City of Albuquerque Planning Department Development Services Division PO Box 1293 Albuquerque, NM 87103

RE: Minor Amendment to Site Development Plan Letter of Justification Smith's Store #427 - 200 Tramway Boulevard

Smith's Food and Drug is currently working on the interior remodel of their store located at 200 Tramway in Albuquerque. During the permitting process It has come to our attention that the store made some alterations to the parking layout without obtaining the necessary permits. We are seeking to rectify these changes to bring the site into compliance with the applicable regulations.

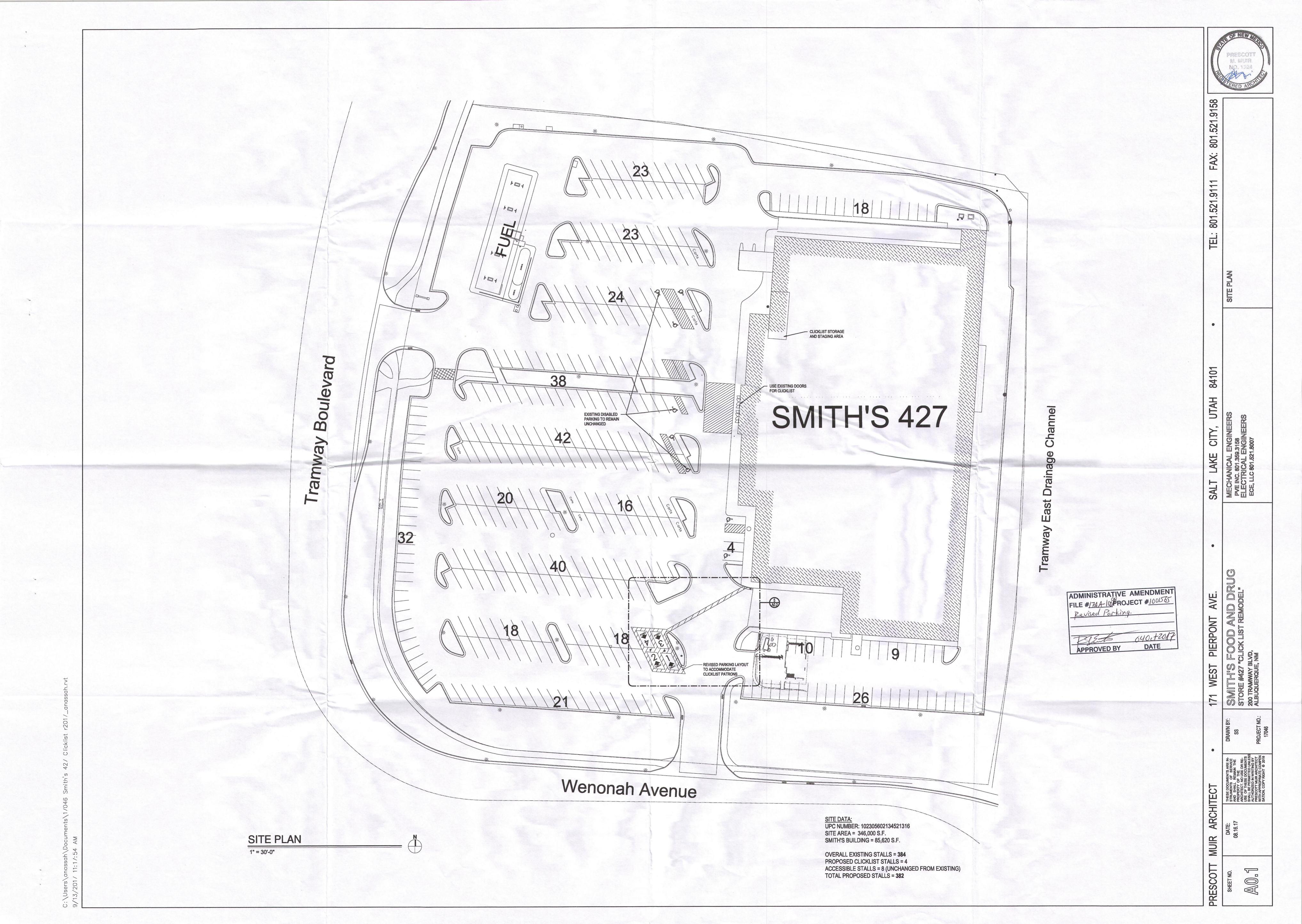
As shown on the proposed site plan, the changes to be amended include:

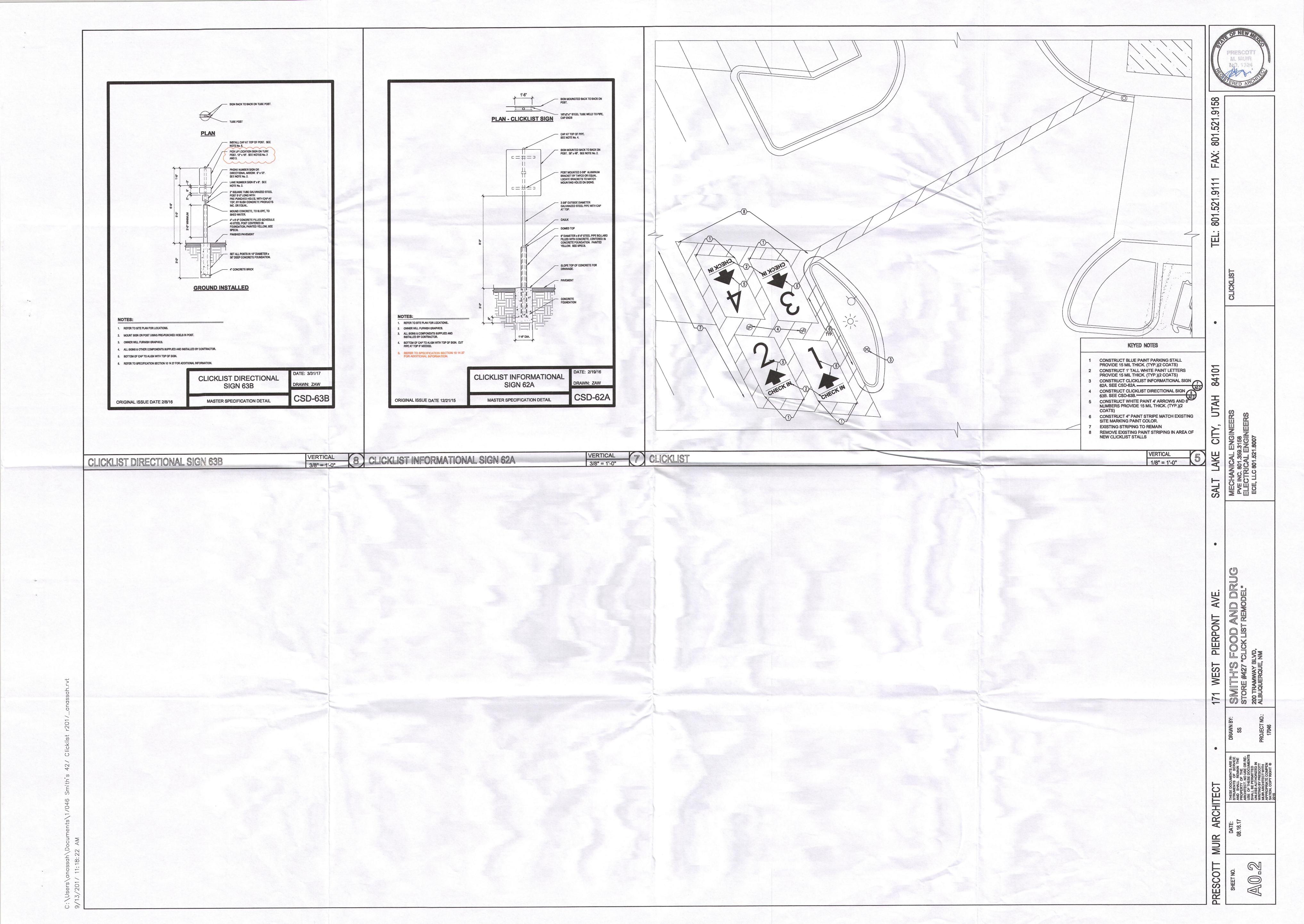
- The conversion of 13 standard parking stalls into 10 parking stalls designated to support their grocery pickup service for online grocery ordering. The Grocery pick up program allows customers to order their groceries online. After placing their orders customers are informed when their order will be ready for pickup. Customers drive to the store during the scheduled appointment time and pull into one of the specially designated parking spaces. The store has 4 existing grocery pick up parking stalls that were previously approved in 2017
- The conversion of 4 standard parking stalls into 4 ADA-compliant parking stalls. These additional ADA-compliant parking stalls will represent an upgrade to the overall functionality of the parking lot.

