



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

| | | |
|--|--|--|
| SUBDIVISIONS | | |
| <input type="checkbox"/> Major – Preliminary Plat (Form S1) | <input type="checkbox"/> Final Sign off of EPC Site Plan(s) (Form P2) | |
| <input type="checkbox"/> Minor – Preliminary/Final Plat (Form S2) | <input type="checkbox"/> Major Amendment to Site Plan (Form P2) | <input type="checkbox"/> Vacation of Public Right-of-way (Form V) |
| <input type="checkbox"/> Major - Final Plat (Form S2) | MISCELLANEOUS APPLICATIONS | |
| <input type="checkbox"/> Minor Amendment to Preliminary Plat (Form S2) | <input type="checkbox"/> Extension of Infrastructure List or IIA (Form S1) | <input type="checkbox"/> Vacation of Public Easement(s) DRB (Form V) |
| <input type="checkbox"/> Extension of Preliminary Plat (Form S1) | <input type="checkbox"/> Minor Amendment to Infrastructure List (Form S2) | <input type="checkbox"/> Vacation of Private Easement(s) (Form V) |
| | <input type="checkbox"/> Temporary Deferral of S/W (Form V2) | <input checked="" type="checkbox"/> Sketch Plat Review and Comment (Form S2) |
| | <input type="checkbox"/> Sidewalk Waiver (Form V2) | |
| SITE PLANS | | |
| <input type="checkbox"/> DRB Site Plan (Form P2) | <input type="checkbox"/> Waiver to IDO (Form V2) | APPEAL |
| | <input type="checkbox"/> Waiver to DPM (Form V2) | <input type="checkbox"/> Decision of DRB (Form A) |
| BRIEF DESCRIPTION OF REQUEST | | |
| Request removal of 76th Street improvements from infrastructure list | | |

| | | |
|--|---------------------------------------|-------------------------------|
| APPLICATION INFORMATION | | |
| Applicant: David Soule | Phone: 505.321.9099 | |
| Address: PO Box 93924 | Email: david@riograndeengineering.com | |
| City: Albuquerque | State: nm | Zip: 87199 |
| Professional/Agent (if any): | Phone: | |
| Address: | Email: | |
| City: | State: | Zip: |
| Proprietary Interest in Site: owner | List all owners: enchantment homes | |
| SITE INFORMATION (Accuracy of the existing legal description is crucial! Attach a separate sheet if necessary.) | | |
| Lot or Tract No.: na | Block: | Unit: |
| Subdivision/Addition: mesa del rio subdivision | MRGCD Map No.: | UPC Code: 101005815025622301 |
| Zone Atlas Page(s): | Existing Zoning: RML | Proposed Zoning: RML |
| # of Existing Lots: 4 | # of Proposed Lots: 4 | Total Area of Site (Acres): 4 |
| LOCATION OF PROPERTY BY STREETS | | |
| Site Address/Street: MESA DEL RIO | Between: FORTUNA | and: GLENRIO |
| CASE HISTORY (List any current or prior project and case number(s) that may be relevant to your request.) | | |
| 1004341 | | |

| | | | | | |
|------------------------------|--------|--|--------------|--------|------|
| Signature: | | Date: | | | |
| Printed Name: | | <input type="checkbox"/> Applicant or <input type="checkbox"/> Agent | | | |
| FOR OFFICIAL USE ONLY | | | | | |
| Case Numbers | Action | Fees | Case Numbers | Action | Fees |
| | | | | | |
| | | | | | |
| | | | | | |
| Meeting Date: | | | Fee Total: | | |
| Staff Signature: | | Date: | Project # | | |

September 3, 2019

Ms Kym Dicome
Chair- Development Review Board
City of Albuquerque
600 2nd street NW
Albuquerque, NM 87102

