

DEVELOPMENT REVIEW BOARD SUPPLEMENTAL SUBMITTAL

(Deadline is Friday at noon unless noted on DRB calendar – late submittals will not be accepted unless approved by the DRB)

PROJECT NO	7018-0012/9
Application No.	
TO:	
<u>χ</u> Planning D	epartment/Chair
X ABCWUA X Code Enforce X Parks & Re	rcement
	ONIC VERSION (ie disk, thumbdrive) is Required. Submittal will not be accepted without. D HEARING DATE: HEARING DATE OF DEFERRAL: _February 10, 2021
SUBMITTAL DESCRIPTION:	Departmental comments indicated a number of items to be addressed in a deferred
_	hearing date indicated above for the multi-family apartments project at 7500 Indian
	School Rd in the Winrock Town Center. Responses to the comments are provided in
	the Response Letter and revised sheets are provided. An approved application for a
	deviation is also provided as it addresses comments provided by Code Enforcement.
CONTACT NAME	: Will Gleason, Dekker/Perich/Sabatini
TELEPHONE: <u>(50</u>	5)761-9700EMAIL: willg@dpsdesign.org



February 5, 2021

Jolene Wolfley, Chair Development Review Board 600 2nd St NW Albuquerque, NM 87102

Dear Mrs. Wolfley,

This letter outlines the modifications that have been made to the Apartments at Pennsylvania and Indian School application for a major site plan amendment to the approved Winrock Town Center Site Development Plan (PR-2018-001579) to address the agency comments that were received.

Neighborhood Notification for Required Vacation of Public Access Easement

The project team met with the Snow Heights Neighborhood Association to address questions regarding the request to vacate the public access easement required by the Transportation department. After discussion, the Snow Heights NA was generally in support of the project and the vacation of the public access easement.

The project team was contacted by the South Winrock Neighborhood Association. In response, the Agent to the Owner and Owner discussed Neighborhood Association concerns for the vacation of the public access easement via separate telephone and email correspondence. South Winrock Neighborhood Association did not request a formal meeting. It is confirmed that South Winrock Neighborhood Association was sent all required notifications for the project to two separate contacts provided by the City's neighborhood association's database. South Winrock Neighborhood Association did not request a public meeting of the Owner or Agent to the Owner upon receipt of each notification letter.

ENGINEERING COMMENTS

- 1. The Transportation Department has no objection to the sidewalk width waivers. No response required.
- 2. A right-of-way vacation along Pennsylvania, a platting action, and a work order is needed based on the infrastructure list. Show right-of-way lines to ensure that all public sidewalk is within the Due to new development on east side of site in combination with the closing of an access, it is requested to implement Traffic Impact Study recommendations for striping at Pennsylvania Boulevard at Winrock Loop to the south.

As it turns out, a right-of-way vacation is not required as the southbound right turn lane along Pennsylvania into Winrock Town Center is outside platted right-of-way. We are, however, including with this submittal a vacation request of the public easement and associated re-plat. Scott Eddings, Civil Engineer.

- DEKKER PERICH SABATINI
- 3. Parallel parking appears to conflict with queuing onto Indian School. Provide queuing analysis; parallel parking near Indian School should be eliminated. Provide road cross-sections showing the road widths and cross-sectional slope. Detail the center curb.

 Upon further engineering analysis and review of the Winrock Town Center Traffic Impact Study dated 8/20/15 prepared by Terry O. Brown, P.E. we understand that this driveway performs at Level of Service 'F' for Northbound left turning movements onto Indian School Rd in the PM peak hour. This study recommends left turning movements during peak hours seek alternate access points specifically the access immediately west at Espanola St. Because of this study and difficulties associated with assigning which intersection a driver may select, the Project Team has eliminated the raised median option and replaced with striping shown on the revised site plan. The revised option provides 40-feet of storage for a dedicated left turn accompanied by full access depth for the right turn. Scott Eddings, Civil Engineer.
- **4.** Include a right turn lane onto Indian School Road from the accessway west of the hotel. *Please refer to response in item #3.*
- 5. In lieu of two crosswalks close together, provide one crosswalk that is close to the intersection.

The two crosswalks have been combined into a single raised crossing similar in width to the raised crossing at Winrock Town Center Regal Cinemas.

6. Coordinate plans with Modulus. There appears to be conflict between plans at the intersection by the proposed hotel.

The plans are coordinated. The intersection in question is proposed to be an all stop condition and pedestrian movements are accommodated for both projects in the event one project experiences unforeseen delay.

7. What type of traffic control shall be provided at the Winrock Loop intersection? Provide stop signage and stop bars as needed. (Coordinate with Modulus on plan set so there is not any overlap.)

Please see response in item #6. In addition, the applicant has revised the site plan to add stop bars, pedestrian crosswalks, and stop signage.

- 8. Clear sight triangles based on speed limits per the new DPM shall be shown; adjust landscaping as needed. Show matching clear sight triangles on site plan and landscaping plan. The applicant has added clear site triangles per DPM at the intersection of Winrock Loop and Indian School per meeting discussion with Jeanne Wolfenbarger on Tuesday, January 26th, 2021. Landscape plan has been adjusted accordingly. Adjustments made to direct access from the site onto Indian School Rd, due to the assignment of "emergency exit only" onto Pennsylvania St, modified clear sight triangles were not applied as this is not considered an intersection.
- 9. Include "Emergency Access Only" signage on each side of the drive off of Pennsylvania. Include knox box and Fire Marshall approval.



The applicant has added "emergency access only" signage on each side of closed off driveway. Signage detail is added to the SDP1.2 sheet. An approved Fire One plan has been obtained for the site. Knox box shall be included per the fire marshal's requirements.

10. Curb should separate parking spaces from driving aisles in all cases. (A parking space on the east parking lot is unprotected.)

The applicant has reviewed all parking spaces and has verified that all parking spaces are protected.

11. Where are the electrical charging stations and the bike rack? Meet standard dimensions for bike rack per the IDO.

Electric Vehicle (EV) charging stations are located at the southwest corner of the east parking lot and marked by keyed note 40. Bike racks are shown on the legend and detailed on SDP1.2 per IDO requirements.

12. Provide both an asphalt pavement section and a detailed section for the patterned crosswalk. *These details are included on sheet C400.*

PARKS AND RECREATION

 Indian School is a Minor Arterial and Pennsylvania is a Minor Arterial, both requiring street trees. The Site Plan does not appear to show street trees on Indian School to the west of Winrock Loop NE.

The applicant has revised the landscape plan to add street trees. Due to existing mature trees on site, which are proposed to stay and be protected during construction, only limited amount of street trees can be added. Applicant is using credit for preserving trees per IDO Table 5-6-2.

2. Tree selection should include species from Official Albuquerque Plant Palette or provide documentation for drought tolerance – concern with Frontier Elm and Eastern Redbud.

The applicant has revised the landscape plan to ensure that all plant species utilized are on the City's plant list.

CODE ENFORCEMENT

1. The applicant will need to provide a separate application of the Deviation request to code enforcement.

The applicant has submitted a separate deviation application to Code Enforcement on January 15th, 2021. Code enforcement has notified the applicant via email that this has been approved.

AMAFCA

1. Please clearly state on the Drainage Plan if the proposed site plan results in runoff that is consistent with the DMP's allowable flow rate from this site.

The Drainage Plan has been approved by City and this site's discharge is at or below the DMP's allowable flow rates. Scott Eddings, Civil Engineer.



ABCWUA

The following responses were provided by Scott Eddings, Civil Engineer.

a. Availability statement #201105 has been issued and provides the conditions for service.

No response required.

- b. Utility Plan
 - i. Please confirm fire flow. Is it really 6,000 gpm? Is there no fire suppression system?

The reduction of fire flow was not realized on the Fire One plan. The reduction results in a fire flow demand of 3,000 gpm.

- ii. Please show backflow prevention at domestic services. The Cross Connection Ordinance considers multi-family residential with three stories or greater to be non-residential and requires a backflow preventer.

 The updated Conceptual Utility Plan includes backflow prevention on the domestic services which are located on the user side of the water meter.
- iii. The proposed fire hydrant connections along Indian School Rd. and Pennsylvania St. appear to connect to waterlines that are not appropriate for connection. Please refer to availability statement #201105.

 The updated Conceptual Utility Plan connect provide connections into more appropriate waterlines within Indian School Rd and Pennsylvania St.
- iv. The availability statement requires that the proposed fire hydrant between existing FH1 and proposed FH8 be relocated to connect to the existing waterline along Pennsylvania St.

The updated Conceptual Utility Plan indicates fire hydrant #6 connect to waterline along Pennsylvania St.

v. Is an easement needed for the proposed private fire hydrant #3 given that the waterline may be located offsite?

Yes and a 20-foot wide waterline easement has been added to the Conceptual Utility Plan and Preliminary Plat.

vi. There are features shown as "M". Please include a legend to clarify. The proposed features "WM" are also not explained. Which symbols are water meters?

A legend has been added to the Conceptual Utility Plan and annotation corrected.

vii. What is the horizontal clearance between the proposed private sanitary sewer along the south property line and the existing public waterline? Is



the appropriate clearance provided? Is the proposed sanitary sewer encroaching into the public waterline easement?