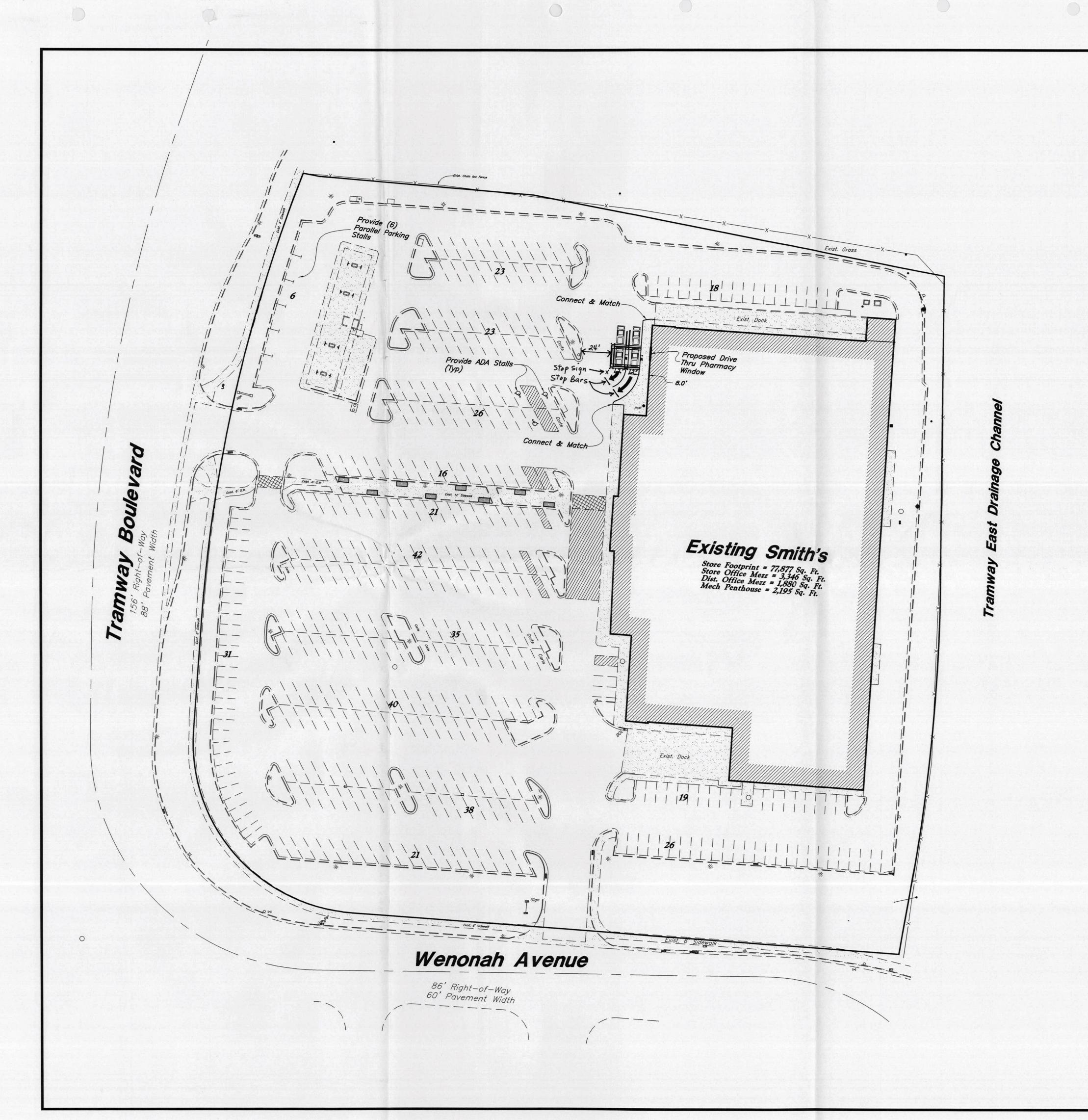
The proposed changes are in compliance with the IDO section 6-4(Z)(1) and subsection 14-16-6-4(Z) that includes the following requirements:

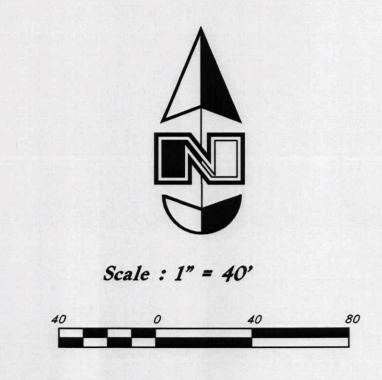
- The existing site development plan specifies the requirements in place at the time of approval, and the requested change still meets the original requirements.
- The requested change is within the thresholds for minor amendments established in Table 6-4-4, cumulative of prior deviations or minor amendments.
- The requested change does not require major public infrastructure, significant changes to access to the subject property, or a traffic impact study, which would warrant additional review by the original decision-making body.
- No deviations, Variances, or Waivers shall be granted for minor amendments.

Ana Benitez,
Prescott Muir Architects









Site Data Table: Existing Parking = 383 Stalls Proposed Parking = 383 Stalls

> File # 07.00586 Project # 1001565 add drive-up pharmacy 8/27/07 DATE

> > Smith's FOOD & DRUG STORES #427 Albuquerque, New Mexico

Conceptual

Conceptual

Smith's Food and

1550 South Red

Cont Lake City, Ut.

16 Feb, 2007 CO

ADMINISTRATIVE AMENDMENT



City of Albuquerque Planning Department Development Services Division P.O. Box 1293 Albuquerque, New Mexico 87103

Smith's Food & Drug c/o Brian Baxter 1550 S. Redwood Road Salt Lake City, UT 84104 Date: June 21, 2002

OFFICIAL NOTIFICATION OF DECISION

FILE: Project 1001565

01EPC-01544 Site Development Plan -Amendment to Building Permit

LEGAL DESCRIPTION: Request the above action(s) for Lot J-1, Replat of Four Hills Village Shopping Center & Apartment Complex, zoned C-2 and located on Tramway Boulevard NE between Central Avenue NE and Wenonah Avenue NE, containing approximately 8.33 acres. (L-22 & L-23) Deborah Stover, Staff Planner (Remand from City Council)

On June 20, 2002, the Environmental Planning Commission voted to Approve Project 1001565 / 01EPC-01544, an Amendment to a Site Development Plan forBuilding Permit, based on the following Findings and subject to the following Conditions:

FINDINGS:

- This is a request for approval of an amended site development plan for building permit for a four-pump fueling station with an overhead canopy and an 8' x 14' kiosk located on Tract J-1, Replat of Four Hills Village Shopping Center and Apartment Complex.
- The use of a fueling station is allowed under the current C-2 zoning.
- The request conforms with the Albuquerque/Bernalillo County Comprehensive Plan which states that where new development occurs, it should generally be located in existing commercially zoned areas (Policy j). In addition, the request location, intensity and design of respects existing neighborhood values, natural environmental conditions and carrying capacities, scenic resources, and resources of other social cultural or recreational concerns (Policy d).
- The Singing Arrow Neighborhood Plan, under land use goals, encourages the development of "commercial and office development, and small, light manufacturing uses which will serve and employ neighborhood residents." (Page 6, 2.)

EPC OFFICIAL NOTIFICATION OF DECISION Project 1001565 / 01EPC-01544 June 21, 2002 Page 2

- 5. The Central/Tramway/Four Hills Bicycle/Pedestrian Connection Study Report was not implemented or adopted by the City, nor have the referenced bicycle amenities been installed or funded. Furthermore, it did not address allowed land use issues.
- 6. The request complies with Resolution 91-1998 (R-70) by allowing residents to purchase fuel when they shop for groceries, thus decreasing vehicle miles traveled.
- 7. The EPC may impose requirements as necessary to implement the purpose of the Zoning Code (§14-16-2-22 (A)(3) and §14-16-3-2 (C)(1)). In response to Councillor Cummins request to show how the DPM conditions are pertinent to the site, we reference Sections 14-16-2-22.A.3. and 14-16-3-2-C-1 of the Comprehensive City Zoning Code
- 8. City Policies were followed as to the requirement for a TIS report. No TIS report was required as the thresholds were not met. Testimony reviewing this process was heard with confirmation that procedures were followed. Per Transportation Development Staff, the proposed development generates less than 100 am or pm peak hour trips entering or exiting into the site and, therefore, does not meet the threshold for requiring a Traffic Impact Study.
- 9. The Singing Arrow Neighborhood Plan is 20 years old and needs revision.
- 10. Tramway south of Central and the one block of Wynona is designated as a local street in the Long Range Major Street Plan although it is four lanes. The process of reclassifying as a collector or other alternative should be initiated by the appropriate party.

CONDITIONS:

- 1. The submittal of this site plan to the DRB shall meet all EPC conditions. A letter shall accompany the submittal, specifying all modifications that have been made to the site plan since the EPC hearing, including how the site plan has been modified to meet each of the EPC conditions. Unauthorized changes to this site plan, including before or after DRB final sign-off, may result in forfeiture of approvals.
- 2. Pedestrian crossings that are a minimum width of 6-feet and are clearly demarcated with stamped concrete and/or slightly raised shall be provided where pedestrian paths cross vehicular entrances and drive aisles.
- 3. The pedestrian pathway running east/west through the middle of the parking area shall be lined with shade trees spaced 25-feet on center and placed within defined planting areas that have a minimum interior dimension of 36-square feet and a minimum width of 4-feet. Adjustable grates may be used over the planting area to allow for comfortable pedestrian access and shopping cart access.
- 4. A minimum of 12 bicycle spaces shall be added to the site plan and shall be conveniently located near building entrances but not within pedestrian pathways or landscape areas.
- 5. Light fixtures shall be fully shielded so that no fugitive light escapes beyond the property line. No light source shall be visible from the site perimeter. Any new lighting shall be a maximum 16-feet in height.

EPC *FFICIAL NOTIFICATION OF DECISION Project 1001565 / 01EPC-01544 June 21, 2002 Page 3

- A statement regarding adherence to Water Waste and Conservation Ordinances shall be included on the landscape plan.
- 7. Ground cover providing a minimum of 75% live plantings shall be shown and described for three new end aisles east of the fuel station.
- 8. The kiosk shall be architecturally integrated with Smith's building design with similar materials and colors as the primary building on the site. The site plan shall clearly state and show that all canopy light is recessed and no light lens projection below the canopy ceiling. No illuminated fascia band areas allowed. No plastic or vinyl building panels, awnings or canopies are permitted. Awnings and canopies shall be integrated with building architecture and shall not be of a reflective surface.
- 9. The proposed 22-foot high sign shall be combined with the existing 26-foot high sign.
- 10. Transportation Development Services conditions:
 - a. Provide for one-way circulation pattern (signing, striping etc.).
 - b. Delete parking on west side of fueling stations.
 - c. Provide trip generation.
 - d. Demonstrate queuing distance at entrance to fueling stations on Tramway is adequate.
 - e. An approved conceptual grading and drainage plan is required for Site Plan sign-off by the Engineer.
- 11. The pedestrian walk at the entry elevation of the Smith's Food and Drug Store shall be a minimum of 6-foot wide clear for the entire length of the facade. (Currently there are portions of the walkway that are not wide enough for a wheelchair to manage passage).
- 12. The hours of operation of the fueling station shall be the same as the grocery store. This shall be noted on the site plan.
- 13. A trap system to collect and process run-off from the apron area adjacent to the dispensers before it reaches the ponding area shall be installed with this project and shall be noted on the site plan.