**RE: Amendment to Infrastructure list
Sketch Plat Comments
Mesa Del Rio – Project #1004341
Albuquerque, New Mexico**

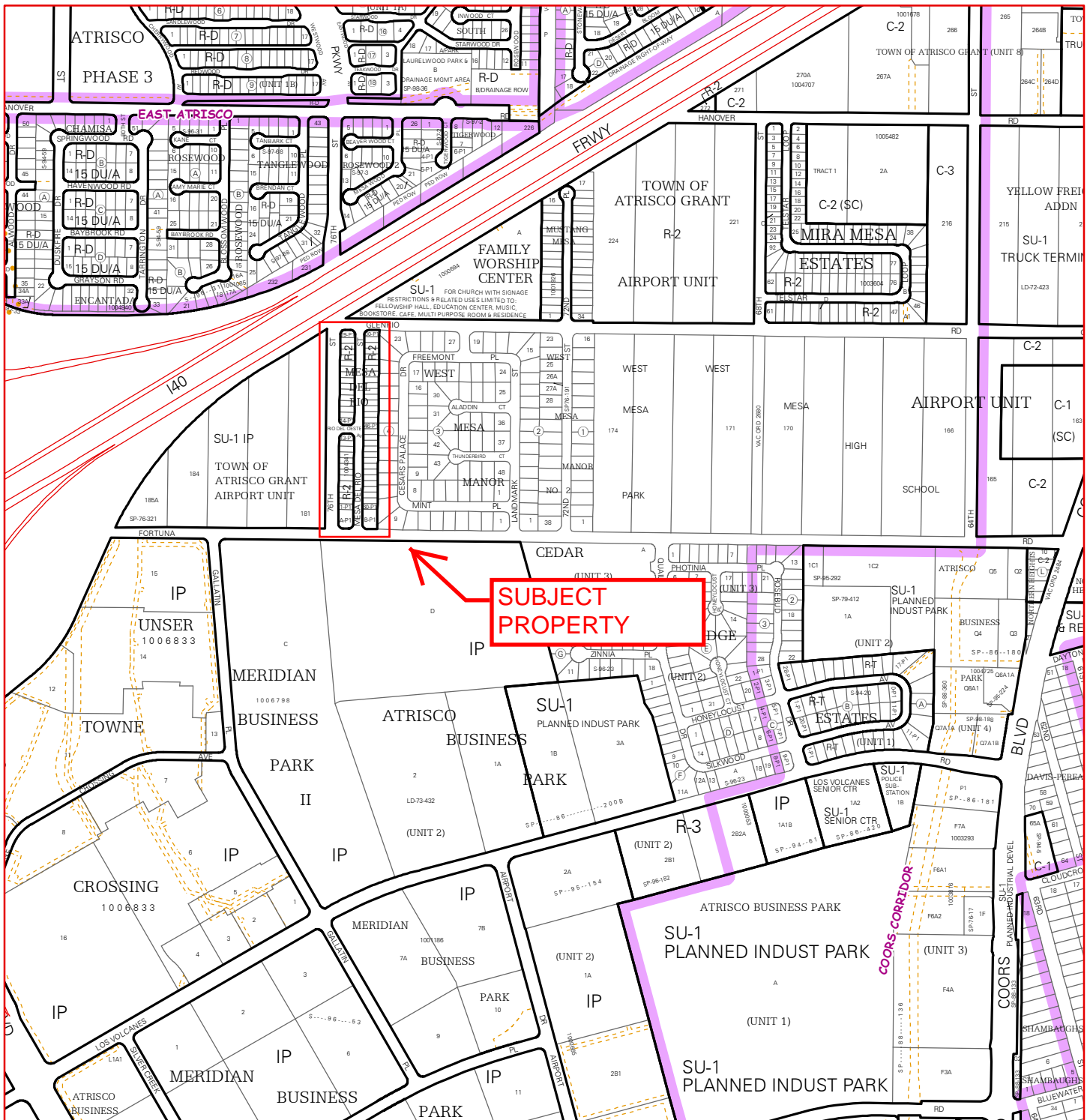
Dear Ms. Dicome

Rio Grande Engineering, on behalf of the developer of the Mesa Del Rio Subdivision (adjacent to the referenced right of way, requests sketch plat comments on a requested amendment to the infrastructure list for this subdivision. The Original subdivision occurred approximately 13 years ago. The subdivision was designed and constructed through the DRC process. During the approval the adjacent roadway for 76th street was required to be deferred rather than constructed. The purpose of the deferral was due to 76th street being identified as having a grade separated crossing over Interstate 40. Any construction of an at grade road would be removed and replaced should the bridge crossing occur. The subdivision was designed and constructed through the DRC process. The improvement was extended multiple time and based upon the inability to construct the improvement a municipal lien was added to a few lots for this improvement. Based upon discussion with several City of Albuquerque Engineers, it was suggested there is not a plan on constructing the crossing in the foreseeable future. Base upon not being able to construct the improvement and the city not able to take the funds and construct it either, I request the improvement be removed from the infrastructure list. This will allow for the completion of the remaining vacant lots removing a nuisance that has caused weed violations and ponds that are no longer needed.

