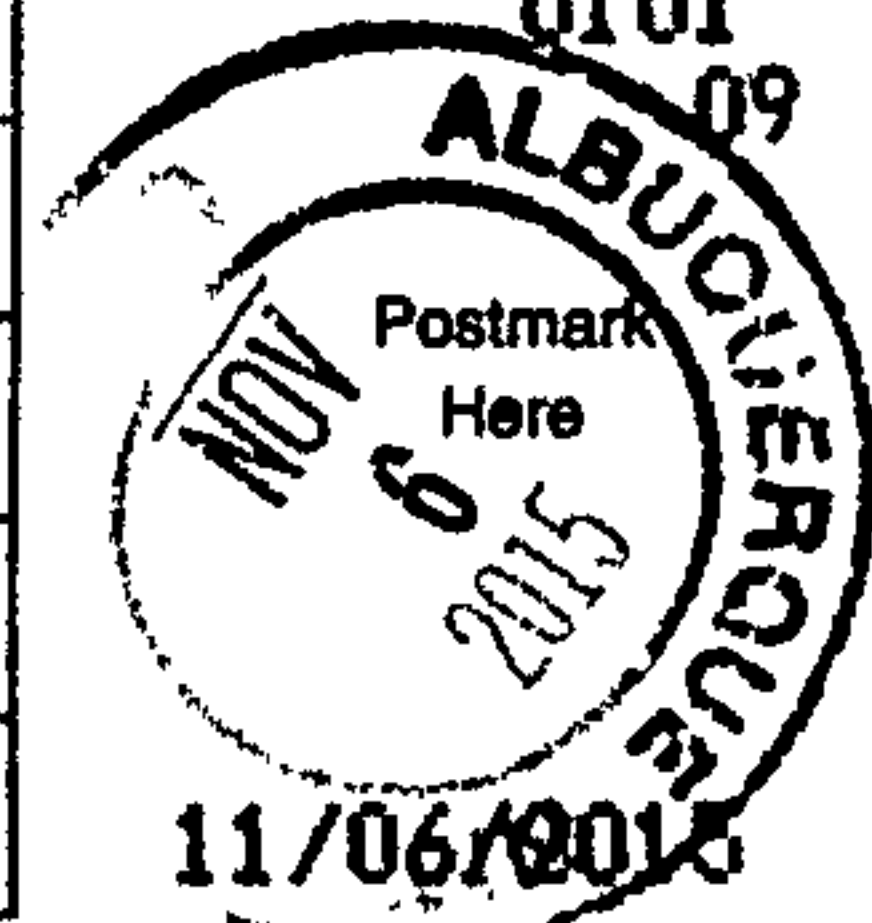
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com®

SANDIA PARK, NM 87047
OFFICIAL USE

Postage \$3.45	\$2.80
Certified Fee	\$0.00
Return Receipt Fee (Endorsement Required)	\$0.00
Restricted Delivery Fee (Endorsement Required)	\$0.00
Total Postage & Fees \$0.49	\$
	\$6.74

