



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 SW (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)	
<b>BRIEF DESCRIPTION OF REQUEST</b>			
vacation of public right of way			

<b>APPLICATION INFORMATION</b>			
Applicant: FORTUNADA LLC		Phone: 505.269.1269	
Address: 504 14TH ST NW		Email: LUXURYDESIGNBUILDERS@GMAIL.COM	
City: albuquerque	State: nm	Zip: 87104	
Professional/Agent (if any): Rio Grande Engineering		Phone: 505.321.909	
Address: PO BOX 93924		Email: david@riograndeengineering.com	
City: albuquerque	State: nm	Zip: 87199	
Proprietary Interest in Site: fee simple		List all owners: sole	
<b>SITE INFORMATION (Accuracy of the existing legal description is crucial! Attach a separate sheet if necessary.)</b>			
Lot or Tract No.: 7		Block: 13	Unit:
Subdivision/Addition: VOLCANO CLIFFS UNIT 3		MRGCD Map No.:	UPC Code: 101006224840020205
Zone Atlas Page(s): c18	Existing Zoning:		Proposed Zoning
# of Existing Lots: 1	# of Proposed Lots: 1	Total Area of Site (Acres): 1.0	
<b>LOCATION OF PROPERTY BY STREETS</b>			
Site Address/Street: atrisco		Between: mojave	and: santa domingo
<b>CASE HISTORY (List any current or prior project and case number(s) that may be relevant to your request.)</b>			

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


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

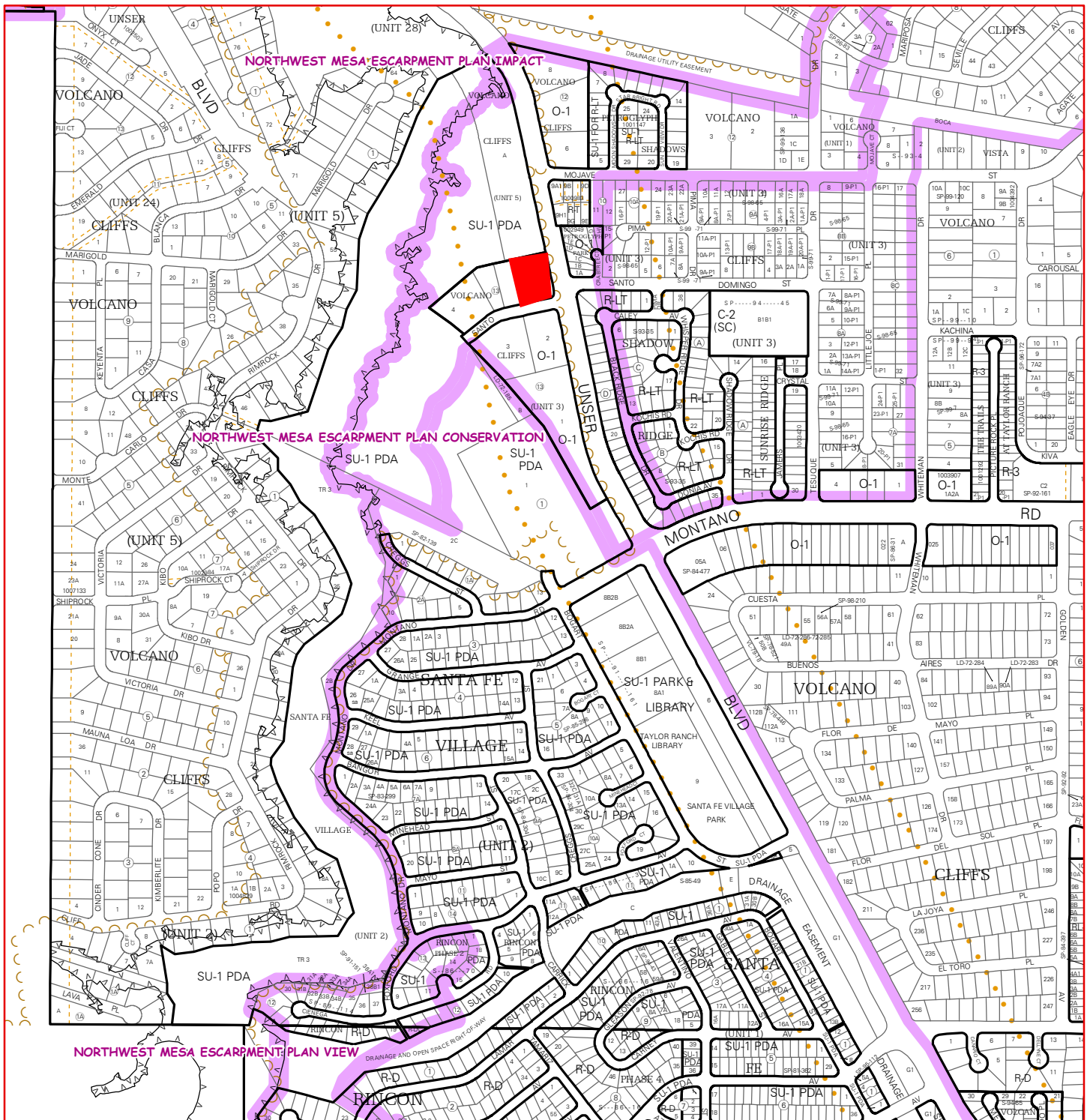
*Please refer to the DRB meeting schedules for dates and deadlines. Your attendance is required.*