Should the board look favorable on this amendment a formal request will be submitted.

Sincerely,

David Soule, PE
RIO GRANDE ENGINEERING
PO Box 93924
ALBUQUERQUE, NM 87199



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

Map amended through: 2/4/2010

Note: Grey Shading Represents Area Outside of the City Limits

Zone Atlas Page:
J-10-Z

Selected Symbols

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

0 750 1,500 Feet

Current DRC
Project Number: _____

FIGURE 12

Date Submitted: 10/18/05

INFRASTRUCTURE LIST

Date Site Plan Approved: _____

(Rev. 9-05)

Date Preliminary Plat Approved: _____

EXHIBIT "A"

Date Preliminary Plat Expires: _____

TO SUBDIVISION IMPROVEMENTS AGREEMENT

DRB Project No.: 1004341

DEVELOPMENT REVIEW BOARD (D.R.B.) REQUIRED INFRASTRUCTURE LIST

DRB Application No.: _____

Mesa Del Rio Subdivision

PROPOSED NAME OF PLAT AND/OR SITE DEVELOPMENT PLAN

Tract 180, Airport Unit, Lands of Atrisco Grant

EXISTING LEGAL DESCRIPTION PRIOR TO PLATTING ACTION

Following is a summary of PUBLIC/PRIVATE Infrastructure required to be constructed or financially guaranteed for the above development. This Listing is not necessarily a complete listing. During the SIA process and/or in the review of the construction drawings, if the DRC Chair determines that appurtenant items and/or unforeseen items have not been included in the infrastructure listing, the DRC Chair may include those items in the listing and related financial guarantee. Likewise, if the DRC Chair determines that appurtenant or non-essential items can be deleted from the listing, those items may be deleted as well as the related portions of the financial guarantees. All such revisions require approval by the DRC Chair, the User Department and agent/owner. If such approvals are obtained, these revisions to the listing will be incorporated administratively. In addition, any unforeseen items which arise during construction which are necessary to complete the project and which normally are the Subdivider's responsibility will be required as a condition of project acceptance and close out by the City.

| Financially Guaranteed DRC # | Constructed Under DRC # | Size | Type of Improvement | Location | From | To | Construction Certification | | |
|---------------------------------|----------------------------|------|---|------------------|--------------------|--------------------|----------------------------|------|--------------------|
| | | | | | | | Private Inspector | P.E. | City Cnst Engineer |
| <input type="text"/> | <input type="text"/> | 6" | Water line | Mesa Del Rio ST. | Glenrio | Fortuna | / | / | / |
| <input type="text"/> | <input type="text"/> | 12" | Waterline | 76th ST | Glenrio | Fortuna | / | / | / |
| <input type="text"/> | <input type="text"/> | 8" | Sanitary Sewer Line | Mesa Del Rio ST. | Glenrio | Fortuna | / | / | / |
| <input type="text"/> | <input type="text"/> | 8" | Sanitary Sewer Line | 76th ST | Glenrio | Fortuna | / | / | / |
| <input type="text"/> | <input type="text"/> | 8" | Sanitary Sewer Line | Fortuna | 76th St | East Property Line | / | / | / |
| <input type="text"/> | <input type="text"/> | 30" | RCP Storm drain line and Appurtances | Mesa Del Rio St. | Lot 60 | Fortuna | / | / | / |
| <input type="text"/> | <input type="text"/> | 36" | RCP Storm drain line and Appurtances | Fortuna | West Property Line | East Property Line | / | / | / |
| <input type="text"/> | <input type="text"/> | NA | Pond improvement with easement and covenances | Tracts A &B | _____ | _____ | / | / | / |
| <input type="text"/> | <input type="text"/> | | | | | | / | / | / |

