



DEVELOPMENT REVIEW BOARD APPLICATION

Effective 3/01/2022

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 □ Final Sign off of EPC Site Plan(s) (Forms P2) □ Extension of IIA: Temp. Def. of S/W (Form V2) □ Major – Preliminary Plat (Forms S & S1) X Amendment to Site Plan (Forms P & P2) □ Vacation of Public Right-of-way (Form V) **MISCELLANEOUS APPLICATIONS** □ Major – Bulk Land Plat (Forms S & S1) □ Vacation of Public Easement(s) DRB (Form V) □ Extension of Preliminary Plat (Form S1) □ Extension of Infrastructure List or IIA (Form S1) □ Vacation of Private Easement(s) (Form V) □ Minor Amendment to Infrastructure List (Form S2) □ Minor Amendment - Preliminary Plat (Forms S & S2) **PRE-APPLICATIONS** □ Minor - Final Plat (Forms S & S2) □ Temporary Deferral of S/W (Form V2) □ Sketch Plat Review and Comment (Form S2) □ Minor – Preliminary/Final Plat (Forms S & S2) □ Sidewalk Waiver (Form V2) Sketch Plan Review and Comment (Form P2) APPEAL SITE PLANS □ Waiver to IDO (Form V2) □ DRB Site Plan (Forms P & P2) □ Waiver to DPM (Form V2) Decision of DRB (Form A) **BRIEF DESCRIPTION OF REQUEST** Shade structures at Daniel Webster Park (Building Permit BP-2022-16831).

APPLICATION INFORMATION								
Applicant/Owner: City of Albuquerque Parks & Recre	Phone: 505.768.5363							
Address: 1801 4th Street NW			Email: csomerfeldt@cabq.gov					
City: Albuququerque		State: NM	Zip: 87111					
Professional/Agent (if any):			Phone:					
Address:			Email:					
City:		State:	Zip:					
Proprietary Interest in Site:		List <u>al</u> l owners:						
SITE INFORMATION (Accuracy of the existing legal description is crucial! Attach a separate sheet if necessary.)								
Lot or Tract No.: Tract 3		Block:	Unit:					
Subdivision/Addition: Los Altos Childrens Par	k	MRGCD Map No.:	UPC Code: 102005709029920111					
Zone Atlas Page(s): G-13-17	Existing Zoning: NR-	РО-А	Proposed Zoning N/A					
# of Existing Lots: N/A	# of Proposed Lots:	N/A	Total Area of Site (Acres): 4.9341					
LOCATION OF PROPERTY BY STREETS								
Site Address/Street: north side of Copper Ave NE	s/Street: north side of Copper Ave NE Between: Wyoming Blvd NE a							
CASE HISTORY (List any current or prior project and case number(s) that may be relevant to your request.)								
BP-2022-16831, 1010458, Z-78-68-2								

I certify that the information I have included here and sent in the required notice was complete, true, and accurate to the extent of my knowledge.

Signature: Mung Soundelatt	Date: 07-06-2022
Printed Name: Cheryl Somerfeldt	⊠ Applicant or □ Agent

FORM P3: ADMINISTRATIVE DECISIONS AND MINOR AMENDMENTS

A single PDF file of the complete application including all plans and documents being submitted must be emailed to <u>PLNDRS@cabq.gov</u> 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 to City Staff using other on-line resources such as Dropbox or FTP.

□ INFORMATION REQUIRED FOR ALL ADMINISTRATIVE DECISIONS OR AMENDMENTS

- Letter of authorization from the property owner if application is submitted by an agent
- Zone Atlas map with the entire site clearly outlined and label

ARCHEOLOGICAL CERTIFICATE

- ____ Archaeological Compliance Documentation Form with property information section completed
- Only the information above is required unless the City Archaeologist determines that the application does not qualify for a Certificate of No Effect, in which case a treatment plan prepared by a qualified archaeologist that adequately mitigates any archeological impacts of the proposed development must be submitted and reviewed for a Certificate of Approval per the criteria in IDO Section 14-16-6-5(A)(3)(b)

MINOR AMENDMENT TO SITE PLAN – ADMIN, EPC, or DRB

- ____ Justification letter describing, explaining, and justifying the request per the criteria in IDO Section 14-16-6-4(Y)(2)
- The approved Site Plan being amended
- Copy of the Official Notice of Decision associated with the prior approval
- The proposed Site Plan, with changes circled and noted
- Refer to the Site Plan Checklist for information needed on the proposed Site Plan.
- Completed Site & Building Design Considerations Form in accordance with IDO Section 5-2(D) for new commercial and multifamily development except if the development is industrial or the multifamily is less than 25 units

Minor Amendments must be within the thresholds established in IDO TABLE 6-4-4. Any amendment beyond these thresholds is considered a Major Amendment and must be processed through the original decision-making body for the request.