**>> INFORMATION REQUIRED FOR ALL VACATION APPLICATIONS**

- Interpreter Needed for Meeting?  if yes, indicate language: \_\_\_\_\_
- A Single PDF file of the complete application including all 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. PDF *shall be organized* with the Development Review Application and this Form V at the front followed by the remaining documents *in the order provided on this form.*
- Zone Atlas map with the entire site clearly outlined and labeled
- Letter of authorization from the property owner if application is submitted by an agent
- VACATION OF PRIVATE EASEMENT**
- VACATION OF PUBLIC EASEMENT**
- VACATION OF RIGHT-OF-WAY – DRB**
- VACATION OF RIGHT-OF-WAY – COUNCIL**
- Justification letter describing, explaining, and justifying the request per the criteria in IDO Section 14-16-6-6(K)(3)
- 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 \_\_\_\_\_
- If right-of-way, square footage to be vacated (see IDO Section 14-16-6-6(K) 5550 SF)
- Proof of Neighborhood Meeting per IDO Section 14-16-6-4(C)
  - Office of Neighborhood Coordination neighborhood meeting inquiry response
  - Proof of email with read receipt OR Certified Letter offering meeting to applicable associations  
If a meeting was requested/held, copy of sign-in sheet and meeting notes
- 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)

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

<p><i>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, if required, or otherwise processed until it is complete.</i></p>	
Signature:	Date:
Printed Name:	<input type="checkbox"/> Applicant or <input type="checkbox"/> Agent
<b>FOR OFFICIAL USE ONLY</b>	
Case Numbers:	Project Number:
Staff Signature:	
Date:	



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:  
**E-10-Z**

Selected Symbols

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

0 750 1,500 Feet

Letter of Authorization

We, FORTUNADA,LLC, owner of Lot 7, Block 13 Volcano Cliffs Unit 3, hereby authorize Rio Grande Engineering of New Mexico, LLC to act as our agent regarding the submittal and approval process for the vacation of a Right of Way and subsequent platting and development of the referenced lot within the city of Albuquerque

Property Owners: \_\_\_\_\_

Date

September 8, 2020

August 26, 2020

Ms. Jolene Wolfley  
Chair- Development Review Board  
City of Albuquerque  
600 Second Street NW  
Albuquerque, NM 87102

**RE: Vacation of Public Right of Way  
Lot 7, Block 13 Volcano Cliffs Unit 3**

Dear Ms. Wolfley:

The purpose of this letter is to introduce and explain the proposed Vacation request. The proposed vacation is for the adjacent portion of Santa Domingo from Atrisco to the west property line. The referenced right of way is adjacent to city of Albuquerque owned land on the south and west. No physical roadway improvements existing. Public water and sewer improvement appear to lie within the right of way. Due to the construction of Unser, the extension of Santa Domingo west of Atrisco is not allowed.