| Financially Guaranteed DRC # | Constructed Under DRC # | Size | Type of Improvement | Location | From | To | Construction Certification | | |
|------------------------------------|-------------------------------|---------|---|-----------------|--------------------|--------------------|----------------------------|------|-----------------------|
| | | | | | | | Private | | City Cnst Engineer |
| | | | | | | | Inspector | P.E. | |
| <input type="text"/> | <input type="text"/> | 24' F-F | Residential Road with Curb and Gutter including 4' wide Sidewalk | Mesa Del Rio ST | Glenrio | Fortuna | / | / | / |
| <input type="text"/> | <input type="text"/> | 24' F-F | Residential Road with Curb and Gutter including 6' wide Sidewalk | 76th St | Glenrio | Fortuna | / | / | / |
| <input type="text"/> | <input type="text"/> | 24' F-E | Residential Road with Curb and Gutter including 6' wide Sidewalk | Glenrio | West Property Line | East Property Line | / | / | / |
| <input type="text"/> | <input type="text"/> | 24' F-E | Residential Road with Curb and Gutter including 6' wide Sidewalk | Fortuna | West Property Line | East Property Line | / | / | / |
| <input type="text"/> | <input type="text"/> | | | | | | / | / | / |
| <input type="text"/> | <input type="text"/> | | | | | | / | / | / |
| <input type="text"/> | <input type="text"/> | | | | | | / | / | / |
| <input type="text"/> | <input type="text"/> | | | | | | / | / | / |
| <input type="text"/> | <input type="text"/> | | | | | | / | / | / |
| <input type="text"/> | <input type="text"/> | | | | | | / | / | / |
| <input type="text"/> | <input type="text"/> | | | | | | / | / | / |
| <input type="text"/> | <input type="text"/> | | | | | | / | / | / |
| <input type="text"/> | <input type="text"/> | | | | | | / | / | / |

The items listed below are on the CCIP and approved for Impact Fee credits. Signatures from the Impact Fee Administrator and the City User Department is required prior to DRB approval of this listing. The Items listed below are subject to the standard SIA requirements.

| Financially Guaranteed DRC # | Constructed Under DRC # | Size | Type of Improvement | Location | From | To | Construction Certification | | | | |
|------------------------------------|----------------------------|------|---------------------|----------|------|----|-------------------------------|------|---------------------------|--|------|
| | | | | | | | Private Inspector | P.E. | City Cnst Engineer | | |
| <input type="text"/> | <input type="text"/> | | | | | | / | / | / | | |
| <input type="text"/> | <input type="text"/> | | | | | | / | / | / | | |
| Approval of Creditable Items: | | | | | | | Approval of Creditable Items: | | | | |
| Impact Fee Administrator Signature | | | | | | | Date | | City User Dept. Signature | | Date |

NOTES

If the site is located in a floodplain, then the financial guarantee will not be released until the LOMR is approved by FEMA.
Street lights per City requirements.

- 1 _____
- _____
- 2 _____
- _____
- 3 _____
- _____

AGENT / OWNER

DEVELOPMENT REVIEW BOARD MEMBER APPROVALS

NAME (print)

FIRM

SIGNATURE - date

DRB CHAIR - date

TRANSPORTATION DEVELOPMENT - date

UTILITY DEVELOPMENT - date

CITY ENGINEER - date

PARKS & GENERAL RECREATION - date

AMAFCA - date

- date

- date

DESIGN REVIEW COMMITTEE REVISIONS

| REVISION | DATE | DRC CHAIR | USER DEPARTMENT | AGENT / OWNER |
|----------|------|-----------|-----------------|---------------|
| | | | | |
| | | | | |
| | | | | |

FIGURE 18

5^A EXTENSION AGREEMENT

Procedure "B"

PROJECT NO. 7742.81

This Agreement made this 31st day of Jun., 2011, by and between the City of Albuquerque, New Mexico, a municipal corporation ("City") and (name of developer/subdivider:) Enchantment Homes of NM LLC ("Developer"), whose address is PO Box 67305 Alb NM 87143 and whose telephone number is 505-321-1011 is made in Albuquerque, New Mexico and is entered into as of the date of final execution of this Agreement.