The horizontal clearance between the proposed private sanitary sewer line existing public waterline is greater than 10-feet. The existing public waterline easement is shown on the revised Conceptual Utility Plan.

PNM

 It is the applicant's obligation to determine if existing utility easements or rights-of-way are located on or adjacent to the property and to abide by any conditions or terms of those easements.

Confirmed.

- As the development moves forward, the applicant needs to contact the PNM New Service Delivery Department to coordinate electric service regarding this project. Please submit a service application at www.pnm.com/erequest for PNM to review. Confirmed.
- 3. Ground-mounted equipment screening will be designed to allow for access to utility facilities. All screening and vegetation surrounding ground-mounted transformers and utility pads are to allow 10 feet of clearance in front of the equipment door and 5-6 feet of clearance on the remaining three sides for safe operation, maintenance and repair purposes. Refer to the PNM Electric Service Guide at www.pnm.com for specifications. Confirmed.
- 4. There is an existing underground distribution line immediately adjacent on the project's west side. If existing electric lines need to be moved, then that is at the developer's expense. Please contact PNM at www.pnm.com/erequest for PNM to review.
 Confirmed.

PLANNING

13. Please justify the waiver using the criteria in 6-6-(P)(3)

The applicant has submitted a revised justification letter that provides the required justification of the sidewalk waiver request per the review and approval criteria listed in 6-6(P)(3) along with the revised site sheets on February 5^{th} , 2021.

14. Confirm that all plant species are on the City's plant list.

The applicant has revised the landscape plan to ensure that all plant species utilized are on the City's plant list.

15. Clarify how the development meets the requirements of IDO section 5-11, specifically 5-11(E)(2)(b)



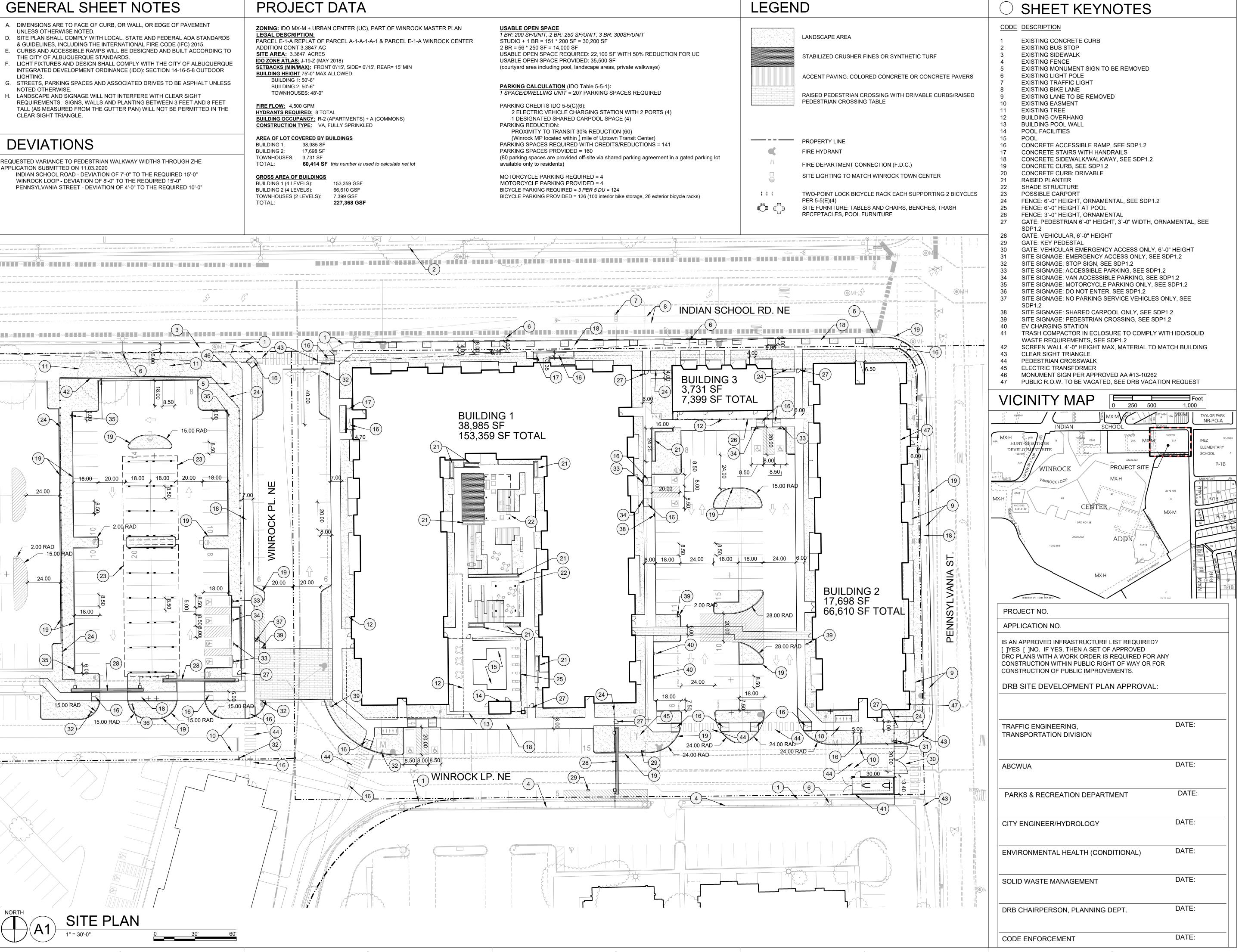
- Item 1. Windows on upper floors will be recessed to meet requirements of this section.
- Item 2. All ground floors of each street-facing façade has at least 30 percent of its surfaces containing transparent windows and/or doors.
- Item 3. Each street facing façade incorporates the following items in excess of 30 percent of the length of the façade:
 - Windows are provided on all upper floors of every façade of the project.
 - Awnings are provided over more than 30% of openings provided by "Metal Sunshades" as noted on the elevations.
 - Primary pedestrian access points are provided as exterior pedestrian gates along Indian School Rd and Pennsylvania St and main resident entrance off of Winrock Loop meeting requirements of "Primary pedestrian entrances."
- Item 4. The following additional items have been incorporated into the building elevations:
 - Changes in texture and material occur every 25 feet of façade length and extending for at least 20 percent of the length of the façade.
 - Base material is different than floors and will project from the above material by at least 3" with a detail that provides sufficient moisture protection at this sill.
 Base material covers at least 18 inches and is planned for the full ground height.
- Item 5. All accessory buildings visible from a public street are consistent with materials of the primary building.

16. Staff may have additional comments based on resubmittals and discussion during the meeting.

We believe that these modifications to the Site Development Plan and subsequent application documents have addressed the agency comments received to date. Please contact me if you have any questions or concerns.

Sincerely.