This request conforms to IDO section 6-6K3A in that the right of way is no longer required to benefit public welfare due to the construction of Unser at a much higher elevation, making a connection un available. In addition this request conforms to IDO section 6-6K3B in that the right of way serves no beneficial purpose to the public and removing of right of way is a public benefit since it is no longer needed provide access to the west due to grade and the property being owned by the city of Albuquerque. We request DRB approval of the vacation of the Santa Domingo Public Right of Way from Atrisco to the west property line.

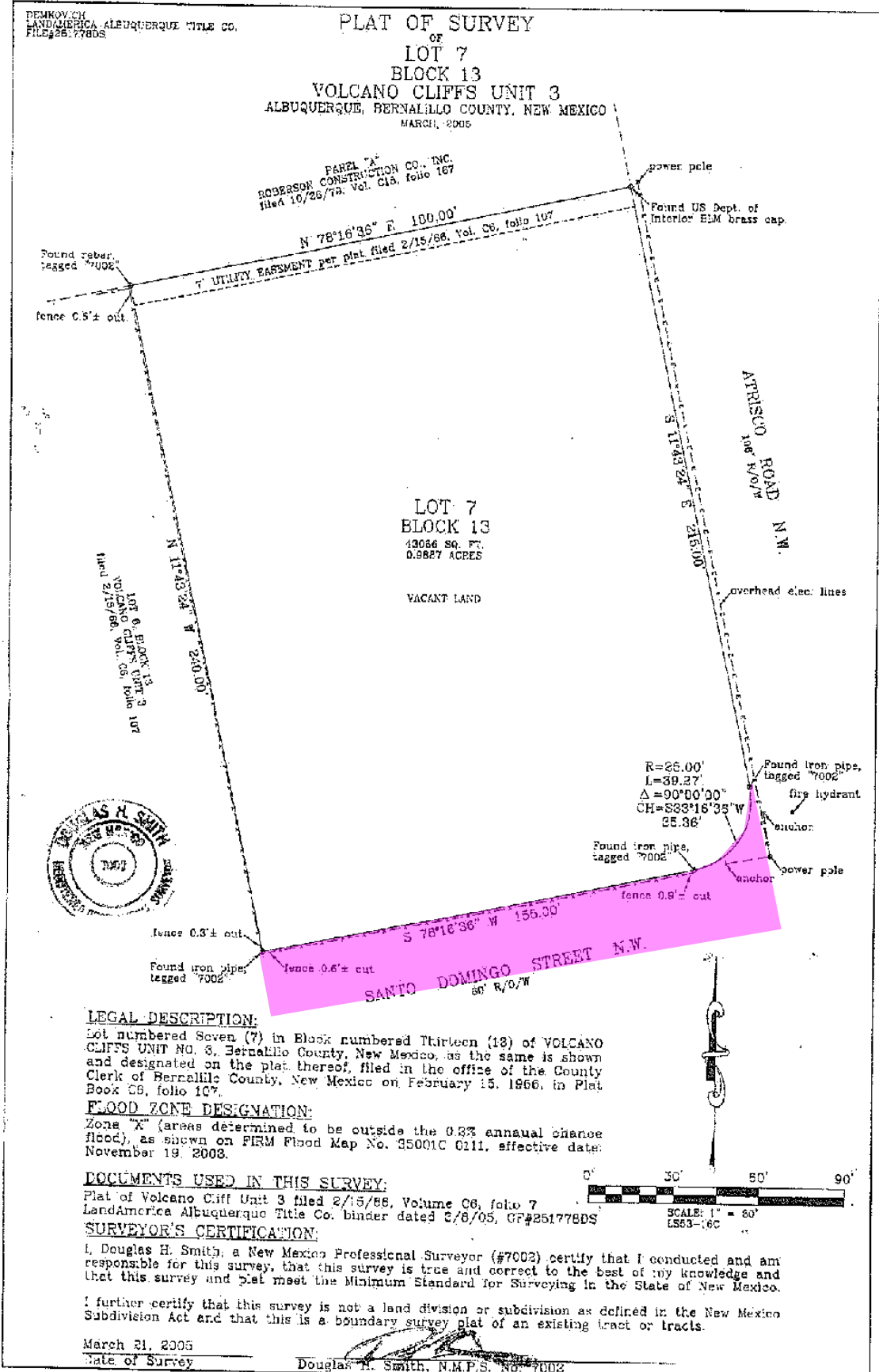
Should you have any questions regarding this submittal, feel free to contact me.