F YOU WISH TO APPEAL/PROTEST THIS DECISION, YOU MUST DO SO BY JULY 5, 2002 IN THE MANNER DESCRIBED BELOW. A NON-REFUNDABLE FILING FEE WILL BE CALCULATED AT THE LAND DEVELOPMENT COORDINATION COUNTER AND IS REQUIRED AT THE TIME THE APPEAL IS FILED.

Appeal to the City Council: Persons aggrieved with any determination of the Environmental Planning Commission acting under this ordinance and who have legal standing as defined in Section 14-16-4-4.B.2 of the City of Albuquerque Comprehensive Zoning Code may file an appeal to the City Council by submitting written application on the Planning Department form to the Planning Department within 15 days of the Planning Commission's decision. The date the determination in question is issued is not included in the 15-day period for filing an appeal, and 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. The City Council may decline to hear the appeal if it finds that all City plans, policies and ordinances have been properly followed. If it decides that all City plans, policies and ordinances have not been properly followed, it shall hear the appeal. Such appeal, if heard, shall be heard within 45 days of its filing.

EPC OFFICIAL NOTIFICATION OF DECISION Project 1001565 / 01EPC-01544 June 21, 2002 Page 4

YOU WILL RECEIVE NOTIFICATION IF ANY OTHER PERSON FILES AN APPEAL. IF THERE IS NO APPEAL, YOU CAN RECEIVE BUILDING PERMITS AT ANY TIME AFTER THE APPEAL DEADLINE QUOTED ABOVE, PROVIDED ALL CONDITIONS IMPOSED AT THE TIME OF APPROVAL HAVE BEEN MET. SUCCESSFUL APPLICANTS ARE REMINDED THAT OTHER REGULATIONS OF THE CITY MUST BE COMPLIED WITH, EVEN AFTER APPROVAL OF THE REFERENCED APPLICATION(S).

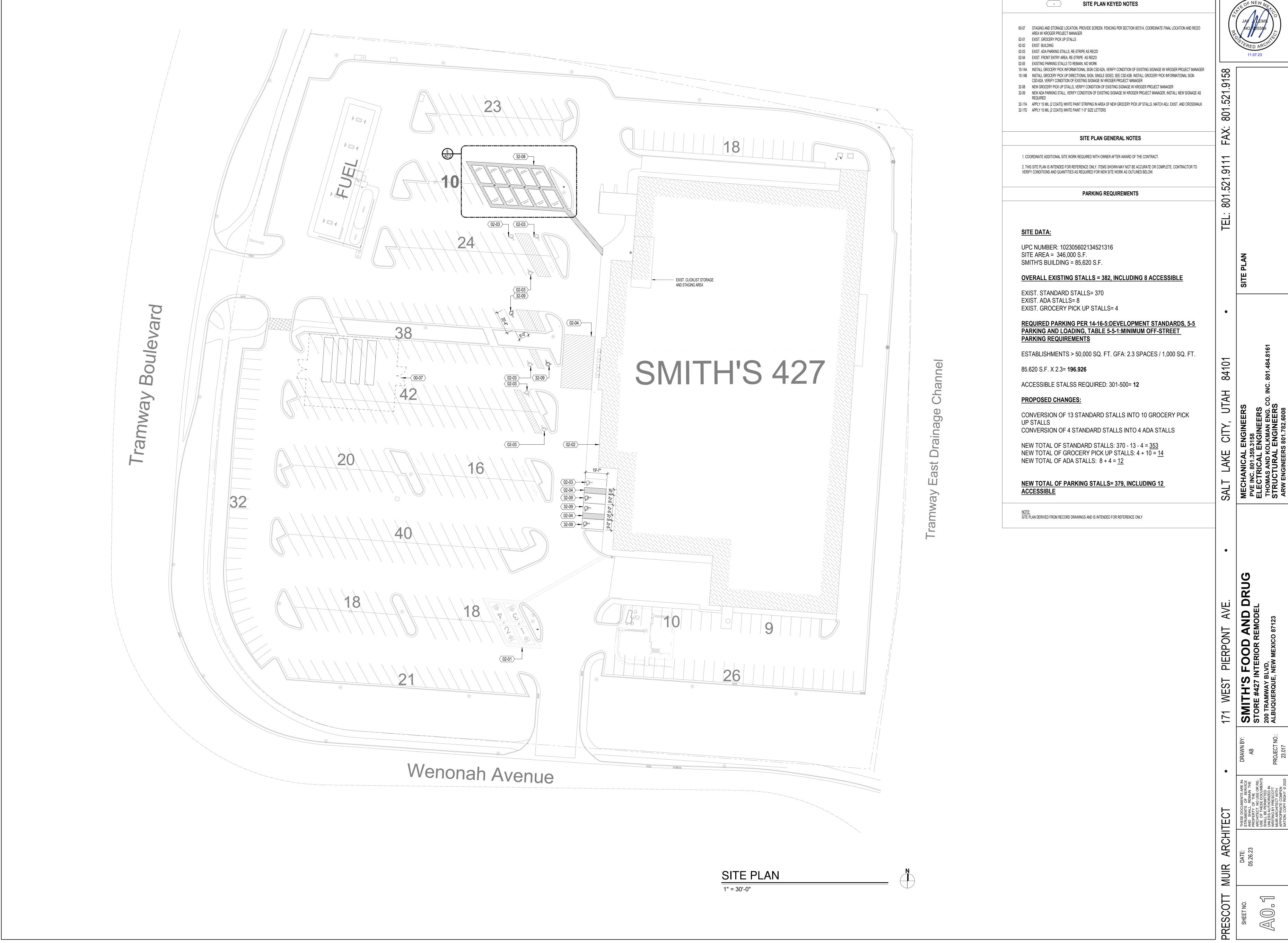
Successful applicants should be aware of the termination provisions for Site Development Plans specified in Section 14-16-3-11 of the Comprehensive Zoning Code. Generally plan approval is terminated 7 years after approval by the EPC