Will Gleason, Dekker/Perich/Sabatini
Agent to Goodman Realty



DEKKER PERICH SABATINI

ARCHITECTURE DESIGN INSPIRATION



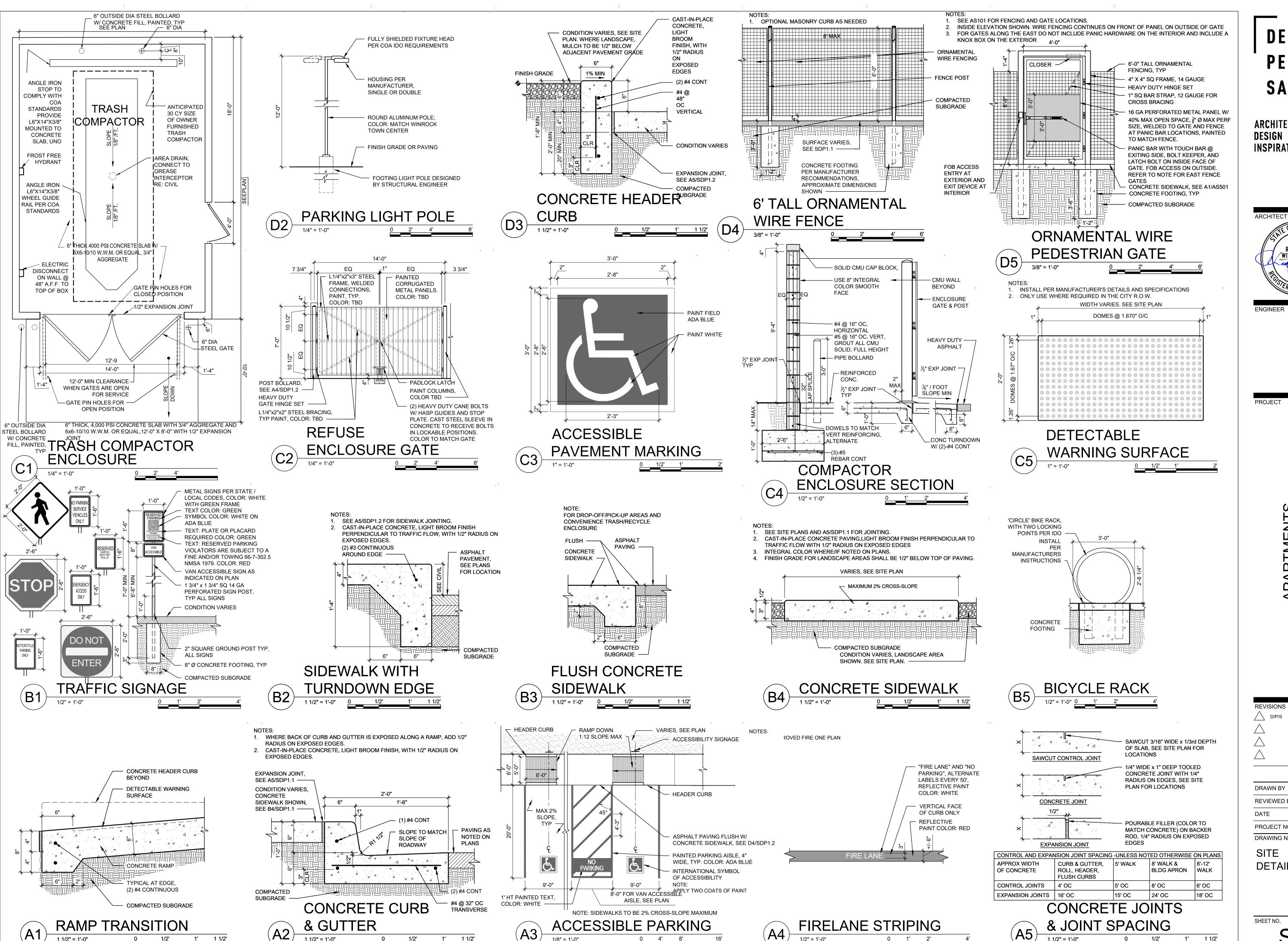
PROJECT

APARTMENTS
AT INDIAN SCHOOL & PENNSYLVAN
7500 INDIAN SCHOOL RD NE
ALBUQUERQUE, NM, 87110

DRAWN BY D/P/S
REVIEWED BY D/P/S
DATE 02.05.2021
PROJECT NO. 19-0087
DRAWING NAME

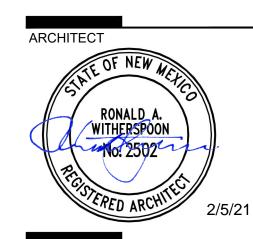
SITE PLAN

SDP1.



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ARCHITECTURE DESIGN INSPIRATION



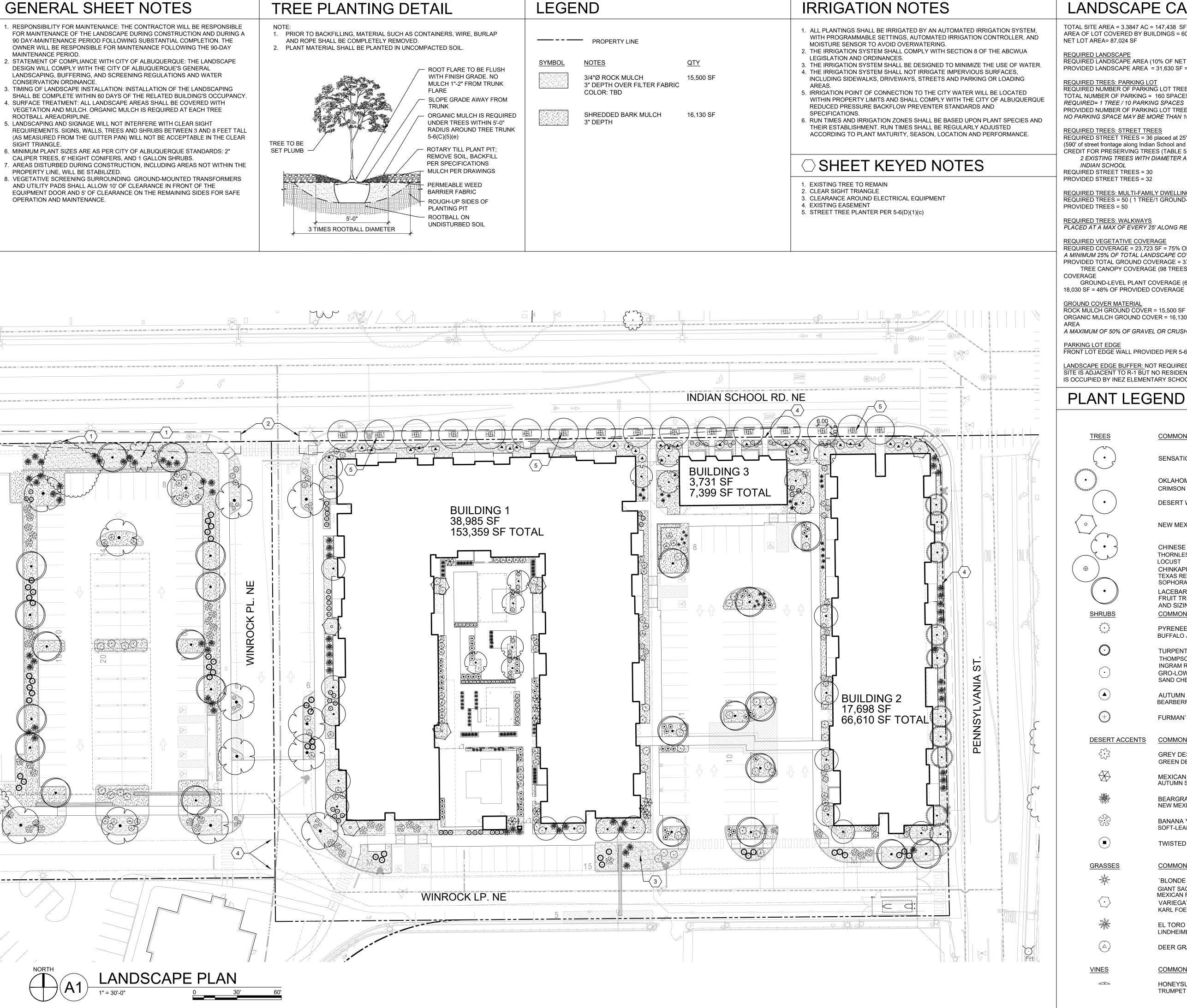
PROJECT

REVISIONS D/P/S

DRAWN BY D/P/S REVIEWED BY D/P/S 02.05.2021 PROJECT NO. 19-0087 DRAWING NAME

SITE **DETAILS**

SHEET NO.



LANDSCAPE CALCULATIONS

TOTAL SITE AREA = 3.3847 AC = 147,438 SF AREA OF LOT COVERED BY BUILDINGS = 60,414 SF NET LOT AREA= 87,024 SF

REQUIRED LANDSCAPE AREA (10% OF NET LOT AREA) = 8,702 SF PROVIDED LANDSCAPE AREA = 31,630 SF = 36%

REQUIRED TREES: PARKING LOT REQUIRED NUMBER OF PARKING LOT TREES = 16 TREES TOTAL NUMBER OF PARKING = 160 SPACES

PROVIDED NUMBER OF PARKING LOT TREES = 16 TREES NO PARKING SPACE MAY BE MORE THAN 100 FEET AWAY FROM A TREE TRUNK

REQUIRED TREES: STREET TREES

REQUIRED STREET TREES = 36 placed at 25' on center (590' of street frontage along Indian School and 300' along Pennsylvania) CREDIT FOR PRESERVING TREES (TABLE 5-6-2): 6

2 EXISTING TREES WITH DIAMETER AT BREAST HEIGHT OF 4" AND 10" ALONG INDIAN SCHOOL

REQUIRED STREET TREES = 30 PROVIDED STREET TREES = 32

REQUIRED TREES: MULTI-FAMILY DWELLING REQUIRED TREES = 50 (1 TREE/1 GROUND-FLOOR DWELLING UNIT FOR UC)

REQUIRED TREES: WALKWAYS
PLACED AT A MAX OF EVERY 25' ALONG REQUIRED PEDESTRIAN WALKWAYS

REQUIRED VEGETATIVE COVERAGE

REQUIRED COVERAGE = 23,723 SF = 75% OF PROVIDED LANDSCAPE AREA A MINIMUM 25% OF TOTAL LANDSCAPE COVERAGE BY GROUND-LEVEL PLANTS PROVIDED TOTAL GROUND COVERAGE = 37,630 SF = 119% TREE CANOPY COVERAGE (98 TREES TOTAL) = 19,600 SF = 52% OF PROVIDED