Sincerely,

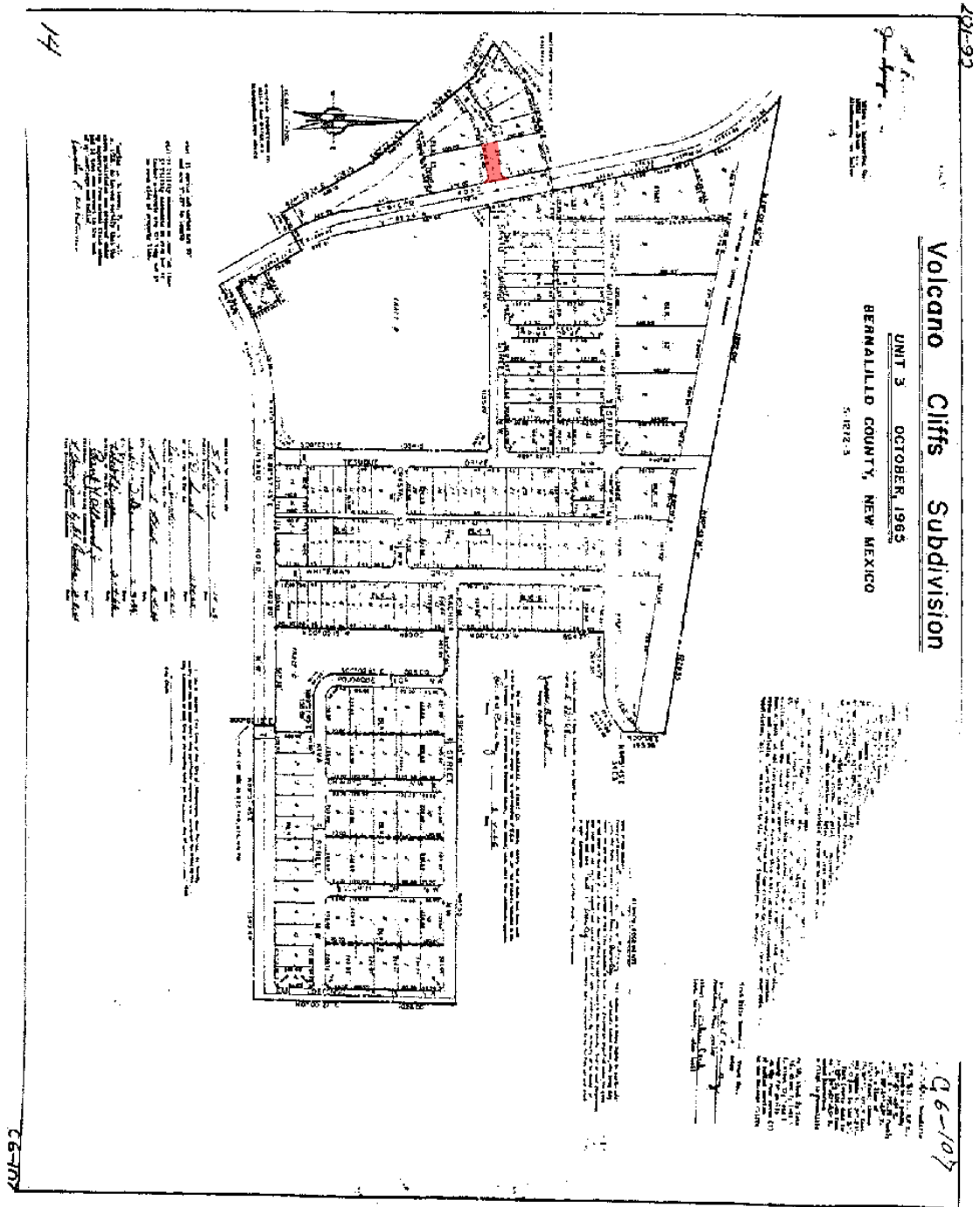
David Soule, PE

cc:  
attached sheet for required neighborhood notifications





DOUG SMITH SURVEYING, INC. • 2121 SAN MATEO BLVD NE • ALBUQ., NM 87110 • (505)266-6577 FAX(505)266-0019







## David Soule

**From:** Carmona, Dalaina L. [dlcarmona@cabq.gov]  
**Sent:** Wednesday, August 26, 2020 4:59 PM  
**To:** david@riograndeengineering.com  
**Subject:** NW corner Santa Domingo and Atrisco Public Notice Inquiry  
**Attachments:** ZPage\_E-10-Z.PDF

Dear Applicant,

Please find the neighborhood contact information listed below.

Association Name	First Name	Last Name	Email	Address Line 1	City	St
Westside Coalition of Neighborhood Associations	Rene	Horvath	aboard111@gmail.com	5515 Palomino Drive NW	Albuquerque	N
Westside Coalition of Neighborhood Associations	Elizabeth	Haley	ekhaley@comcast.net	6005 Chaparral Circle NW	Albuquerque	N
Taylor Ranch NA	Diana	Shea	secretary@trna.org	5113 Spinning Wheel Road NW	Albuquerque	N
Taylor Ranch NA	Rene	Horvath	aboard111@gmail.com	5515 Palomino Drive NW	Albuquerque	N

You will need to e-mail each of the listed contacts and let them know that you are applying for a permit for your project. You can use this online link to find template language if you're not sure what information you need to include in your e-mail.

<https://www.cabq.gov/planning/urban-design-development/public-notice>

If your permit application or project requires a neighborhood meeting, you can click on this link to find template language to use in your e-mail notification:

<https://www.cabq.gov/planning/urban-design-development/neighborhood-meeting-requirement-in-the-integrated-development-ordinance>

If you have questions about what type of notification is required for your particular project, please click on the link below to see a table of different types of projects and what notification is required for each:

<http://documents.cabq.gov/planning/IDO/IDO-Effective-2018-05-17-Part6.pdf>

Once you have e-mailed the contact individuals in each neighborhood, you will need to attach a copy of those e-mails AND a copy of this e-mail from the ONC to your permit application and submit it to the Planning Department for approval. **PLEASE NOTE:** The ONC does not have any jurisdiction over any other aspect of your permit application beyond the neighborhood contact information. We can't answer questions about sign postings, pre-construction meetings, permit status, site plans, or project plans, so we encourage you to contact the Planning Department at: 505-924-3860 or visit: <https://www.cabq.gov/planning/online-planning-permitting-applications> with those types of questions.

If your permit or project requires a pre-application or pre-construction meeting, please plan on utilizing virtual platforms to the greatest extent possible and adhere to all current Public Health Orders and recommendations. The health and safety of the community is paramount.

Thanks,



## Dalaina L. Carmona

Senior Administrative Assistant  
Office of Neighborhood Coordination  
Council Services Department

1 Civic Plaza NW, Suite 9087, 9<sup>th</sup> Floor  
Albuquerque, NM 87102  
505-768-3334

[dlcarmona@cabq.gov](mailto:dlcarmona@cabq.gov) or [ONC@cabq.gov](mailto:ONC@cabq.gov)

Website: [www.cabq.gov/neighborhoods](http://www.cabq.gov/neighborhoods)



Confidentiality Notice: This e-mail, including all attachments is for the sole use of the intended recipient(s) and may contain confidential and privileged information. Any unauthorized review, use, disclosure or distribution is prohibited unless specifically provided under the New Mexico Inspection of Public Records Act. If you are not the intended recipient, please contact the sender and destroy all copies of this message.