0101
09

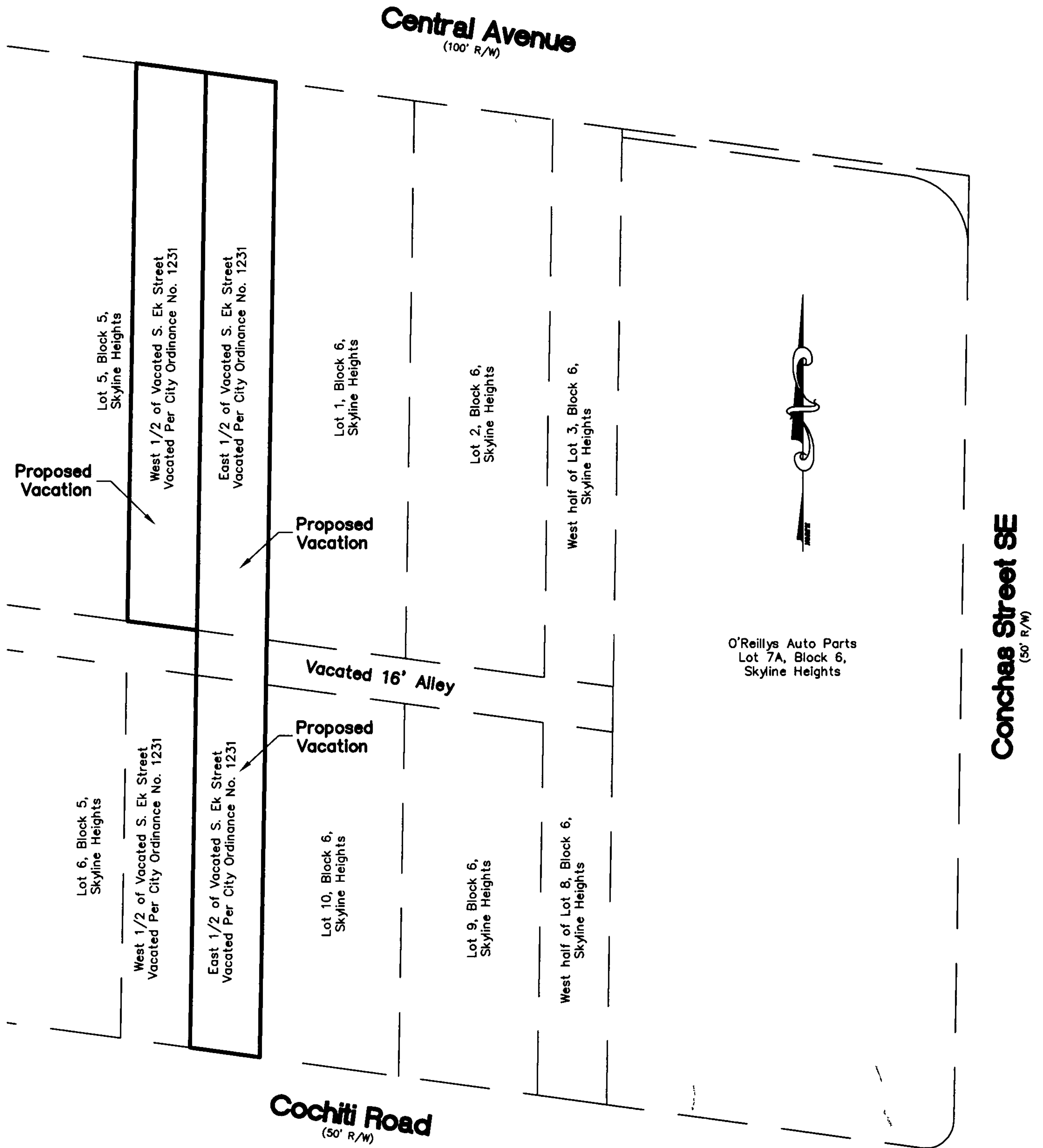


11/06/2015

Sent To **MBFW Family Ltd. Partnership**
Street, Apt. No., or PO Box No. **PO Box 970 (102167)**
City, State, ZIP+4 **Sandia Park NM 87047**

PS Form 3800, August 2006 See Reverse for Instructions

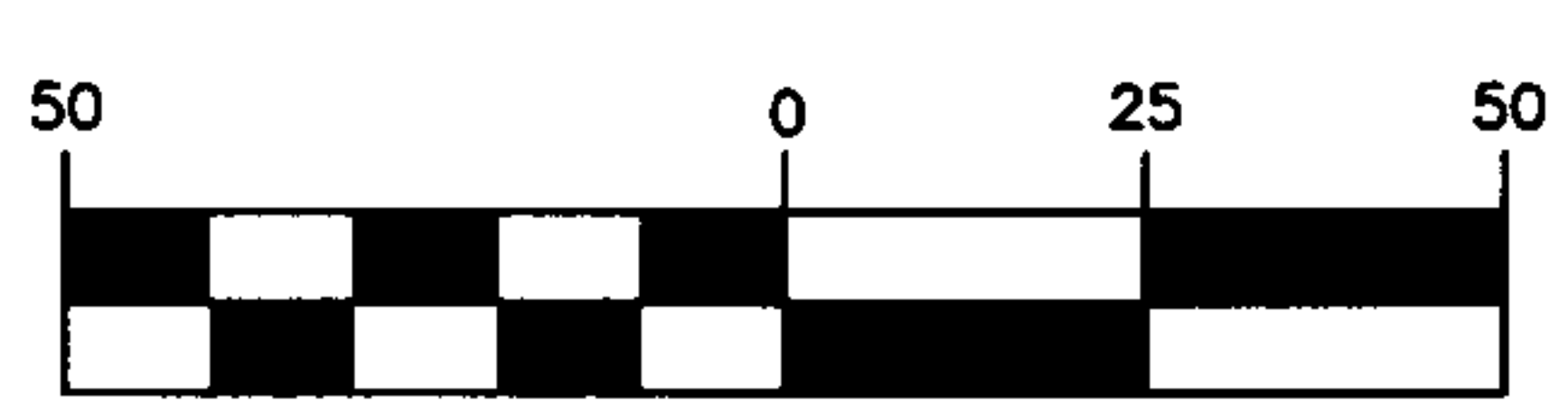
*Exhibit for
Proposed Vacation of a Public Utility
Easement Retained in Place of
Previously Vacated S. Ek Street
City of Albuquerque
Bernalillo County, New Mexico
November 2015*



CARTESIAN SURVEYS INC.