GROUND-LEVEL PLANT COVERAGE (601 GROUND COVER PLANTS TOTAL) = 18,030 SF = 48% OF PROVIDED COVERAGE

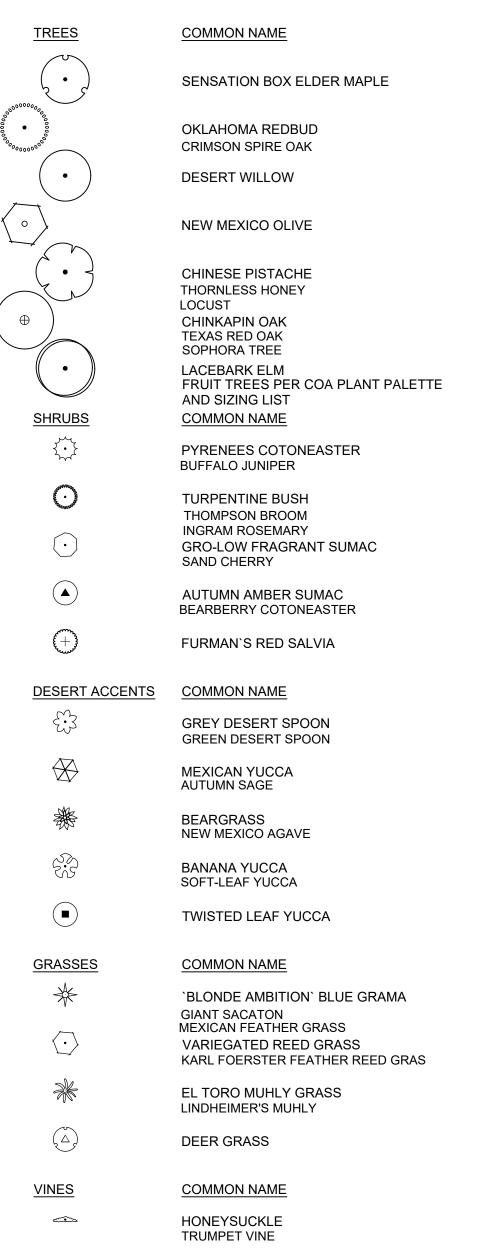
GROUND COVER MATERIAL
ROCK MULCH GROUND COVER = 15,500 SF = 49% OF PROVIDED LANDSCAPE AREA ORGANIC MULCH GROUND COVER = 16,130 SF = 51% OF PROVIDED LANDSCAPE

A MAXIMUM OF 50% OF GRAVEL OR CRUSHER FINES IS PERMITTED

PARKING LOT EDGE FRONT LOT EDGE WALL PROVIDED PER 5-6(F)(1)(i)

LANDSCAPE EDGE BUFFER: NOT REQUIRED SITE IS ADJACENT TO R-1 BUT NO RESIDENTIAL STRUCTURE IS ON THAT SITE AS IT IS OCCUPIED BY INEZ ELEMENTARY SCHOOL

PLANT LEGEND



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ARCHITECTURE **DESIGN** INSPIRATION

ARCHITECT



ENGINEER

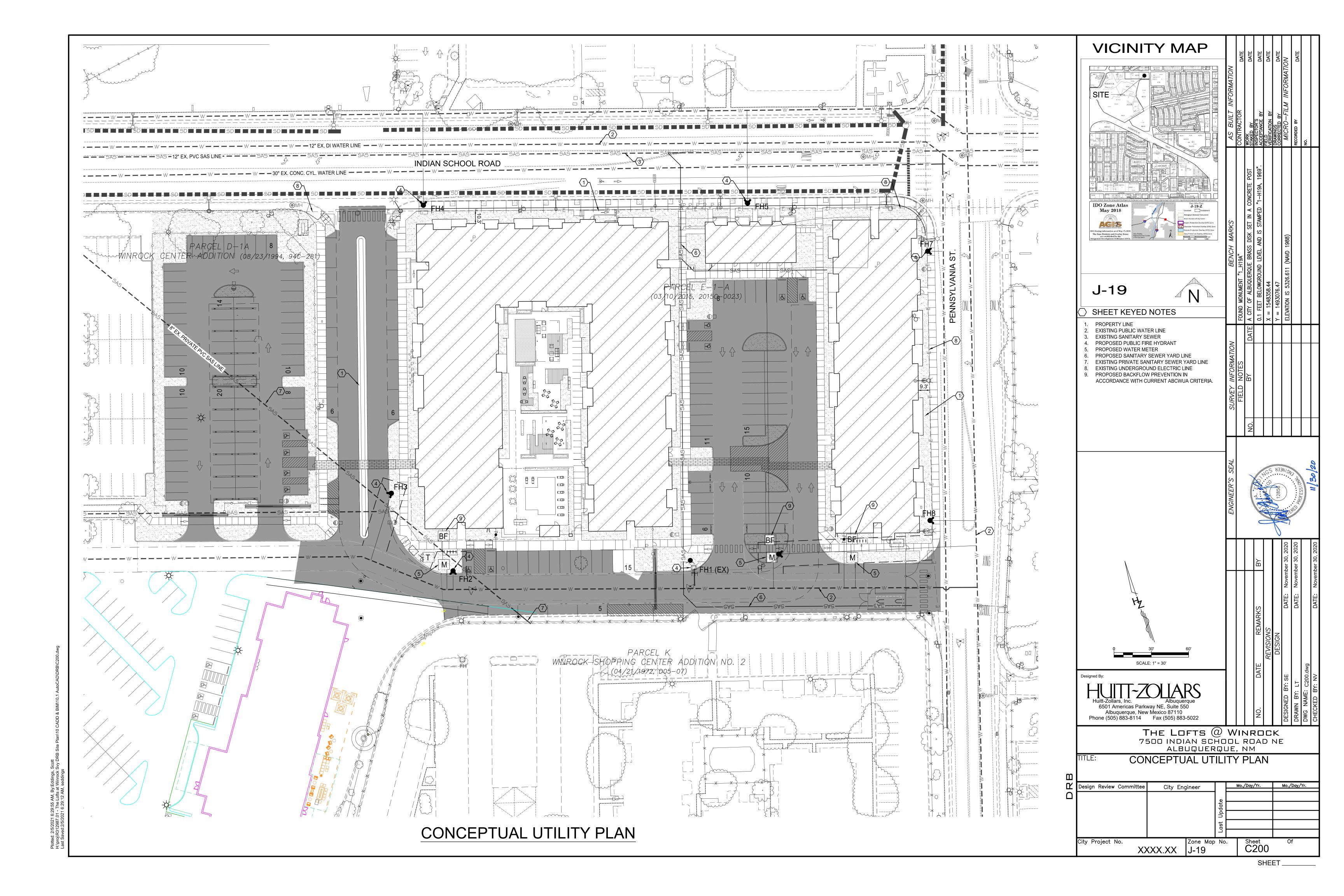
PROJECT

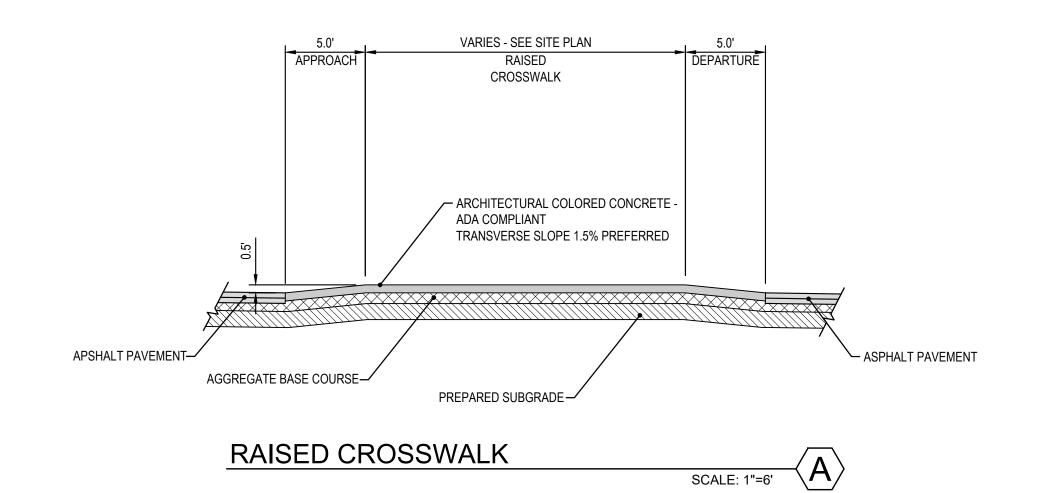
REVISIONS

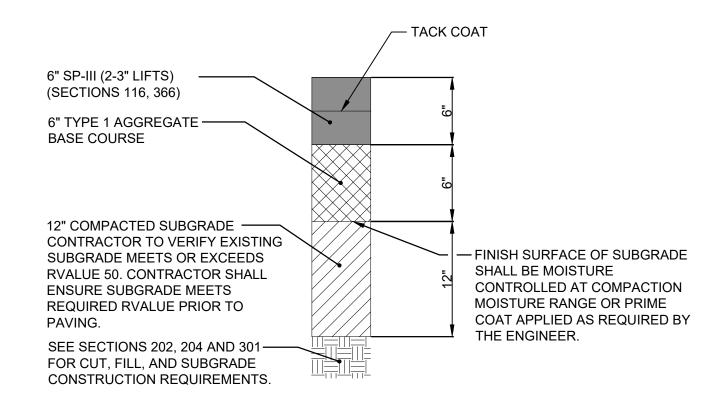
DRAWN BY D/P/S REVIEWED BY D/P/S 02.05.2021 PROJECT NO. 19-0087 DRAWING NAME