---

**From:** webmaster=cabq.gov@mailgun.org [mailto:webmaster=cabq.gov@mailgun.org] **On Behalf Of** webmaster@cabq.gov

**Sent:** Wednesday, August 26, 2020 2:23 PM

**To:** Office of Neighborhood Coordination <david@riograndeengineering.com>

**Cc:** Office of Neighborhood Coordination <onc@cabq.gov>

**Subject:** Public Notice Inquiry Sheet Submission

Public Notice Inquiry For:

8/26/2020

Development Review Board

If you selected "Other" in the question above, please describe what you are seeking a Public Notice Inquiry for below:

Contact Name

david soule

Telephone Number

505.321.9099

Email Address

[david@riograndeengineering.com](mailto:david@riograndeengineering.com)

Company Name

rio grande engineering

Company Address

pobox 93924

City

alb

State

nm

ZIP

87199

Legal description of the subject site for this project:

lot 7 block 13 volcano cliffs unit 3

Physical address of subject site:

santa domingo nw-no address

Subject site cross streets:

santa domingo and atrisco nw

Other subject site identifiers:

nw corner santa domingo and atrisco

This site is located on the following zone atlas page:

e-10

=====

This message has been analyzed by Deep Discovery Email Inspector.

**David Soule**

**From:** David Soule [david@riograndeengineering.com]  
**Sent:** Tuesday, September 22, 2020 12:59 PM  
**To:** 'ekhaley@comcast.net'; 'secretary@trna.org'  
**Cc:** 'aboard111@gmail.com'; 'David Soule'  
**Subject:** OFFER OF MEETING TO DISCUSS PROPOVED VACATION REQUEST

**Attachments:** exhibit.pdf; drbsubltr082620.pdf; ZPage\_E-10-Z.pdf



exhibit.pdf (205 KB)



drbsubltr082620.pdf (11 KB)



ZPage\_E-10-Z.pdf (851 KB)