MINOR AMENDMENT TO SITE DEVELOPMENT PLAN APPROVED PRIOR TO THE EFFECTIVE DATE OF THE IDO

X Justification letter describing, explaining, and justifying the request per the criteria in IDO Section 14-16-6-4(Z)(1)(a)

- <u>X</u> The approved Site Development Plan being amended
- X Copy of the Official Notice of Decision associated with the prior approval
- X The proposed Site Development Plan, with changes circled and noted
- Refer to the Site Plan Checklist for information needed on the proposed Site Plan.
- <u>N/A</u> Completed Site & Building Design Considerations Form in accordance with IDO Section 5-2(D) for new commercial and multifamily development except if the development is industrial or the multifamily is less than 25 units

Minor Amendments must be within the thresholds established in IDO TABLE 6-4-4. Any amendment beyond these thresholds is considered a Major Amendment and must be processed through the original decision-making body for the request.

❑ ACCELERATED EXPIRATION SITE PLAN

- ____ Justification letter describing, explaining, and justifying the request per the criteria in IDO Section 14-16-6-4(X)(2)(c)
- Site Plan to be Expired

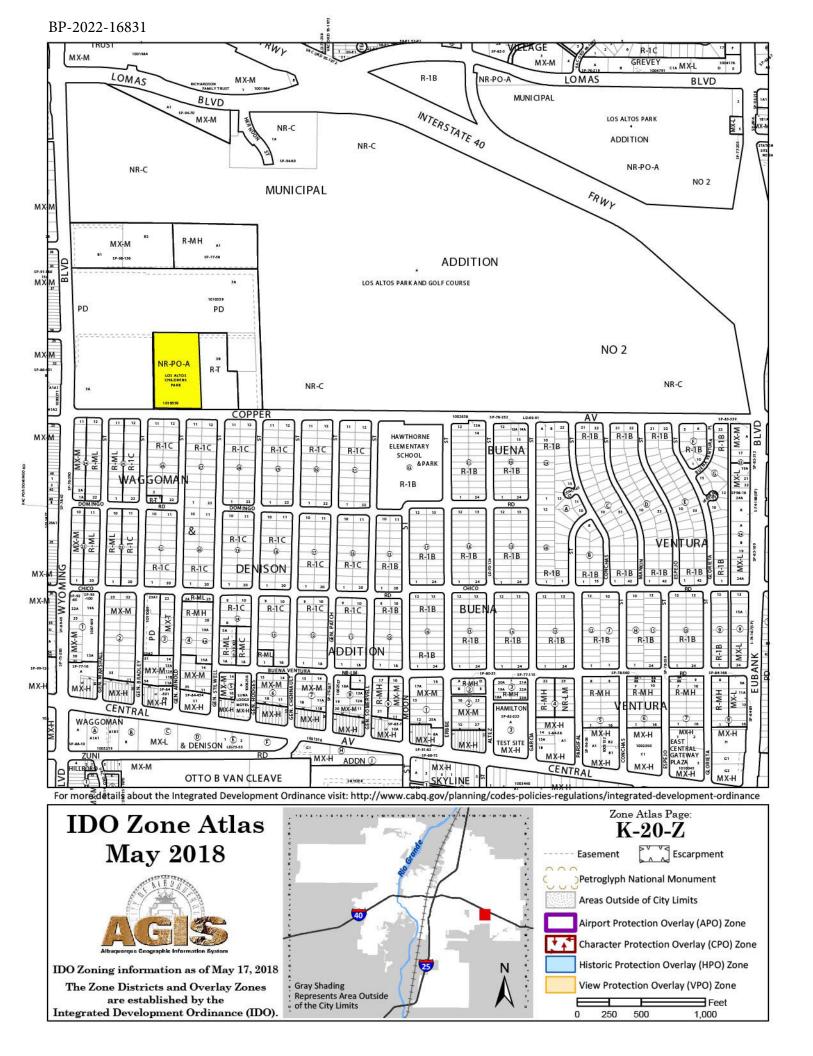
□ ALTERNATIVE SIGNAGE PLAN

- ____ Proposed Alternative Signage Plan compliant with IDO Section 14-16-5-12(F)(5)
- Justification letter describing, explaining, and justifying the request per the criteria in IDO Section 14-16-6-5(C)(3)(b)
- Required notices with content per IDO Section 14-16-6-4(K)
- ___Office of Neighborhood Coordination notice inquiry response and proof of emailed notice to affected Neighborhood Association representatives
- Sign Posting Agreement