LANDSCAPE PLAN

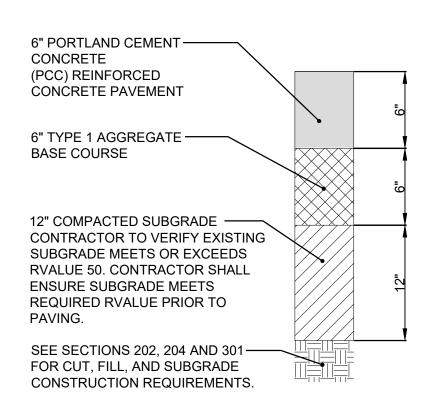
SDP2.1







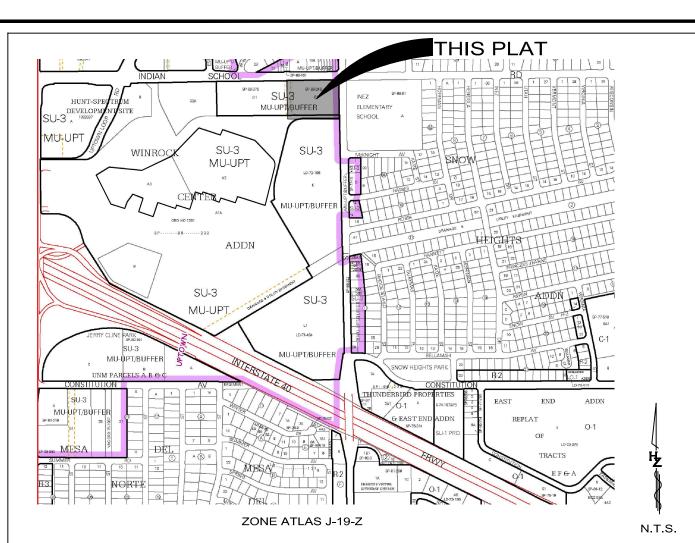
PROPOSED DRIVE AISLE ASPHALT PAVEMENT SECTION



PROPOSED RAISED CROSSWALK CONCRETE PAVEMENT SECTION

Huitt-Zollars, Inc. Albuquerque 6501 Americas Parkway NE, Suite 550 Albuquerque, New Mexico 87110 Phone (505) 883-8114 Fax (505) 883-5022 THE LOFTS @ WINROCK 7500 INDIAN SCHOOL ROAD NE ALBUQUERQUE, NM SITE DETAIL City Engineer Mo./Day/Yr. XXXX.XX J-19 Sheet C400 SHEET

Design Review Committee City Project No.



NOTES

- 1. ALL BEARINGS SHOWN HEREON ARE GRID BEARINGS (NEW MEXICO STATE PLANE CENTRAL ZONE NAD 1983
- 2. RECORD BEARINGS AND DISTANCES ARE SHOWN IN PARENTHESIZE (\$65°04'00"W, 365.00).
- BENCHMARK FOR THIS PLAT IS THE CITY OF ALBUQUERQUE ACS MONUMENT "1_H19A" ELEVATION = 5326.611 U.S. SURVEY FEET (NAVD 88) LOCATED AT THE NORTHEAST CORNER OF INDIAN SCHOOL RD. NE AND PENNSYLVANIA ST. NE
- ALL PROPERTY CORNERS ARE AS SHOWN ON SHEET 2 OF 2 OF THIS PLAT.
- 5. EXISTING UTILITY EASEMENTS (PRIVATE AND PUBLIC) REMAIN AS SHOWN ON THE EXISTING SUBDIVISION PLATS.

EASEMENTS

PUBLIC UTILITY EASEMENTS SHOWN ON THIS PLAT ARE GRANTED FOR THE COMMON AND JOINT USE OF: PNM ELECTRIC SERVICES FOR THE INSTALLATION, MAINTENANCE AND SERVICE OF OVERHEAD AND UNDERGROUND ELECTRICAL LINES, TRANSFORMERS, POLES AND ANY OTHER EQUIPMENT, FIXTURES, STRUCTURES AND RELATED FACILITIES REASONABLE NECESSARY TO PROVIDE ELECTRICAL SERVICE.

- NEW MEXICO GAS COMPANY FOR INSTALLATION, MAINTENANCE, AND SERVICE OF NATURAL GAS LINES, VALVES AND OTHER EQUIPMENT AND FACILITIES REASONABLE NECESSARY TO PROVIDE NATURAL GAS.
- QWEST d/b/a CENTURYLINK QC FOR THE INSTALLATION, MAINTENANCE AND SERVICE OF ALL BURIED AND AERIAL COMMUNICATION LINES AND OTHER RELATED EQUIPMENT AND FACILITIES REASONABLE NECESSARY TO PROVIDE COMMUNICATION SERVICES, INCLUDING BUT NOT LIMITED TO, ABOVE GROUND PEDESTALS AND CLOSURES.
- COMCAST FOR THE INSTALLATION, MAINTENANCE, AND SERVICE OF SUCH LINES, CABLE, AND OTHER RELATED EQUIPMENT AND FACILITIES REASONABLE NECESSARY TO PROVIDE CABLE TV SERVICE.

PNM, NEW MEXICO GAS COMPANY, COMCAST, AND QWEST d/b/a CENTURYLINK QC COMMUNICATIONS DO NOT RELEASE ANY PREVIOUS EASEMENT RIGHT WHICH WAS GRANTED BY PRIOR PLATTING OR RECORD DOCUMENT UNLESS SPECIFICALLY NOTED HEREON.

INCLUDED IS THE RIGHT TO BUILD, REBUILD, CONSTRUCT, RECONSTRUCT, LOCATE, RELOCATE, CHANGE, REMOVE, MODIFY, RENEW, OPERATE, AND MAINTAIN FACILITIES FOR THE PURPOSE DESCRIBED ABOVE. TOGETHER WITH FREE ACCESS TO, FROM, AND OVER SAID EASEMENTS, WITH THE RIGHT AND PRIVILEGE OF GOING UPON, OVER AND ACROSS ADJOINING LANDS OF GRANTOR FOR THE PURPOSES SET FORTH HEREIN AND WITH THE RIGHT TO UTILIZE THE RIGHT OF WAY AND EASEMENT TO EXTEND SERVICES TO CUSTOMERS OF GRANTEE, INCLUDING SUFFICIENT WORKING AREA SPACE FOR ELECTRIC TRANSFORMERS. WITH THE RIGHT AND PRIVILEGE TO TRIM AND REMOVE TREES, SHRUBS OR BUSHES WHICH INTERFERE WITH THE PURPOSES SET FORTH HEREIN, NO BUILDING, SIGN, POOL (ABOVEGROUND OR SUBSURFACE). HOT TUB, CONCRETE OR WOOD POOL DECKING, OR OTHER STRUCTURE SHALL BE ERECTED OR CONSTRUCTED ON SAID EASEMENTS, NOR SHALL ANY WELL BE DRILLED OR OPERATED THEREON, PROPERTY OWNERS SHALL BE SOLELY RESPONSIBLE FOR CORRECTING ANY VIOLATIONS OF NATIONAL ELECTRICAL SAFETY CODE CAUSED BY CONSTRUCTION OF POOLS, DECKING, OR ANY STRUCTURES ADJACENT TO WITHIN OR NEAR EASEMENTS SHOWN ON THIS PLAT.

SOLAR NOTE

NO PROPERTY WITHIN THE AREA OF REQUESTED FINAL ACTION SHALL AT ANY TIME BE SUBJECT TO A DEED RESTRICTION, COVENANT, OR BINDING AGREEMENT PROHIBITING SOLAR COLLECTORS FROM BEING INSTALLED ON BUILDINGS OR

ERECTED ON THE LOTS OF PARCELS WITHIN THE AREA OF THIS PLAT.

TREASURER'S CERTIFICATION

THIS IS TO CERTIFY THAT TAXES ARE CURRENT AND PAID ON: PARCEL E-1-A, UPC # 101905823850920409

BERNALILLO COUNTY TREASURERS OFFICE:

DATE: __

SURVEYOR'S CERTIFICATION

I. KIM C. STELZER, NEW MEXICO REGISTERED PROFESSIONAL LAND SURVEYOR NO. 7482, DO HEREBY CERTIFY THAT THE PLAT SHOWN HEREON WAS PREPARED UNDER MY DIRECT SUPERVISION, SHOWS ALL EASEMENTS MADE KNOWN TO ME BY THE OWNERS AND/OR PROPRIETORS OF THE SUBDIVISION SHOWN HEREON, UTILITY COMPANIES AND OTHER PARTIES EXPRESSING AN INTEREST. THIS PLAT MEETS THE MINIMUM REQUIREMENTS FOR MONUMENTATION AND SURVEYS OF THE ALBUQUERQUE SUBDIVISION ORDINANCE, AND THE "MINIMUM STANDARDS FOR LAND SURVEYS" AS ESTABLISHED BY THE STATE OF NEW MEXICO AND IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

JEW MEXICO 7482

PRELIMINARY PLAT PARCEL E-1-A

WINROCK CENTER ADDITION

WITHIN SECTION 18 T. 10 N., R. 4 E., N.M.P.M. CITY OF ALBUQUERQUE BERNALILLO COUNTY, NEW MEXICO

> DATE OF SURVEY: JANUARY 2021 SHEET 1 OF 2

PURPOSE OF THIS PLAT

The purpose of this Plat is to vacate a Public Access Easement and grant Public Waterline Easements.