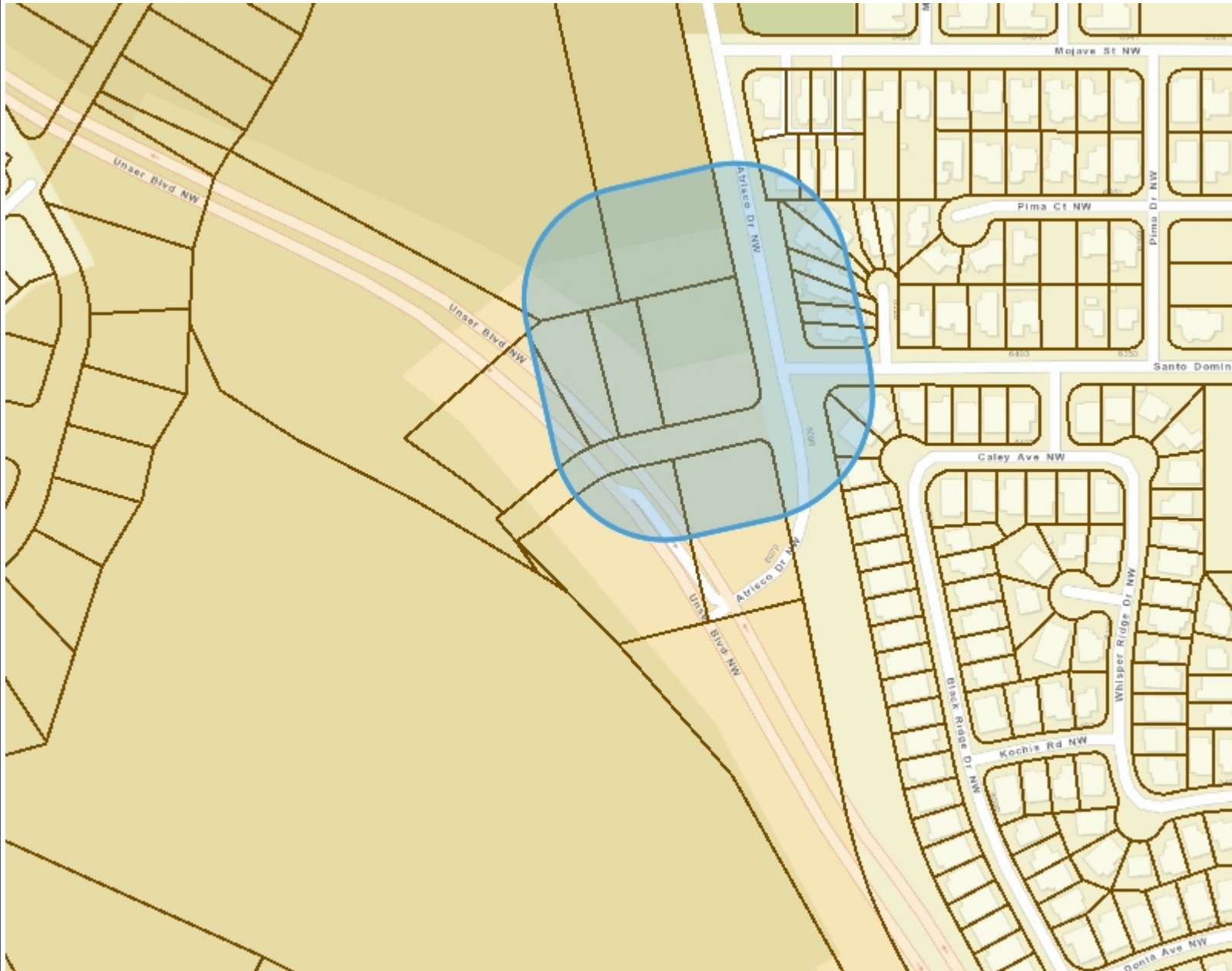


# Santo Domingo & Unser Blvd



## Legend

□ Bernalillo County Parcels



## Notes

Buffer Map: 205 Ft.  
ROW Unser Blvd: 105 Ft.

538 0 269 538 Feet

WGS\_1984\_Web\_Mercator\_Auxiliary\_Sphere  
9/22/2020 © City of Albuquerque

1: 3,230

The City of Albuquerque ("City") provides the data on this website as a service to the public. The City makes no warranty, representation, or guaranty as to the content, accuracy, timeliness, or completeness of any of the data provided at this website. Please visit <http://www.cabq.gov/abq-data/abq-data-disclaimer-1> for more information.