□ ALTERNATIVE LANDSCAPE PLAN

_____ Justification letter describing, explaining, and justifying the request per the criteria in IDO Section 14-16-5-6(C)(16)

Landscape Plan





Timothy M Keller, Mayor

City of Albuquerque Parks and Recreation Department



Interoffice Memorandum

June 29, 2022

To: Planning Department Permitting Review

From: Cheryl Somerfeldt, Senior Planner, Parks and Recreation Department

Subject: BP-2022-16831, Z-78-68-2, 1010458, 233259 Request for Building Permit for shade at Daniel Webster Park

With this Memo, the City of Albuquerque (COA) Parks and Recreation Department (PRD) indicates approval for the enclosed project at PRD property, Daniel Webster Park, located on the north side of Copper Ave NE to the east of Wyoming Blvd NE. Lee Landscapes Inc. is the approved consultant acting on behalf of COA for this requested building permit. Improvements include shad structures as indicated in the attached documents.

The property is zoned NR-PO-A. Pursuant to IDO Section 14-16-4-3(C)(8)(a)1: "Parks and recreational facilities, including associated community buildings, lighting, parking areas, trails, play areas, playgrounds, exercise stations, basketball courts, restrooms, drinking water facilities, picnic shelters, storage sheds and enclosures, and any other structures or improvements approved by the City Parks and Recreation Department are allowed".

There are no changes to Parking or Circulation with this project.

The City of Albuquerque Parks and Recreation Department (PRD), rather than the Solid Waste Department, is responsible for all solid waste pick-up and disposal at properties under PRD responsibility.

For questions related to this request, please include the Division Manager, Laurie Firor (<u>lfiror@cabq.gov</u>) and Senior Planner, Cheryl Somerfeldt (<u>csomerfeldt@cabq.gov</u>).



City of Albuquerque Parks and Recreation Department



Timothy M Keller, Mayor

BP-2022-16831 Justification Letter

This is a request for an Administrative Amendment to a Site Plan for Subdivision approved in 2015 (attached).

Pursuant to 6-4(Z)(1)(a) Minor Amendments, the Planning Director may grant minor amendments that meet the following requirements:

1. The existing site development plan specifies the requirements in place at the time of approval, and the requested change still meets the original requirements.

The existing Site Development Plan for Subdivision, which showed the proposed use, pedestrian and vehicular ingress and egress, and internal circulation. The requested addition of shade structures is consistent with the existing Site Development Plan for Subdivision, and the original plan still meets all of the original requirements. A Notice of Decision could not be found in the Planning Department files.

2. The requested change is within the thresholds for minor amendments established in Table 6-4-4, cumulative of prior deviations or minor amendments.

Since the existing Site Development Plan is a Site Development Plan for Subdivision, it was intended to broadly define circulation, but not precisely define the locations of other elements. The update is to add shade structures and will not increase building gross floor area or decrease building setbacks.