SUBDIVISION DATA

DRB NO.		PLAT ACRES (Gross)	<u>3.3938</u>
NO. OF LOTS	0_	LOT ACRES	0
NO. OF PARCELS	1_	PARCEL ACRES	<u>3.3938</u>
NO. OF TRACTS	0_	TRACT ACRES	0
STREET MILES (FULL)	0_	STREET ACRES	0

FREE CONSENT

THE PROPERTY SHOWN HEREON IS PLATTED WITH THE FREE CONSENT AND IN ACCORDANCE WITH THE DESIRES OF THE UNDERSIGNED OWNER(S) AND/OR PROPRIETOR(S) THEREOF AND SAID OWNER(S) GRANT: ALL PUBLIC ROADWAY, UTILITY, AND DRAINAGE EASEMENTS SHOWN HEREON INCLUDING THE RIGHT TO CONSTRUCT, OPERATE, INSPECT, AND MAINTAIN FACILITIES THEREIN; AND ALL PUBLIC UTILITY EASEMENTS SHOWN HEREON FOR THE COMMON AND JOINT USE OF GAS, ELECTRICAL POWER AND COMMUNICATION SERVICES FOR BURIED DISTRIBUTION LINES, CONDUITS, AND PIPES FOR UNDERGROUND UTILITIES WHERE SHOWN OR INDICATED, AND INCLUDING THE RIGHT OF INGRESS AND EGRESS FOR CONSTRUCTION AND MAINTENANCE, AND THE RIGHT TO TRIM INTERFERING TREES AND SHRUBS. THE OWNER(S) AND/OR PROPRIETOR(S) DO HEREBY ACKNOWLEDGE SAID INSTRUMENT TO BE THEIR FREE ACT AND DEED.

WINROCK PARTNERS, LLC DATE GARY D. GOODMAN, AUTHORIZED SIGNATORY:

(STATE OF NEW MEXICO) (COUNTY OF BERNALILLO)

THIS INSTRUMENT WAS ACKNOWLEDGED BEFORE ME ON BY GARY D. GOODMAN, AUTHORIZED SIGNATORY FOR WINROCK PARTNERS LLC, A DELAWARE LIMITED LIABILITY COMPANY, ON BEHALF OF SAID COMPANY.

NOTARY PUBLIC

MY COMMISSION EXPIRES:



1002202 PROJECT NO. APPLICATION NO. 2018-001579

PLAT APPROVALS

UTILITY APPROVALS

PNM ELECTRIC SERVICES	DATE
NEW MEXICO GAS COMPANY	DATE
QWEST CORPORATION d/b/a CenturyLink QC	DATE
COMCAST	 DATF

CITY APPROVALS				
CITY SURVEYOR	DATE			
REAL PROPERTY DIVISION	DATE			
ENVIRONMENTAL HEALTH DEPARTMENT	DATE			
TRAFFIC ENGINEERING, TRANSPORTATION DIVISION	DATE			
A.B.C.W.U.A.	DATE			
PARKS & RECREATION DEPARTMENT	DATE			
AMAFCA	DATE			
CITY ENGINEER/HYDROLOGY	DATE			
CODE ENFORCEMENT	DATE			
DRB CHAIRPERSON, PLANNING DEPARTMENT	DATE			

HUITT~ZOLIARS

Huitt-Zollars, Inc. Rio Rancho 333 Rio Rancho Dr. NE, Suite 101 Rio Rancho, NM 87124 (505)892-5141

LEGAL DESCRIPTION

A PARCEL OF LAND LYING AND SITUATE WITHIN SECTION 18, TOWNSHIP 10 NORTH, RANGE 4 EAST, NEW MEXICO PRINCIPAL MERIDIAN, CITY OF ALBUQUERQUE, BERNALILLO COUNTY, NEW MEXICO, COMPRISING OF:

PARCEL E-1-A OF THE PLAT OF THE WINROCK CENTER ADDITION, ALBUQUERQUE, NEW MEXICO, AS THE SAME IS SHOWN AND DESIGNATED ON THE PLAT THEREOF, FILED IN THE OFFICE OF THE COUNTY CLERK OF BERNALILLO COUNTY, NEW MEXICO, ON MARCH 16, 2018, IN BOOK 2018C, PAGE 0032, BEING MORE PARTICULARLY DESCRIBED BY NEW MEXICO STATE PLANE GRID BEARINGS (CENTRAL ZONE - NORTH AMERICAN DATUM OF 1983 AND GROUND DISTANCES (U.S. SURVEY FEET)

BEGINNING AT THE NORTHWEST CORNER OF DESCRIBED PARCEL, LYING ON THE EAST RIGHT OF WAY LINE OF LOUISIANA BOULEVARD, NE (R.O.W. VARIES), FROM WHENCE A TIE TO A.G.R.S. MONUMENT "20_H18" BEARS N 03'39'19" W. A DISTANCE OF 1349.94 FEET;

THENCE FROM SAID POINT OF BEGINNING, LEAVING SAID EAST RIGHT OF WAY LINE OF LOUISIANA BOULEVARD, S 89'49'49" E. A DISTANCE OF 385.41 FEET TO A POINT OF CURVATURE;

THENCE ALONG A CURVE TO THE LEFT, HAVING AN ARC LENGTH OF 94.32 FEET, A RADIUS OF 125.00 FEET, A DELTA ANGLE OF 43'14'04", A CHORD BEARING OF N 68'33'39" E, AND A CHORD LENGTH OF 92.10 FEET, TO AN ANGLE POINT; THENCE N 46'56'36" E, A DISTANCE OF 406.78 FEET TO A POINT OF CURVATURE MARKED BY A FOUND BRASS CAP MARKED "MANDOCK".

THENCE N 00°02'22" W, A DISTANCE OF 49.88 FEET TO AN ANGLE POINT;

THENCE N 89'59'36" E, A DISTANCE OF 15.69 FEET TO AN ANGLE POINT;

THENCE N 00°00'24" E, A DISTANCE OF 280.42 FEET TO AN ANGLE POINT; THENCE N 89°59'36" W, A DISTANCE OF 15.92 FEET TO AN ANGLE POINT;

THENCE N 00'02'10" E, A DISTANCE OF 122.41 FEET; TO THE POINT OF BEGINNING, CONTAINING A GROSS AREA OF 3.3938

ACRES (147,835.4319 SQUARE FEET), MORE OR LESS, LESS THAN AND EXCEPTING THE FOLLOWING FOUR PARCELS;

PRELIMINARY PLAT PARCEL E-1-A

WINROCK CENTER ADDITION

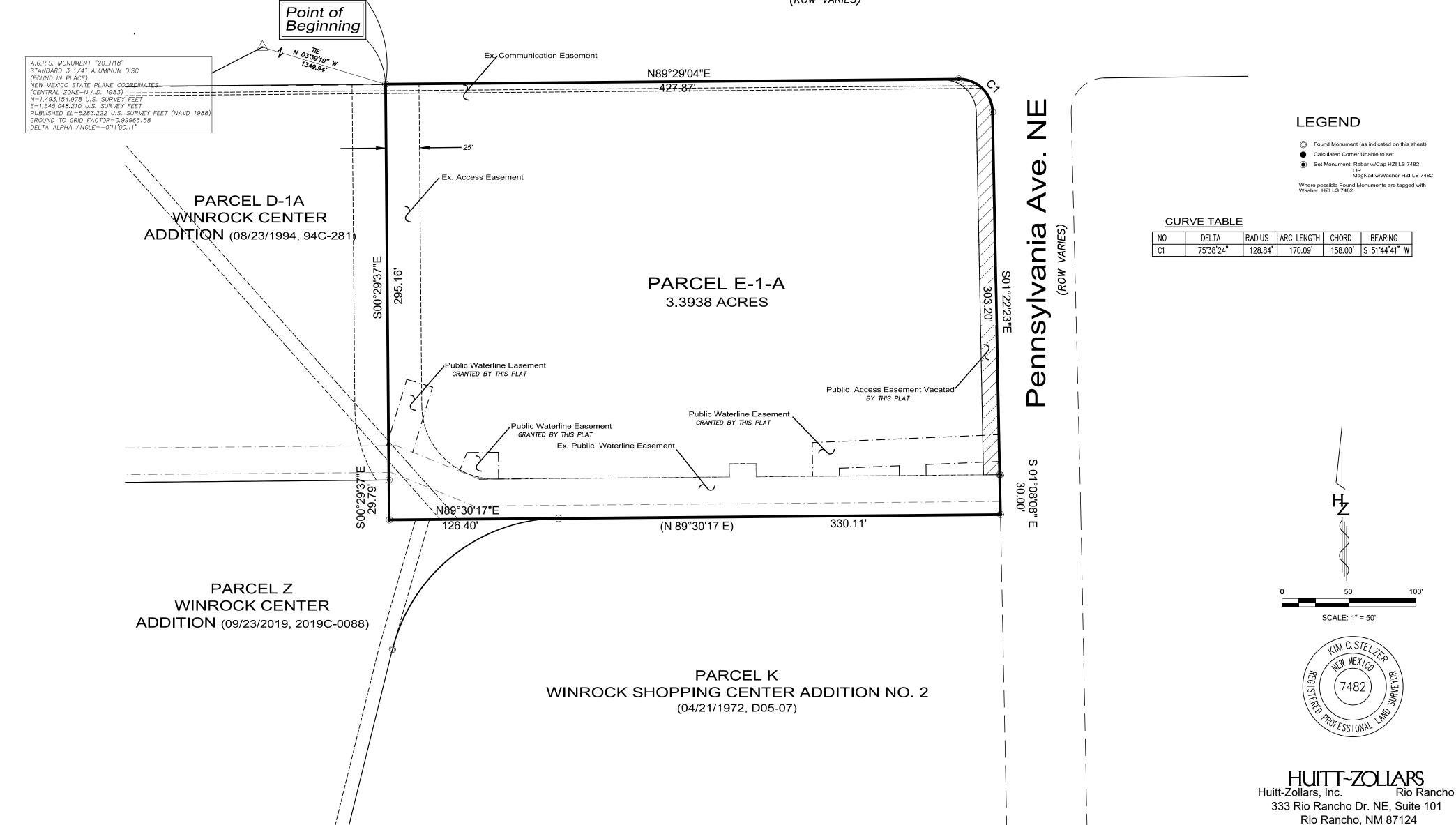
WITHIN SECTION 18 T. 10 N., R. 4 E., N.M.P.M.
CITY OF ALBUQUERQUE
BERNALILLO COUNTY, NEW MEXICO