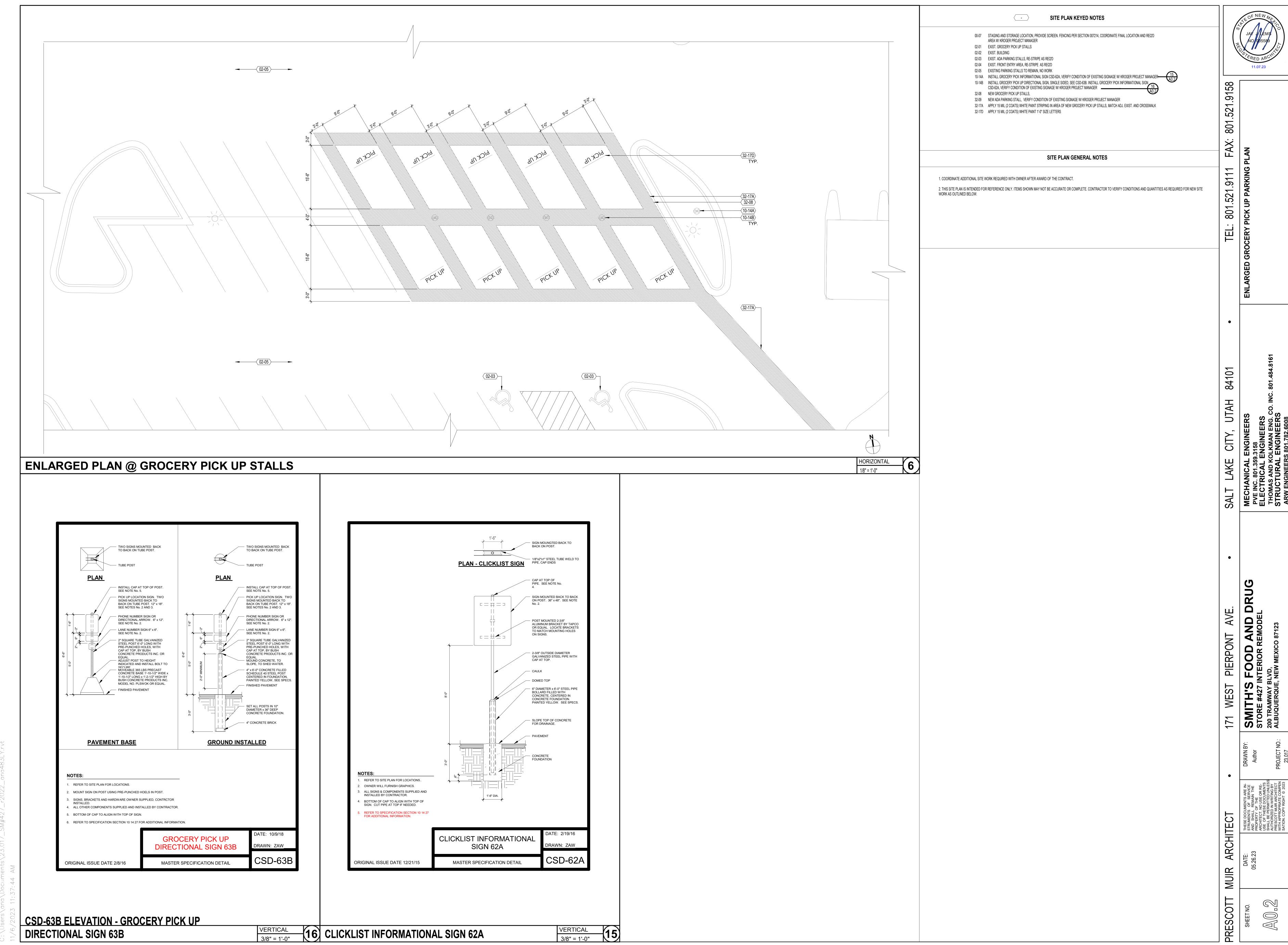
Sincerely,

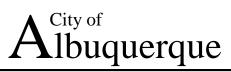
Victor J. Chavez Planning Director

VJC/DS/nat

cc: Robert Schmidt, Great Basin Engineering, 2010 N. Redwood Road, Salt Lake City, UT 84116 Bill Chappell, 6001 Indian School Road NE #150, Albuq., NM 87110 Philip York, Singing Arrow N.A., 12705 Elyse Place SE, Albuq., NM 87123 Orlando Lucero, 215 Gold Avenue SW, Suite 201, Albuq., NM 87102 Marilyn D. Baron, North Four Hills N.A., 438 Poinsettia Place SE, Albuq., NM 87123 Tom Conley, North Four Hills N.A., 13705 Poinsettia Court SE, Albuq., NM 87123 Henry Crockett, Singing Arrow N.A., 404 D Rainbow Court SE, Albuq., NM 87123 Marilyn Floro, 528 Eugene Court SE, Albuq., NM 87123 Diane Davidson, 12800 Peru SE, Albuq., NM 87123 Sandra Azevedo, 12619 Yerba Linda SE, Albuq., NM 87123









DEVELOPMENT REVIEW APPLICATION

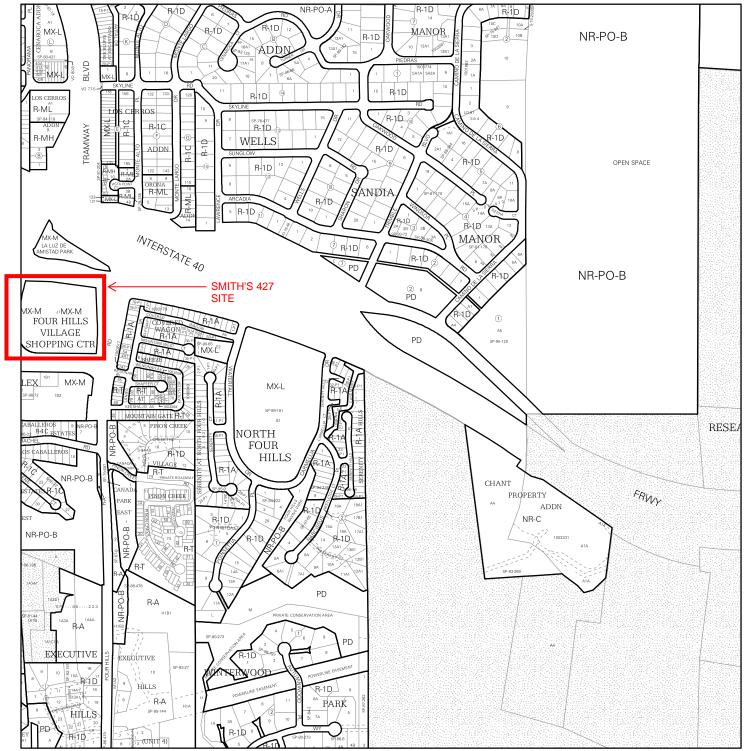
Effective 4/17/19

Please check the appropriate box and refer to supplemental forms for submittal requirements. All fees must be paid at the time of application.							
Administrative Decisions	Decision	Decisions Requiring a Public Meeting or Hearing			Policy Decisions		
☐ Archaeological Certificate (Form P3)		☐ Site Plan – EPC including any Variances – EPC (Form P1)			☐ Adoption or Amendment of Comprehensive Plan or Facility Plan (Form Z)		
☐ Historic Certificate of Appropriateness – M (Form L)	flinor ☐ Mas	☐ Master Development Plan (Form P1)			☐ Adoption or Amendment of Historic Designation (Form L)		
☐ Alternative Signage Plan (Form P3)		☐ Historic Certificate of Appropriateness – Major (Form L)			☐ Amendment of IDO Text (Form Z)		
☑ Minor Amendment to Site Plan (Form P3)	□ Dem	☐ Demolition Outside of HPO (Form L)			☐ Annexation of Land (Form Z)		
☐ WTF Approval (Form W1)	☐ Histo	☐ Historic Design Standards and Guidelines (Form L)			☐ Amendment to Zoning Map – EPC (Form Z)		
		☐ Wireless Telecommunications Facility Waiver (Form W2)			☐ Amendment to Zoning Map – Council (Form Z)		