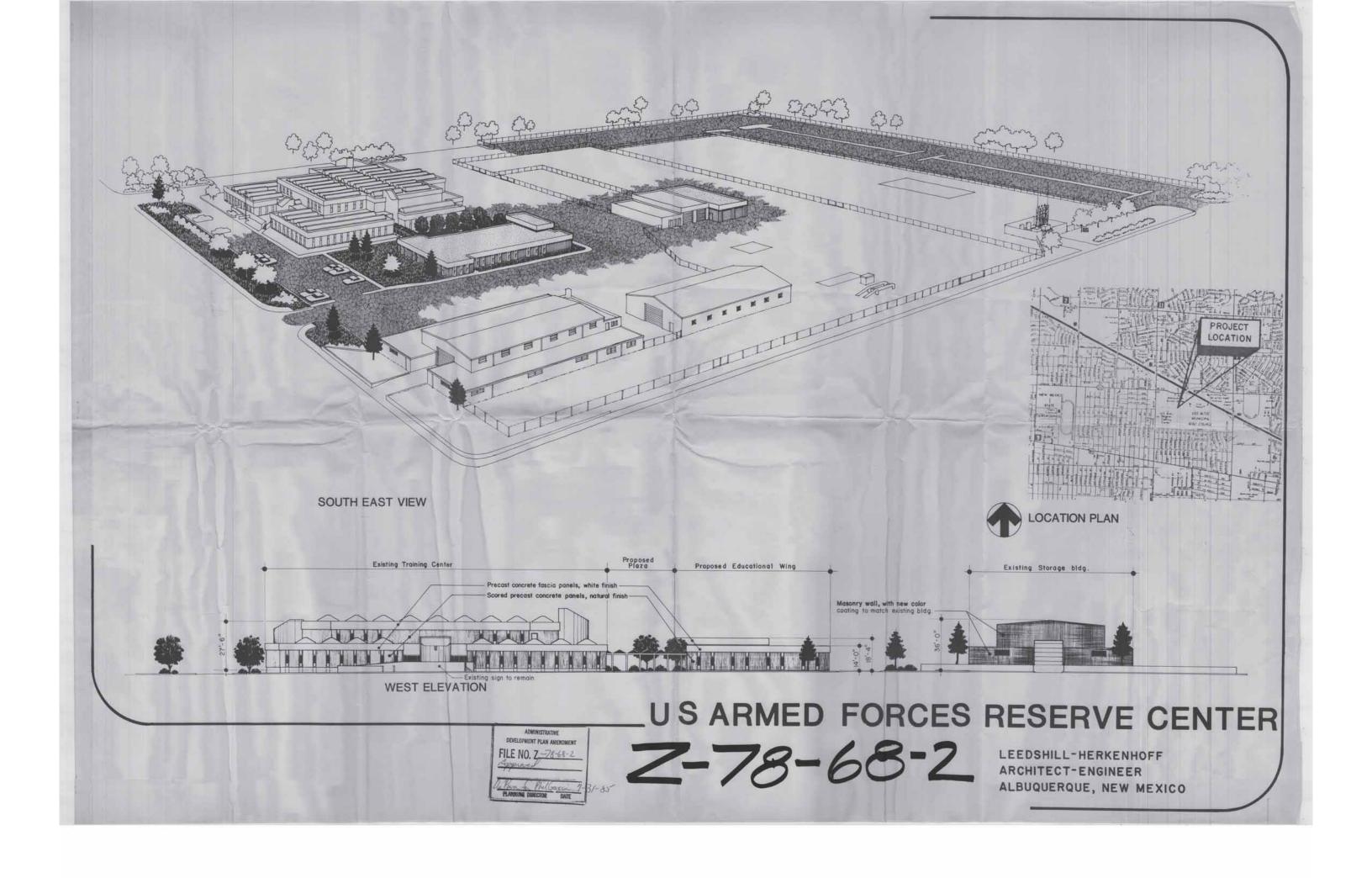
3. The requested change does not require major public infrastructure or significant changes to access or circulation patterns on the site, which would warrant additional review by the original decision-making body.