DATE OF SURVEY: JANUARY 2021 SHEET 1 OF 2

(505)892-5141

Indian School Road NE

(ROW VARIES)





DEVIATION APPLICATION

DEVIATIONS NOT ALLOWED IN OVERLAY ZONES

APPLICATION INFORMATION Received By: Date: 1/15/2021 Address of request: 7500 Indian School Rd. City/State/Zip: Albuquerque, NM 87110 PROPERTY OWNER INFORMATION Property Owner Name: Darin Sand, Winrock Partners LLC Address: 100 Sun Avenue NE, Suite 210 City/State/Zip: Albuquerque, NM 87109 Phone: (505) 881-0100 Email: sand@goodmanrealty.com APPLICANT/AGENT INFORMATION Applicant/Agent Name (Owner letter of Authorization required): Will Gleason, Dekker Perich Sabatini Business Name: Dekker Perich Sabatini Address: 7601 Jefferson St NE Suite 100 City/State/Zip: Albuquerque NM, 87109 Phone: (505) 761-9700 Email: WillG@dpsdesign.org **DEVIATION APPLICATION REQUIREMENTS** MUST INCLUDE: M SITE PLAN M ANY ADDITIONAL SUPPORTING DOCUMENTS 6-4(P)(3) Decision-making body may approve Deviation if **all** following requirements are met: CHECK BOX IF REQUIREMENT IS MET □ 6-4(P)(3)(a) Applicant's site is subject to site constraints not generally shared by surrounding properties or site was platted or developed in an unusual pattern when compared to abutting properties **Explanation:** see accompanying justification request \Box 6-4(P)(3)(b) Site constraints were not created by actions of property owner or another interested party. **Explanation:** \Box 6-4(P)(3)(c) Request is for single site and is not part of a pattern of similar requests for adjacent properties or for nearby sites by the same property owner or within the same subdivision, Framework Plan area, or Master Plan Area. **Explanation:** \Box 6-4(P)(3)(d) Approval of deviations will not cause material adverse impacts on surrounding properties. **Explanation:** \Box 6-4(P)(3)(e) Requested deviation will not result in a violation of any Overlay zone standard. APPLICANT-OWNER SIGNATURE By signing below I confirm that I am the owner or agent (with owner's letter of authorization) of above-listed address and all information contained in this application is true and correct to the best of my knowledge. **Applicant/Owner Signature: Date:** 1/15/2021 OFFICIAL USE ONLY UPC Number: 101905823850920409 Lot: E1A Block: Zone: MX-M Map Page: J-19 SU-3 Previous zone: Landfill buffer: Yes □ No X Subdivision: WINROCK CENTER ADDN HPO: VPO: APO: CPO: Mapped Area: Master Dev Plan: Yes □ No □ Site Dev. Plan: Yes \square No \square UC - AC - MS - PT - MT - MX-FB: Yes XNo ☐ Uptown Urban Center List any current or prior project and case history numbers: 1002202, 1008660, 1002609 X APPROVED DISAPPROVED BY: Carl Garcia Date: 1/29/2021

CEP#

January 15, 2021

City of Albuquerque Planning Department 600 2nd St NW Albuquerque, NM 87102

RE: Request for Deviation

The Lofts at Winrock
7500 Indian School Rd

Dear Mr. Garcia,

This Letter authorizes Dekker/Perich/Sabatini LLC and to represent Goodman Reality Group, owner of the property located at 7500 Indian School, with regard to the design and approval of all necessary steps related to the regulatory and permitting process with the City of Albuquerque. This letter authorizes Dekker/Perich/Sabatini LLC to act as Goodman Reality Group's agent as necessary with the permitting and associated approval processes required for the proposed fencing on the property referenced above.

Please contact me at 505-249-4858 if there are any questions.

Sincerely,

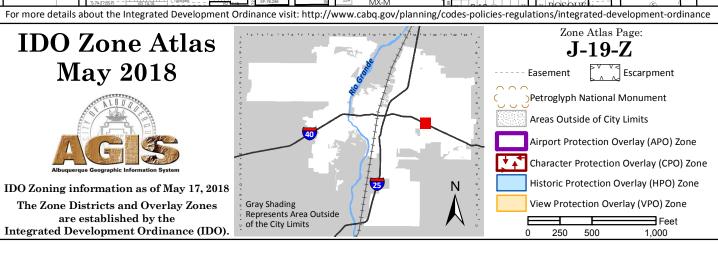
Darin Sand, LEED AP

Darin Sand

Vice President of Development

Goodman Realty Group





DEKKER PERICH SABATINI

January 15th, 2021

Carl Garcia Code Enforcement Supervisor 600 2nd St NW Albuquerque, NM 87102

RE: Request for a Deviation to the Minimum Ground Floor Height Major Amendment to an Approved Site Development Plan The Apartments at Winrock 7500 Indian School Rd NE

Dear Mr. Garcia,

This letter is a request for approval of a **6-4(P) DEVIATION** to *Section 5-11(E)(1) Minimum Ground Floor Height* to facilitate the development of multi-family apartments within the Winrock Town Center at 7500 Indian School Rd NE.

The requested deviation is to *Section 5-11(E)(1) Minimum Ground Floor Height*, which requires the ground floor clear height (defined as the vertical distance of the interior of a ground floor, measured from the slab or top of the sub-floor to the ceiling or the bottom on the exposed support structure for the second floor) of multi-family development within mixed-use zoning districts to be constructed with a minimum height of 10 feet. The required 10-foot height is intended to allow for the ground floor conversion to retail uses. The proposed project will be a multi-family community development with residential apartments, lobbies, and a clubhouse within the ground floor and only the residential units will be facing the public streets. The conversion of these units to retail uses is not anticipated and highly unlikely. The applicant is therefore requesting a deviation to allow a height of 9'-0" rather than 10'-0" for the ground floor. This would allow a more typical ceiling height for proposed residential apartment use. The applicant respectfully requests the approval of this project based on the criteria of **Section 6-4(P)(3) Review and Decision Criteria** for a Deviation based on compliance with the following criteria:

6-4(P)(3)(a) The applicant's site is subject to site constraints not generally shared by surrounding properties or the site was platted or developed in an unusual pattern when compared to abutting properties (e.g. the property was developed with orientation or access facing a different street than abutting lots) that would prevent the development of a permissive land use in a type of structure generally found on sites of a similar size in the surrounding area.

The subject site is located within the approved Winrock Town Center plan. It is a periphery site, located along the development's border. The subject site is platted in an unusual pattern that is different than that of the abutting properties as it is surrounded by roadways on all four property lines: Indian School Rd NE to the north, Pennsylvania St NE to the east, and two segments of Winrock Loop to the west and south. This unique platting creates a physical separation and natural buffer between this property and others within the Winrock Town Center.

6-4(P)(3)(b) The site constraints were not created by the actions of the property owner or another interested party.





The site was platted some time agoand these site constraints were therefore not created by the actions of the current property owner.

6-4(P)(3)(c) The request is for a single site and is not part of a pattern of similar requests for adjacent properties or for nearby sites by the same property owner or within the same subdivision, Framework Plan area, or Master Development Plan area.

The requested deviation is for a single site within the larger Winrock Town Center that, as mentioned above, has unique conditions from the remaining lots within the approved site plan area.

6-4(P)(3)(d) The approval of the requested deviations will not cause material adverse impacts on surrounding properties.