					Appeals		
					☐ Decision by EPC, LC, ZHE, or City Staff (Form A)		
APPLICATION INFORMATION							
Applicant: SMITHS'S FOOD & DRUG				Pho	one: 801.974.1529		
Address: 1014 VINE ST FLOOR 7TH CINCINNATI OH 45202				Em	Email: roger.gough@sfdc.com		
City: CINCINNATI	City: CINCINNATI			State: OH Zip: 45202			
Professional/Agent (if any): ANA BENITEZ, PRESCOTT MUIR ARCHITECTS				Phone: 801.521.9111			
Address: 171 PIERPONT AVE. SALT LAKE CITY, UT.					Email: ana@prescottmuir.com		
City: SALT LAKE CITY			State: UT Zip: 84101				
Proprietary Interest in Site:			List all owners: SMITHS'S FOOD & DRUG				
BRIEF DESCRIPTION OF REQUEST							
Changing total number of parking from 382 to	379 in order t	o re-striping 10 parki	ng stalls dedicated to Groce	ry pick u	p (online ordering for q	uick store pickup) and	
addition of 4 ADA parking having a new total of 12 ADA parking stalls.							
SITE INFORMATION (Accuracy of the existing legal description is crucial! Attach a separate sheet if necessary.)							
Lot or Tract No.: J1 Legal Description: TR J-1 REPL OF TRS F, H-1, J & UNPLATTED LAND FOUR HILL VILLAGE SHOPPING CENTER & APT COMPLEX CONT 7.9444 AC +/- OR 346,058 S			Block: 0000	Unit:			
Subdivision/Addition: FOUR HILLS VILLAGE SHOPPING CTR &		TR & APT COMPLEX MRGCD Map No.:		UPC Code: 102305602134521316			
Zone Atlas Page(s): L-23-Z	one Atlas Page(s): L-23-Z Existing Zoning: L-23		Proposed Z		posed Zoning:	ed Zoning:	
# of Existing Lots:	# O	f Proposed Lots:		Total Area of Site (acres):			
LOCATION OF PROPERTY BY STREETS							
Site Address/Street: 200 TRAMWAY BLVD SE ALBUQUERQUE NM 87123 Between:			and:				
CASE HISTORY (List any current or prior	project and ca	ase number(s) that	may be relevant to your re	quest.)			
1001565, PR-2023-8767							
Signature:					Date: 11.11.23		
Printed Name: ANA BENITEZ				☐ Applicant or ☒ Agent			
FOR OFFICIAL USE ONLY							
Case Numbers	Action	Fees	Case Numbers		Action	Fees	
Meeting/Hearing Date:		Fee	e Total:				
Staff Signature:			Date:	Pro	Project #		