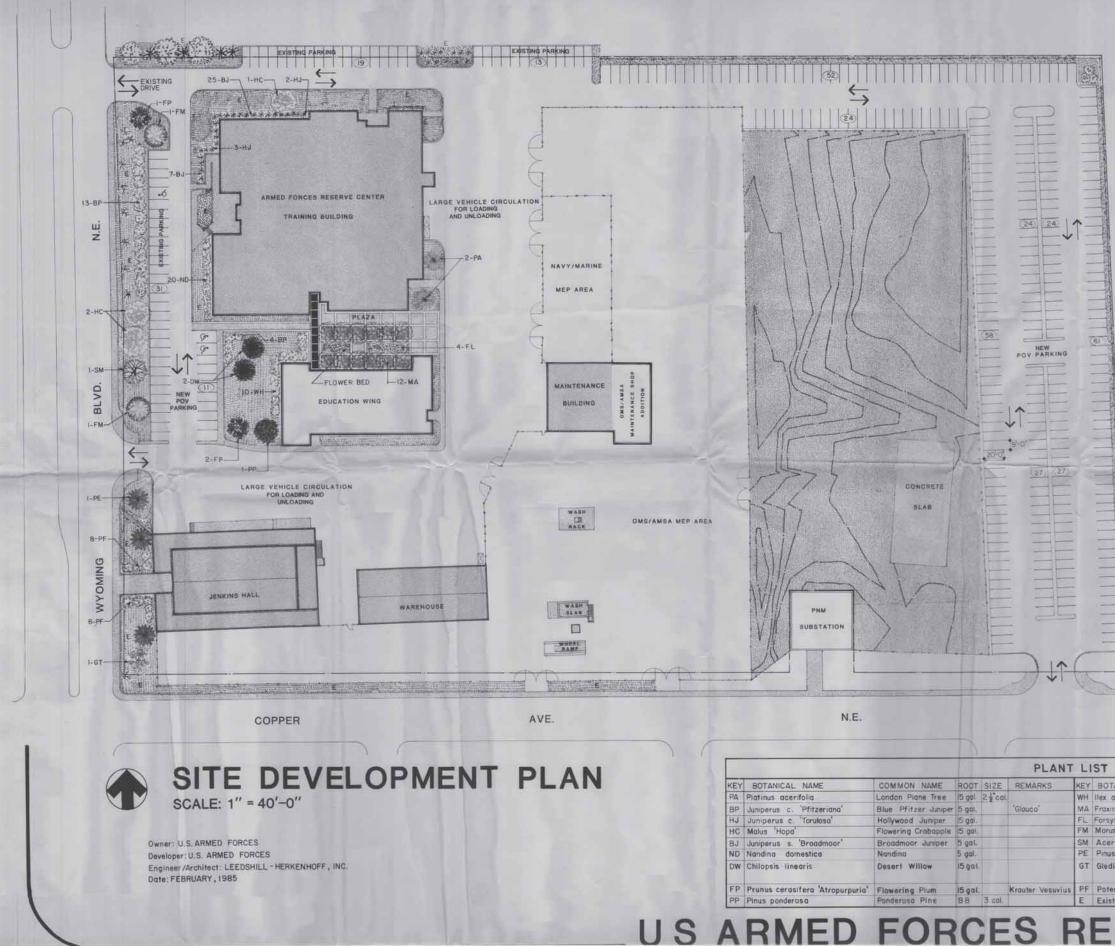
The requested shade structures do not require major public infrastructure or significant changes to access or circulation patterns on the site, which would warrant additional