The requested deviation is specific to the ground floor height of development on a single subject site that is isolated from adjacent properties by roadways on all sides. This unique platting creates inherent buffers/transitions that will naturally mitigate adverse impacts on surrounding properties.

Additionally, the proposed use for the site will be a multi-family with residential apartments, lobbies, and a clubhouse within the ground floor, but only the residential units will be facing the public streets. The request is seeking a 1' deviation from the minimum 10' ground floor requirement to allow a height of 9'. This regulation was intended to allow for the conversion of ground floor uses to retail. Given the subjects sites direct location on the periphery of the center, adjacent to lower intensity residential uses, the proposed multi-family creates an appropriate transition. The conversion of these units to retail uses is not anticipated and highly unlikely. The applicant is therefore requesting a deviation to allow a height of 9'-0" rather than 10'-0" for the ground floor. This would allow a more typical ceiling height for the proposed residential apartment use and create a development character that more naturally transitions to the lower density residential uses to the east. The requested deviation will therefore not cause materially adverse impacts on surrounding properties.

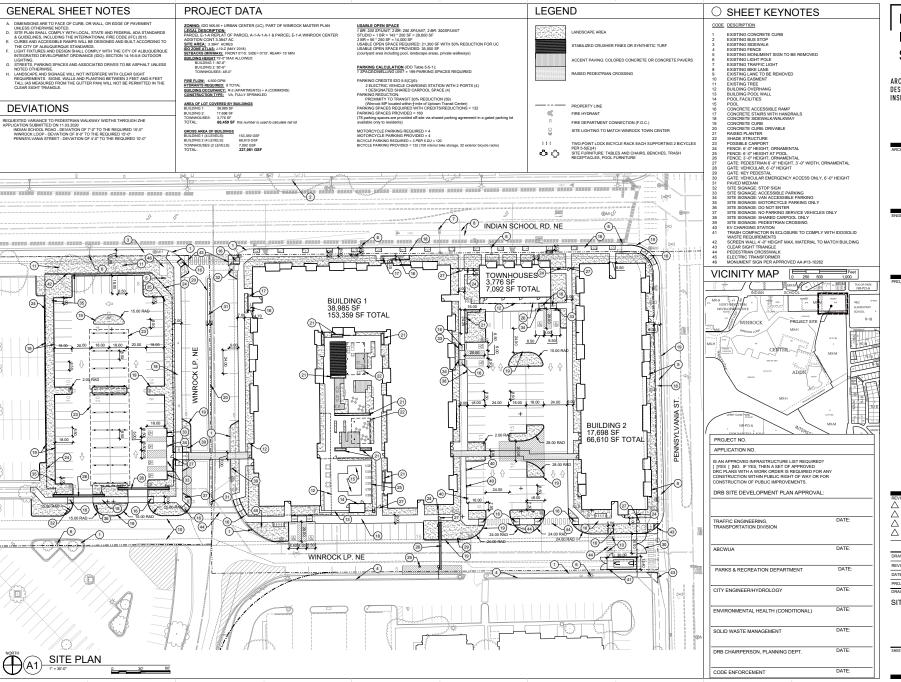
6-4(P)(3)(e) The requested deviation is not for an Overlay zone standard, and the approval of any requested deviation will not result in a violation of any Overlay zone standard.

The requested deviation is not for an Overlay zone standard nor will it violate any Overlay zone standards.

Based upon the rationale presented in this letter, we respectfully request approval of the proposed deviation to facilitate the development of the multi-family apartments at Winrock. Upon completion, we feel that this project will contribute to the success of Uptown and further the intent of the IDO and the goals stated in the Comprehensive Plan. If you have any questions or need clarification of anything contained herein, please contact Will Gleason at (505)761-9700 or willg@dpsdesign.org.

Sincerely,

Jessica Lawlis, Dekker/Perich/Sabatini Agent for Goodman Realty Group



DEKKER PERICH Sabatini

ARCHITECTURE DESIGN INSPIRATION



APARTMENTS
N SCHOOL & PENNSYLVANIA
500 INDIAN SCHOOL RD NE
ALBUQUERQUE, NM, 87110

INDIAN

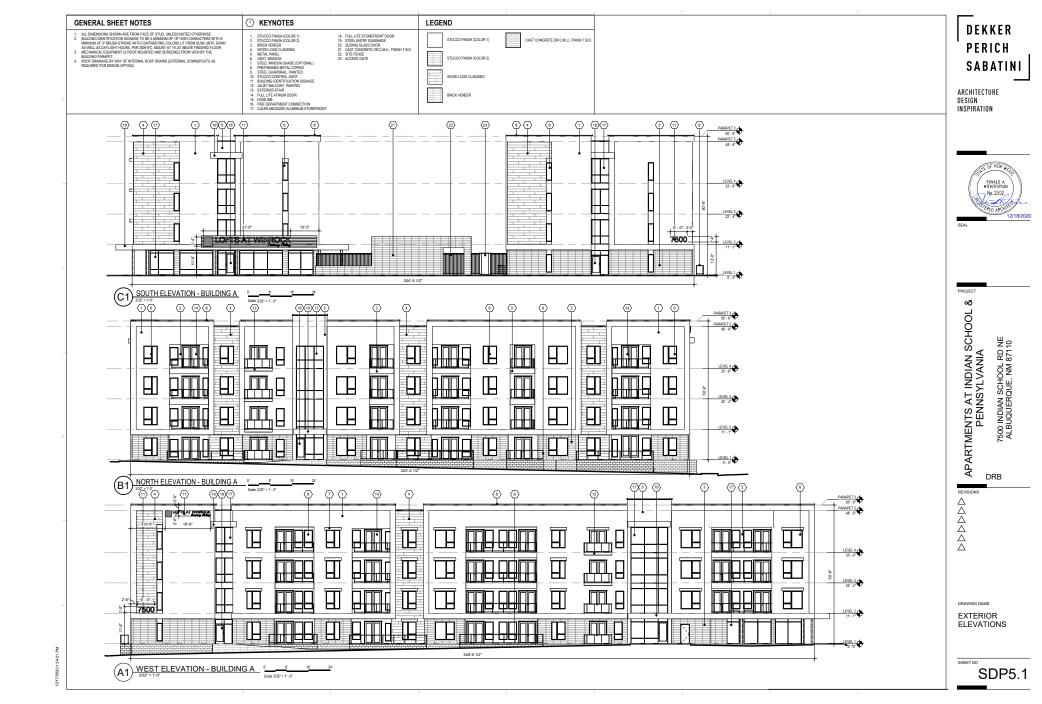
REVISIONS A

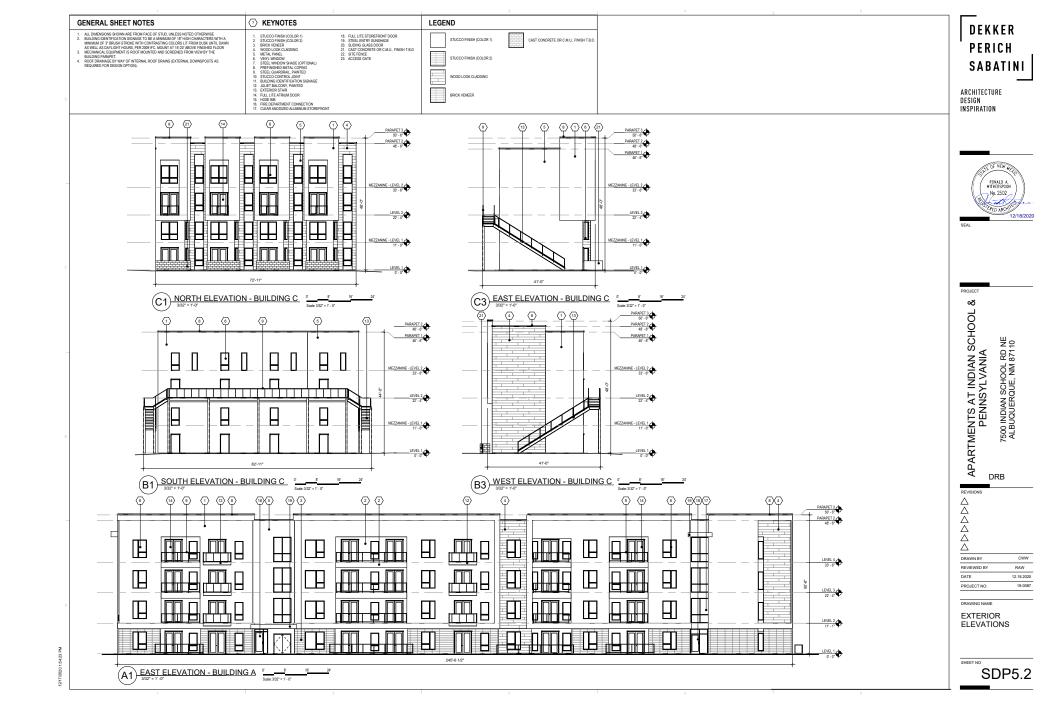
AWN BY	D/P/S
VIEWED BY	D/P/S
TE	12.18.2020
DJECT NO.	19-0087
AWING NAME	

SITE PLAN

SHEET NO.

SDP1.1







SDP5.3