FORM P3: ADMINISTRATIVE DECISIONS AND MINOR AMENDMENTS

A single PDF file of the complete application including all plans and documents being submitted must be emailed to PLNDRS@cabq.gov prior to making a submittal. Zipped files or those over 9 MB cannot be delivered via email, in which case the PDF must be provided to City Staff using other on-line resources such as Dropbox or FTP.

 INFORMATION REQUIRED FOR ALL ADMINISTRATIVE DECISIONS OR AMENDMENTS Letter of authorization from the property owner if application is submitted by an agent Zone Atlas map with the entire site clearly outlined and label
ARCHEOLOGICAL CERTIFICATE Archaeological Compliance Documentation Form with property information section completed Only the information above is required unless the City Archaeologist determines that the application does not qualify for a Certificate of No Effect, in which case a treatment plan prepared by a qualified archaeologist that adequately mitigates any archeological impacts of the proposed development must be submitted and reviewed for a Certificate of Approval per the criteria in IDO Section 14-16-6-5(A)(3)(b)
MINOR AMENDMENT TO SITE PLAN – ADMIN, EPC, or DRB Justification letter describing, explaining, and justifying the request per the criteria in IDO Section 14-16-6-4(Y)(2) The approved Site Plan being amended Copy of the Official Notice of Decision associated with the prior approval The proposed Site Plan, with changes circled and noted Refer to the Site Plan Checklist for information needed on the proposed Site Plan. Completed Site & Building Design Considerations Form in accordance with IDO Section 5-2(D) for new commercial and multifamily development except if the development is industrial or the multifamily is less than 25 units
Minor Amendments must be within the thresholds established in IDO TABLE 6-4-4. Any amendment beyond these thresholds is considered a Major Amendment and must be processed through the original decision-making body for the request.
MINOR AMENDMENT TO SITE DEVELOPMENT PLAN APPROVED PRIOR TO THE EFFECTIVE DATE OF THE IDO X Justification letter describing, explaining, and justifying the request per the criteria in IDO Section 14-16-6-4(Z)(1)(a) X The approved Site Development Plan being amended X Copy of the Official Notice of Decision associated with the prior approval X The proposed Site Development Plan, with changes circled and noted Refer to the Site Plan Checklist for information needed on the proposed Site Plan. Completed Site & Building Design Considerations Form in accordance with IDO Section 5-2(D) for new commercial and multifamily development except if the development is industrial or the multifamily is less than 25 units
Minor Amendments must be within the thresholds established in IDO TABLE 6-4-4. Any amendment beyond these thresholds is considered a Major Amendment and must be processed through the original decision-making body for the request.
ACCELERATED EXPIRATION SITE PLAN Justification letter describing, explaining, and justifying the request per the criteria in IDO Section 14-16-6-4(X)(2)(c) Site Plan to be Expired
ALTERNATIVE SIGNAGE PLAN Proposed Alternative Signage Plan compliant with IDO Section 14-16-5-12(F)(5) Justification letter describing, explaining, and justifying the request per the criteria in IDO Section 14-16-6-5(C)(3)(b) Required notices with content per IDO Section 14-16-6-4(K) Office of Neighborhood Coordination notice inquiry response and proof of emailed notice to affected Neighborhood Association representatives Sign Posting Agreement
ALTERNATIVE LANDSCAPE PLAN
 Justification letter describing, explaining, and justifying the request per the criteria in IDO Section 14-16-5-6(C)(16) Landscape Plan



For more details about the Integrated Development Ordinance visit: http://www.cabq.gov/planning/codes-policies-regulations/integrated-development-ordinance