review by the original decision-making body.

4. No deviations, Variances, or Waivers shall be granted for minor amendments.

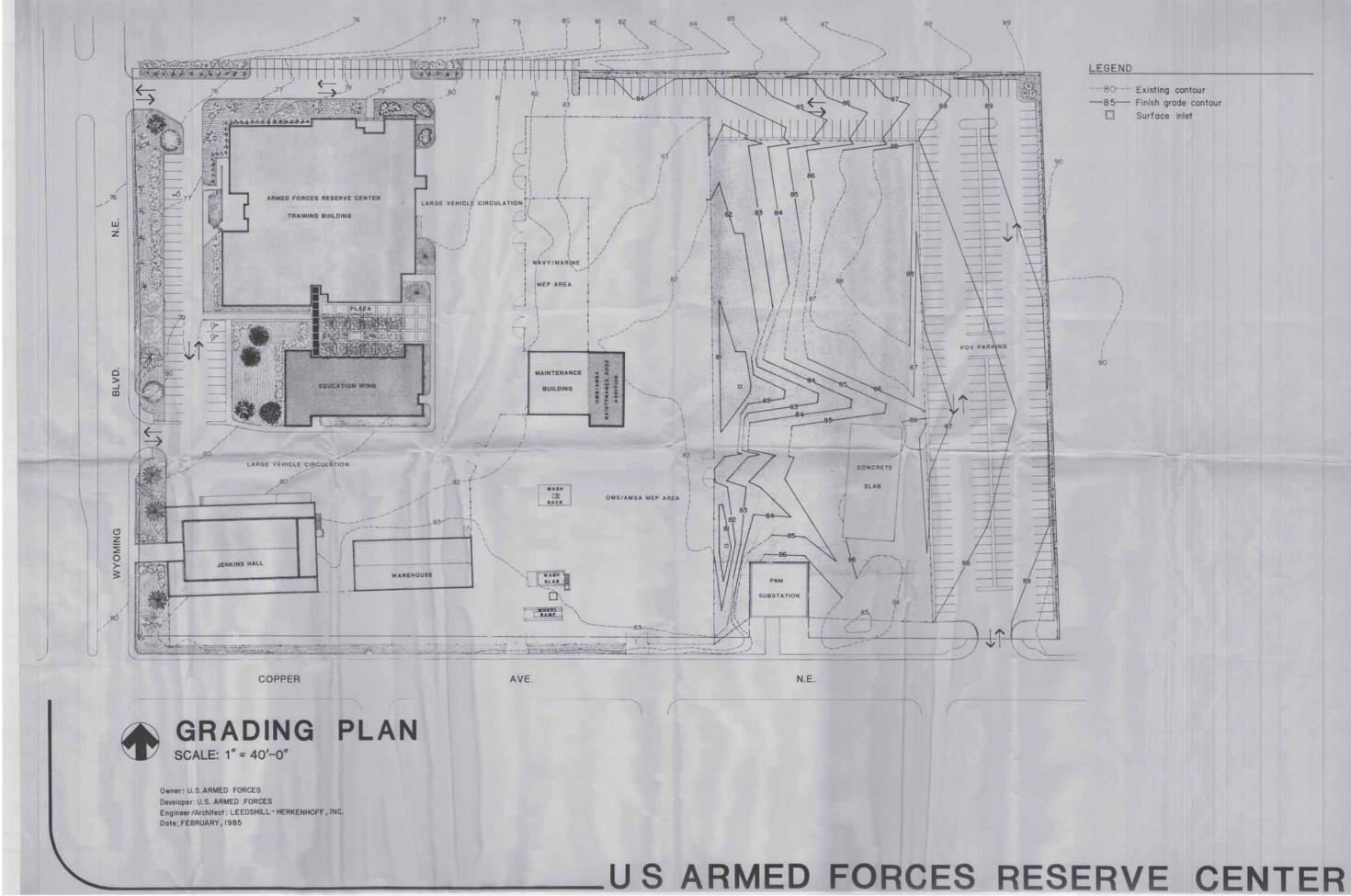
No deviations, Variances, or Waivers are needed.

