



Please check the appropriate box(es) and refer to supplemental forms for submittal requirements. All fees must be paid at the time of application.

<b>SUBDIVISIONS</b>		<input type="checkbox"/> Final Sign off of EPC Site Plan(s) (Form P2)	
<input type="checkbox"/> Major - Preliminary Plat (Form P1)	<input type="checkbox"/> Amendment to Site Plan (Form P2)	<input checked="" type="checkbox"/> Vacation of Public Right-of-way (Form V)	
<input type="checkbox"/> Minor - Preliminary/Final Plat (Form S2)	<b>MISCELLANEOUS APPLICATIONS</b>		<input type="checkbox"/> Vacation of Public Easement(s) DRB (Form V)
<input type="checkbox"/> Major - Final Plat (Form S1)	<input type="checkbox"/> Extension of Infrastructure List or IIA (Form S1)	<input type="checkbox"/> Vacation of Private Easement(s) (Form V)	
<input type="checkbox"/> Amendment to Preliminary Plat (Form S2)	<input type="checkbox"/> Minor Amendment to Infrastructure List (Form S2)	<b>PRE-APPLICATIONS</b>	
<input type="checkbox"/> Extension of Preliminary Plat (Form S1)	<input type="checkbox"/> Temporary Deferral of SNW (Form V2)	<input type="checkbox"/> Sketch Plat Review and Comment (Form S2)	
	<input type="checkbox"/> Sidewalk Waiver (Form V2)		
<b>SITE PLANS</b>		<input type="checkbox"/> Waiver to IDO (Form V2)	<b>APPEAL</b>
<input type="checkbox"/> DRB Site Plan (Form P2)	<input type="checkbox"/> Waiver to DPM (Form V2)	<input type="checkbox"/> Decision of DRB (Form A)	

**BRIEF DESCRIPTION OF REQUEST** - VACATION OF PUBLIC RIGHT-OF-WAY (R.O.W.): NORTHERNMOST PORTION OF PUBLIC STREET COSTA ALMERA DRIVE NW. AREA 49'-0" WIDTH OF EXIST. R.O.W. X 91' LENGTH OF NORTHERNMOST PORTION OF COSTA ALMERA DR. NW. (PROPOSED RIGHT-OF-WAY IS CONTIGUOUS, = 4,459 SQ. FT.; AN EXIST. VEHICULAR GATE IS LOCATED ON WITH EXIST. LA LUZ del SOL PRIVATE PROPERTY) THIS PORTION OF EXIST. R.O.W. PROPOSED FOR VACATION.

**APPLICATION INFORMATION**

Applicant: LA LUZ del SOL LANDOWNERS ASSOCIATION Phone: (505) 389-4316  
 Address: 96 BLUE DOOR REALTY, 4041 BARBARA LOOP SE, SUITE E Email: melanie@bluedoorhomes.net  
 City: RIO RANCHO State: NM Zip: 87124  
 Professional/Agent (if any): DAVID KINES (agent) Phone: (505) 301-3706  
 Address: 13 MILL ROAD NW Email: davidk0055@gmail.com  
 City: ALBUQUERQUE State: NM Zip: 87120  
 Proprietary Interest in Site: ADJACENT PROPERTY IS ADJACENT/CONTIGUOUS TO SITE: LA LUZ del SOL, UNIT 4 List all owners: CITY OF ALBUQUERQUE PUBLIC R.O.W.

**SITE INFORMATION** (Accuracy of the existing legal description is crucial! Attach a separate sheet if necessary.)

Lot or Tract No.: SEE ATTACHED SHEET (EXHIBIT 1) Block: - Unit: -  
 Subdivision/Addition: ADJACENT - EAST & WEST: VISTA de LA LUZ ADJACENT - NORTH: LA LUZ del SOL, UNIT 4 MRGCD Map No.: -N.A.- UPC Code: PUBLIC RIGHT-OF-WAY  
 Zone Atlas Page(s): F-11-2 Existing Zoning: NONE Proposed Zoning: MX-T  
 # of Existing Lots: -PUBLIC RIGHT-OF-WAY- # of Proposed Lots: 1 Total Area of Site (Acres): 0.10236 ac.