WHEREAS, the City and the Developer entered into an Agreement on the 3 day of Feb. 2006, which was recorded in the office of the Clerk of Bernalillo County, New Mexico on Feb 3 2006, at Book Misc. A111, pages 6684 through 6684, ("Earlier Agreement"), by which the Developer agreed to complete the construction of certain infrastructure improvements on or before the 22nd day of Dec 2006; and

WHEREAS, the Earlier Agreement was amended by a 1st Extension Agreement dated Feb 21 2007 recorded 21 Feb 2007, in Book Misc. A137, pages 9470 through 9470, records of Bernalillo County, New Mexico, extending the construction deadline to 12/22/07; and

WHEREAS, the Earlier Agreement was amended by a 2nd Extension Agreement dated Feb 19 2008 recorded Feb 19 2008, in Book Misc. Dec 2008018438, pages 1 through 3, records of Bernalillo County, New Mexico, extending the construction deadline to 12/22/08; and

WHEREAS, the Earlier Agreement was amended by a 3rd Extension Agreement dated Feb 20 2009 recorded Feb 23 2009, in Book Misc. Dec 2009018364, pages 1 through 3, records of Bernalillo County, New Mexico, extending the construction deadline to 12/22/09; and

WHEREAS, the Earlier Agreement was amended by a 4th Extension Agreement dated 3/3/10 recorded March 5 2010, in Book Misc. Dec 2009 8775, pages 1 through 3, records of Bernalillo County, New Mexico, extending the construction deadline to 12/22/10; and

WHEREAS, it appears that the Developer will be unable to complete construction of the improvements by the deadline specified in the Agreement; and

WHEREAS, the City is willing to grant Developer an extension of time in which to complete construction of all or part of the improvements, provided the Developer posts an acceptable financial guaranty, as required by the City's Subdivision Ordinance and the Development Process Manual; and

WHEREAS, the Developer is able to provide the required financial guaranty;

NOW THEREFORE in consideration of the above and the mutual promises contained herein,



the parties agree:

1. The required completion date for construction of the improvements, as set forth in the attached Exhibit A, is extended (Complete either A or B:)

A. For all improvements, the 22 day of Dec, 2011.

B. On portions of the improvements as follows:

| <u>IMPROVEMENTS</u> | <u>COMPLETION DATE</u> |
|---------------------|------------------------|
| _____ | _____ |
| _____ | _____ |
| _____ | _____ |

2. With this Extension Agreement, Developer has provided the City with the following financial guaranty:

Type of Financial Guaranty: municipal Lien

Amount: \$ 94800.53

Name of Financial Institution or Surety providing Guaranty: _____

Date City first able to call Guaranty (Construction Completion Deadline):

Dec 22, 2011

If Guaranty other than a Bond, last day City able to call Guaranty s:

Feb 20, 2012

Additional information: _____

3. The parties agree that all terms and conditions of the Earlier Agreement not in conflict with this Extension Agreement shall remain valid, in force, and binding upon the parties. By executing this Agreement, the parties only intention is to extend the construction completion deadline established in the Earlier Agreement and establish a revised financial guaranty for the benefit of the City.

Executed on the date stated in the first paragraph of this Agreement.

DEVELOPER:

Enchantment Homes of NM LLC
By: DM
Name: David Sade
Title: Managing member
Dated: 1/25/11

CITY OF ALBUQUERQUE:

By: Richard Dourte
Richard Dourte, City Engineer
Dated: 1-31-11

VJE 1/30/11

1-26-11

DEVELOPER'S NOTARY

STATE OF New Mexico)
) ss.
COUNTY OF Bernalillo)

This instrument was acknowledged before me on 25 day of January, 2011 by
(name of person:) David Soule, (title or capacity, for instance,
"President" or "Owner") Managing Member
of (Developer:) Enchantment Homes of NM, LLC.

My Commission Expires:



Lisa Cornejo
Notary Public

CITY'S NOTARY

STATE OF NEW MEXICO)
) ss.
COUNTY OF BERNALILLO)

This instrument was acknowledged before me on 31st day of January
20 11 by Richard Dourte, City Engineer of the City of Albuquerque, a municipal corporation, on
behalf of said corporation.

My Commission Expires:
10-07-12

Linda Evans
Notary Public

