

**PLANNING DEPARTMENT
DEVELOPMENT SERVICES DIVISION
600 2nd Street NW, Ground Floor, 87102
P.O. Box 1293, Albuquerque, NM 87103
Office (505) 924-3946**

OFFICIAL NOTIFICATION OF DECISION

Gary Padilla
8500 Elena NE
ABQ, NM 87122

Project# PR-2018-003335
Application#
SD-2020-00035 – VACATION PRIVATE EASEMENT

LEGAL DESCRIPTION:

All or a portion of
**LOT 1 SUBDIVISION PLAT OF LOT 1-20, SILVER OAK
SUBDIVISION (BEING A RE-PLAT OF LOTS 13, 14, 19,
AND 20 NORTH ALBUQUERQUE ACRES TRACT A,
UNIT B BLOCK 28)**, zoned MX-L, located at **8835
SILVER OAK LN NE**, containing approximately 0.15
acre(s). (C-18)

On February 26, 2020 the Development Review Board (DRB) held a public meeting concerning the above referenced application and approved the vacation of easement requests request, based on the following Findings:

SD-2020-00002 – VACATION PRIVATE EASEMENT

1. This is a request to vacate a private drainage easement located on lot 1 for the benefit of lots 1-20 of the Silver Oak Subdivision as shown on the exhibit marked page 2 of 2.
2. The easement is no longer needed because of drainage improvements in the area.
3. The applicant provided notice as required in table 6-1-1 of the IDO.
4. Vacation requests must meet the criteria in 6-6 (K)(3)A in that the pond serves is no longer required to benefit public welfare now that the downstream conveyance is completed. In addition, this request conforms to IDO section 6-6(K)(3_B in that the pond serves no beneficial purpose to the public and removing of ponding is a public benefit since it is no longer needed to retain flows from the subdivision.

Conditions:

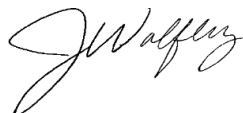
1. A replat is required within one year of this approval.
2. A pad certification is required prior to the replat.

APPEAL: If you wish to appeal this decision, you must do so within 15 days of the DRB's decision or by **MARCH 25, 2020**. The date of the DRB's decision is not included in the 15-day period for filing an appeal, and if the 15th day falls on a Saturday, Sunday or Holiday, the next working day is considered as the deadline for filing the appeal.

For more information regarding the appeal process, please refer to Section 14-16-6-4(U) of the Integrated Development Ordinance (IDO). A Non-Refundable filing fee will be calculated at the Land Development Coordination Counter and is required at the time the appeal is filed.

You will receive notification if any 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. Applicants submitting for building permit prior to the completion of the appeal period do so at their own risk. Successful applicants are reminded that there may be other City regulations of the IDO that must be complied with, even after approval of the referenced application(s).

Sincerely,



Jolene Wolfley
DRB Chair

JW/mg

RIO GRANDE ENGINEERING