**LOCATION OF PROPERTY BY STREETS**

Site Address/Street: ADJACENT TO: NW CORNER OF 5401 SEVILLA AVE. NW Between: NORTH END OF COSTA ALMERA DRIVE NW and: COSTA ALMERA DR. NW IS ONE BLOCK PARALLEL TO COORS BLDG. W (COORS & SEVILLA)

**CASE HISTORY** (List any current or prior project and case number(s) that may be relevant to your request.)

NO CASE OR PROJ. NOS. - SEE BRIEF HISTORY IN JUSTIFICATION LETTER

Signature: *David T. Kines* Date: 7/3/2019  
 Printed Name: DAVID T. KINES  Applicant or  Agent

**FOR OFFICIAL USE ONLY**

Case Numbers	Action	Fees	Case Numbers	Action	Fees
SD-2019-00125	R-ROW	445.00			

Meeting Date: August 7, 2019 Fee Total: \$445.00  
 Staff Signature: *V. King* Date: 7-8-19 Project #: PR-2019-002598

**FORM V: Vacations of Easements or Right-of-way and Variances – DRB**

Please refer to the DRB case schedules for meeting / hearing dates and deadlines. Your attendance is required.

A single PDF file of the complete application including all plans and documents being submitted must be emailed to [PLNDRS@cabq.gov](mailto: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 on a CD.

**VARIANCE – DRB Requires Public Hearing**

- Proof of Neighborhood Meeting per IDO Section 14-16-6-4(B)
- Scale drawing showing the location of the proposed variance or waiver, as applicable (7 copies, not to exceed 8.5" by 14")
- Letter describing, explaining, and justifying the request per the criteria in IDO Section 14-16-6-6(L)(3), compliance with the DPM, and all improvements to be waived, as applicable
- If the request is based on a bulk land transfer, an application for Subdivision of Land – Minor shall be filed concurrently with the variance request and notice shall be provided on that plat regarding the applicant's agreement that building permits shall not be issued before further action by the DRB.
- Zone Atlas map with the entire site clearly outlined and labeled
- Required notices with content per IDO Section 14-16-6-4(K)(6)
- Office of Neighborhood Coordination notice inquiry response and proof of emailed notice to affected Neighborhood Association representatives

**VACATION OF PRIVATE EASEMENT Requires Public Hearing**

**VACATION OF PUBLIC EASEMENT OR RIGHT-OF-WAY – DRB Requires Public Hearing**

**VACATION OF PUBLIC EASEMENT OR RIGHT-OF-WAY – COUNCIL Requires Public Hearing**

- Proof of Neighborhood Meeting per IDO Section 14-16-6-4(C)
- Copy of the complete document which created the easement(s) (7 copies, folded)  
*Not required for City owned public right-of-way.*
- Drawing showing the easement or right-of-way to be vacated (7 copies, not to exceed 8.5" by 11")
- If easements, list number to be vacated   A
- Justification letter describing, explaining, and justifying the request per the criteria in IDO Section 14-16-6-6(K)(3)
- Letter of authorization from the property owner if application is submitted by an agent
- Zone Atlas map with the entire site clearly outlined and labeled
- Required notices with content per IDO Section 14-16-6-4(K)(6)
  - Office of Neighborhood Coordination notice inquiry response, notifying letter, and proof of first class mailing
  - Proof of emailed notice to affected Neighborhood Association representatives
  - Buffer map and list of property owners within 100 feet (excluding public rights-of-way), notifying letter, and proof of first class mailing
- Sign Posting Agreement (not required for easements if IDO Section 14-16-6-6(K)(2)(a) is satisfied)

See  
Electronic  
copies -  
DISK  
hand  
delivered

The vacation must be shown on a DRB approved plat recorded by the County Clerk within one year, or it will expire.


**TEMPORARY DEFERRAL OF SIDEWALK CONSTRUCTION**

**EXTENSION OF THE IIA FOR TEMPORARY DEFERRAL OF SIDEWALK CONSTRUCTION**

- Drawing showing the sidewalks subject to the proposed deferral or extension (7 copies, not to exceed 8.5" by 14")
- Zone Atlas map with the entire site clearly outlined and labeled
- Letter describing, explaining, and justifying the deferral or extension

I, the applicant or agent, acknowledge that if any required information is not submitted with this application, the application will not be scheduled for a public meeting or hearing, if required, or otherwise processed until it is complete.

Signature: <i>David T. Kins</i>	Date: 7/3/2019
Printed Name: DAVID T. KINS	<input type="checkbox"/> Applicant or <input checked="" type="checkbox"/> Agent
<b>FOR OFFICIAL USE ONLY</b>	
Project Number:	Case Numbers
PR-2019-002598	SD-2019-00125
Staff Signature: <i>[Signature]</i>	
Date: 7-8-19	



# 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 July 23, 2019 To August 7 2019

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.

  
(Applicant or Agent)

7/8/2019  
(Date)

I issued 2 signs for this application, 7-8-19 Ruy  
(Date) (Staff Member)

PROJECT NUMBER: DR-2019-002598