**THIS MAP IS NOT TO BE USED FOR NAVIGATION**

CITY OF ALBUQUERQUE REAL ESTATE  
OFFICE  
PO BOX 1293  
ALBUQUERQUE NM 87103

GILBERT MITCHELL C & KNAPP DIANA  
6436 MOJAVE ST NW  
ALBUQUERQUE NM 87120-4826

KELSAY KEVIN G & LYNETTE E  
6227 BLACK RIDGE DR NW  
ALBUQUERQUE NM 87120-6200

STATE OF NEW MEXICO GEN SERV  
DEPT JOHN F SIMMS BLDG C/O  
FACILITY MGMT DIV  
PO BOX 6850  
SANTA FE NM 87502-6850

FORTUNADA LLC  
PO BOX 6908  
ALBUQUERQUE NM 87197-6908

STATE OF NM GEN SERV DEPT JOHN F  
SIMMS BLDG C/O FACILITY  
MANAGEMENT DIVISION  
PO BOX 6850  
SANTA FE NM 87502-6850

LYNCH SUSAN LEIGH & MICKIE W  
6431 CALEY AVE NW  
ALBUQUERQUE NM 87120-3202

CITY OF ALBUQUERQUE REAL ESTATE  
OFFICE  
PO BOX 1293  
ALBUQUERQUE NM 87103-1293

ARCHULETA FELIX M & FRANCES M  
6300 CRABTREE CT NW  
ALBUQUERQUE NM 87120

STORK PEGGY LEE  
6308 CRABTREE CT NW  
ALBUQUERQUE NM 87120

STOLZ JAMES C & MASTERSON-STOLZ  
TRACEY  
6316 CRABTREE CT NW  
ALBUQUERQUE NM 87120-2699

CITY OF ALBUQUERQUE REAL ESTATE  
OFFICE  
PO BOX 1293  
ALBUQUERQUE NM 87103

CITY OF ALBUQUERQUE  
PO BOX 1293  
ALBUQUERQUE NM 87103

CRABTREE JAMES F  
6460 MOJAVE ST NW  
ALBUQUERQUE NM 87120-4826

CITY OF ALBUQUERQUE  
PO BOX 1293  
ALBUQUERQUE NM 87103

JONES JUDITH ANNE  
6320 CRABTREE CT NW  
ALBUQUERQUE NM 87120-2699

RIVERA RHONDA RIELEY  
6312 CRABTREE CT NW  
ALBUQUERQUE NM 87120

DIGNAN PATRICIA L TRUSTEE PETER J  
& PATRICIA L DIGNAN FAMILY TR  
6223 BLACK RIDGE DR NW  
ALBUQUERQUE NM 87120

CRABTREE JAMES F  
6460 MOJAVE ST NW  
ALBUQUERQUE NM 87120-4826

ROMERO BONNIE K TRUSTEE ROMERO  
RVT  
6304 CRABTREE CT NW  
ALBUQUERQUE NM 87120-2699



RIO GRANDE ENGINEERING OF NEW MEXICO, LLC

August 26, 2020

Ms. Jolene Wolfley  
Chair- Development Review Board  
City of Albuquerque  
600 Second Street NW  
Albuquerque, NM 87102

**RE: Vacation of Public Right of Way  
Lot 7, Block 13 Volcano Cliffs Unit 3**

Dear Ms. Wolfley:

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Should you have any questions regarding this submittal, feel free to contact me.

Sincerely,

David Soule, PE  
Rio Grande Engineering  
505.321.9099

cc:  
Attached list of property owners/Neighborhood associations







**UNITED STATES  
POSTAL SERVICE®**

**Certificate Of Mailing**

This Certificate of Mailing provides evidence that mail has been presented to USPS® for mailing. This form may be used for domestic and international mail.

From:

David Soule  
PO Box 93924  
ABQ, NM 87199



To pay fee, affix stamps or meter postage here

To: Diana Shea  
5113 Spinning Wheel Rd NW  
ABQ, NM 87120

PS Form 3817, April 2007 PSN 7530-02-000-9065



**UNITED STATES  
POSTAL SERVICE®**

**Certificate Of Mailing**

This Certificate of Mailing provides evidence that mail has been presented to USPS® for mailing. This form may be used for domestic and international mail.

From:

David Soule  
PO Box 93924  
Albany, NM 87199



To pay fee, affix stamps or meter postage here

To: Elizabeth Holmes  
4005 Chaparral Circle NW  
Albany, NM 87120

PS Form 3817, April 2007 PSN 7530-02-000-9065



**UNITED STATES  
POSTAL SERVICE®**

**Certificate Of Mailing**

This Certificate of Mailing provides evidence that mail has been presented to USPS® for mailing. This form may be used for domestic and international mail.

From:

David Soule  
PO Box 93924  
ABQ, NM 87199



To pay fee, affix stamps or meter postage here

To: Rene Horvath  
5515 Palomino Dr NW  
ABQ, NM 87120

PS Form 3817, April 2007 PSN 7530-02-000-9065

# 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 \_\_\_\_\_ To \_\_\_\_\_

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)

10/8/20  
\_\_\_\_\_  
(Date)

I issued \_\_\_\_\_ signs for this application, \_\_\_\_\_, \_\_\_\_\_  
(Date) (Staff Member)

**PROJECT NUMBER:** \_\_\_\_\_