P.O. BOX 44414 RIO RANCHO, N.M. 87174
Phone (505) 896-3050 Fax (505) 891-0244

GRAPHIC SCALE



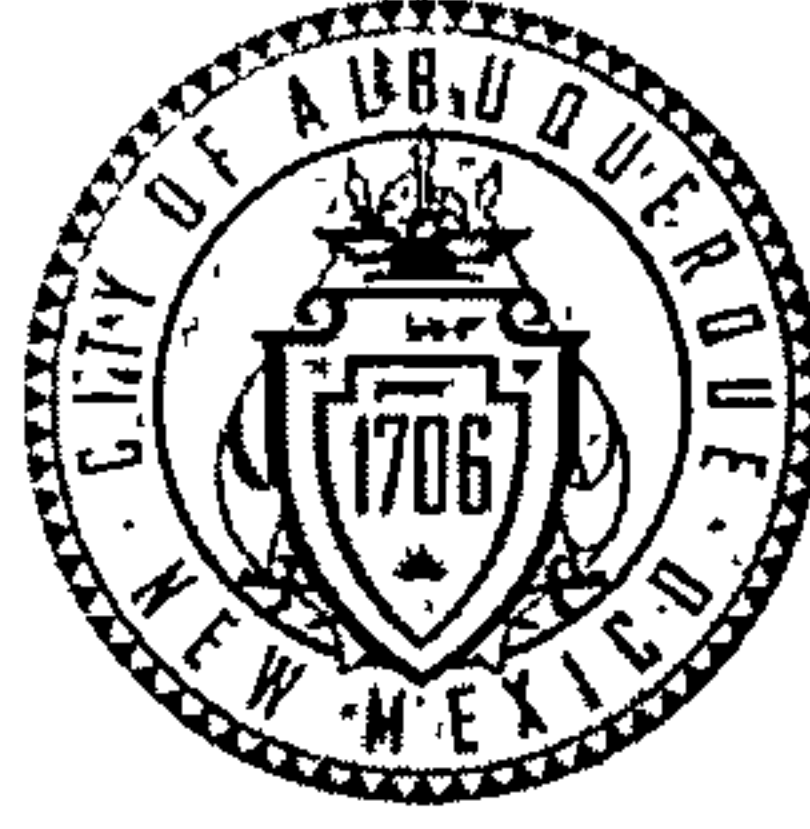
(IN FEET)
1 inch = 50 ft.

PROJECT #

1010540

DECEMBER 2, 2015

VRU



INTER-OFFICE MEMORANDUM
COMMENTING AGENCIES

TRANSPORTATION DEVELOPMENT*John MacKenzie*
TRANSIT & PARKING DEPARTMENT*Shabih Rizvi*
COUNCIL OF GOVERNMENTS.....*Kendra Watkins/Andrew Gingerich*
AMAFCA.....*Lynn Mazur*
APD CRIME PREVENTION.....*Steve Sink*
OPEN SPACE DIVISION.....*Kent Reed Swanson/Sarah Brown*
FIRE DEPARTMENT.....*Antonio Chinchilla*
ZONING ENFORCEMENT INSPECTOR.....*Vince Montano*
NEIGHBORHOOD COORDINATION.....*Stephani Winklepleck*
PNM.....*Daniel Aragon*
NEW MEXICO GAS COMPANY.....*Patrick Sanchez*
ALBUQUERQUE PUBLIC SCHOOLS.....*April Winters*
COMCAST CABLE..... *Mike Mortus*
Mid.Rio Grande Conserv. Dist. (MRGCD)..... *Ray Gomez*
ENVIRONMENTAL HEALTH.....*Paul Olson*

Your comments on the following case(s) are requested.

PROJECT # 1010540

Board hearing date:

WEDNESDAY, August 12, 2015

PROJECT #
10105510

AUGUST. 12. 2015

VRU