

Tim Nisly

4400 6th St #4 NW

Albuquerque, NM 87107

Right of Way vacancy request

July 23, 2020

This is a request to vacate 74.1' of an easement located between 5th and 6th, south of Freeman St, in zone G14.

The relevant IDO requirements are here:

- 6-6(K)(3)(a) The public welfare does not require that the public right-of-way or easement be retained.
- 6-6(K)(3)(b) There is a net benefit to the public welfare because the development made possible by the vacation is clearly more beneficial to the public welfare than the minor detriment resulting from the vacation, and there is no convincing evidence that any substantial property right is being abridged against the will of the owner of the right.

This right of way is overrun by weeds and small nuisance trees. It dead-ends at a ditch and concrete wall, with no reasonable options for walking and unreachable by vehicle due to trees. There is no benefit to the public welfare to keeping this right-of-way.

The right-of-way is an eyesore. Allowing the right-of-way to be vacated will allow it to be incorporated into surrounding lots as a benefit to surrounding neighbors like myself.

Thank you,

-Tim

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