The property is zoned NR-PO-A. Pursuant to IDO Section 14-16-4-3(C)(8)(a)1: "Parks and recreational facilities, including associated community buildings, lighting, parking areas, trails, play areas, playgrounds, exercise stations, basketball courts, restrooms, drinking water facilities, picnic shelters, storage sheds and enclosures, and any other structures or improvements approved by the City Parks and Recreation Department are allowed".

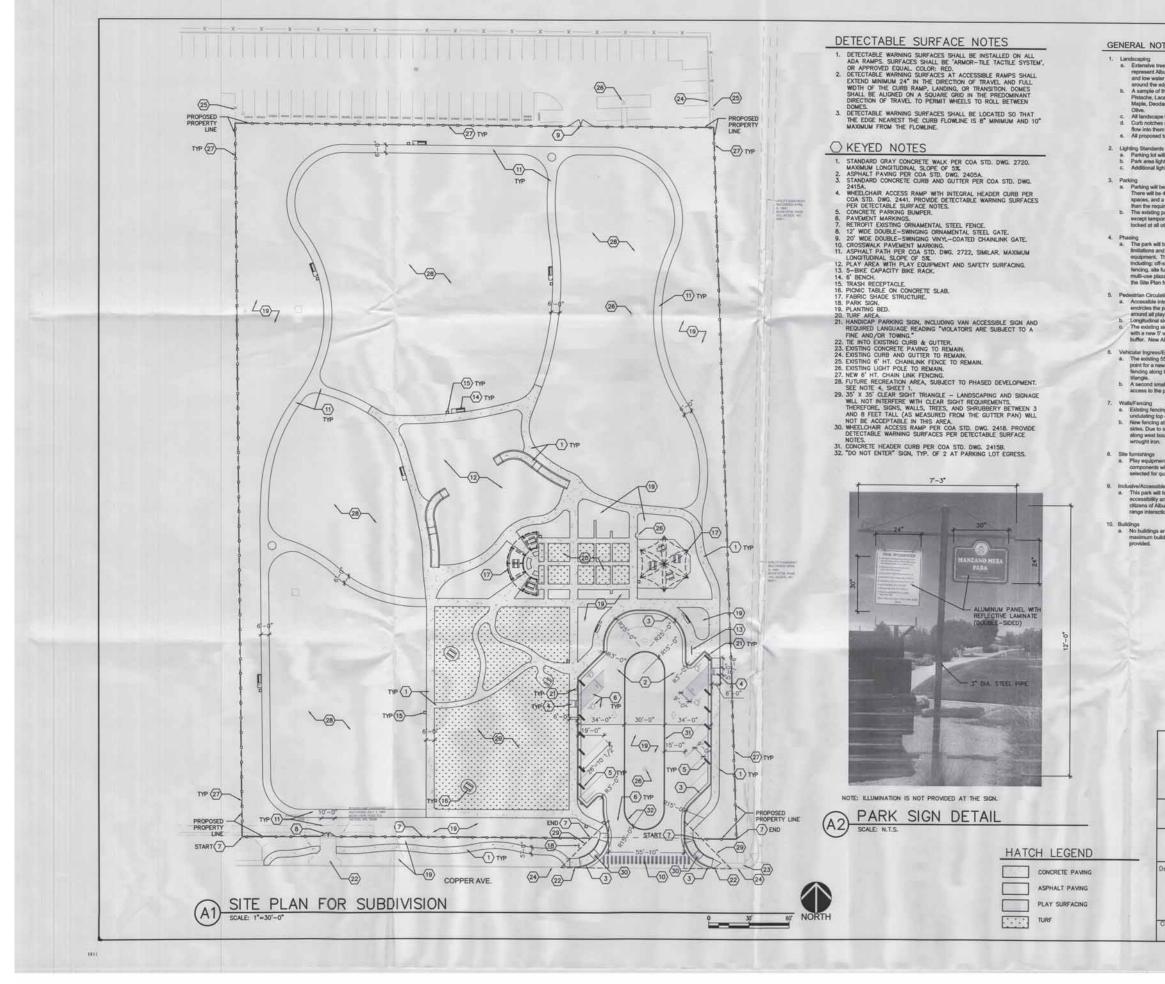




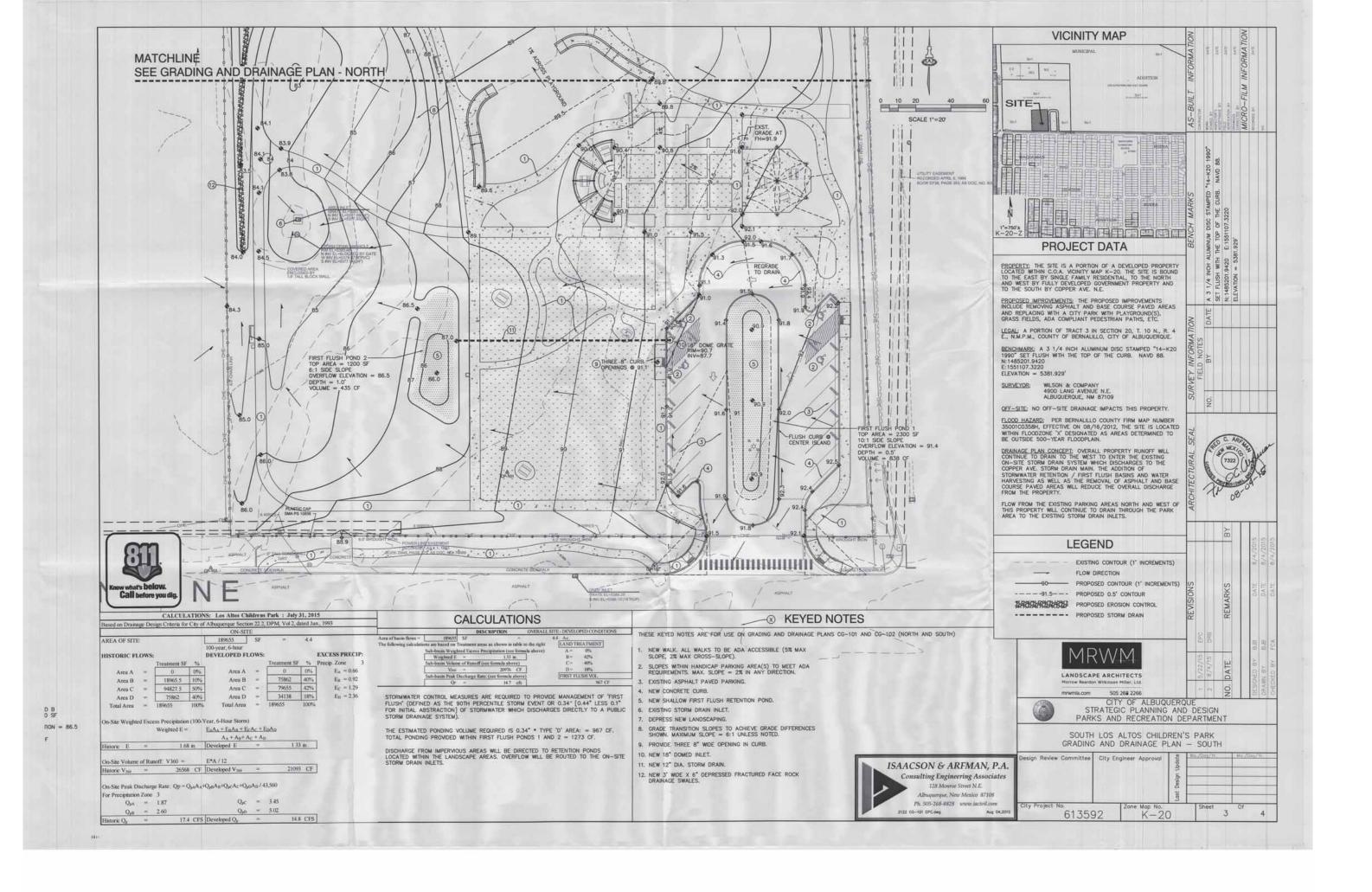
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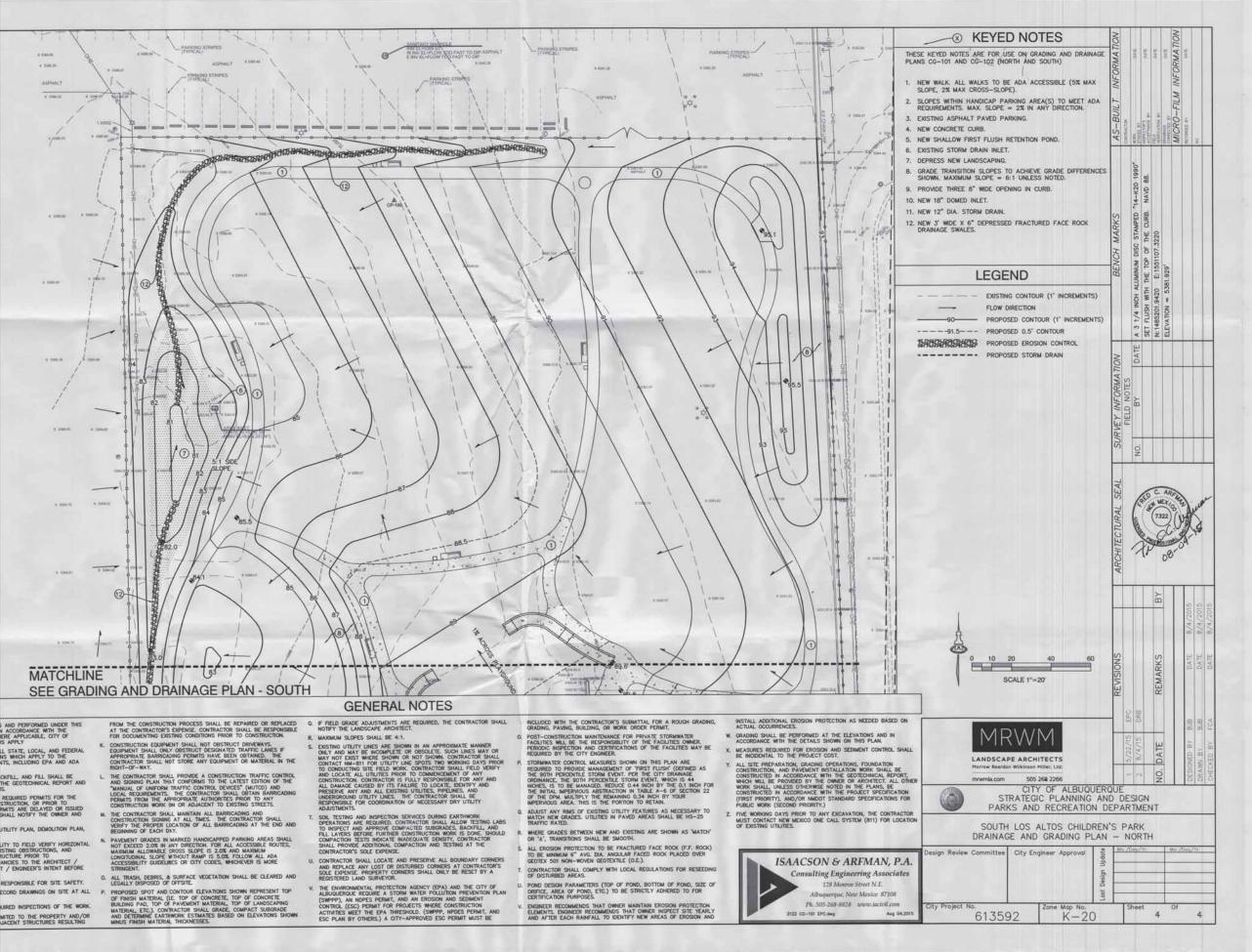




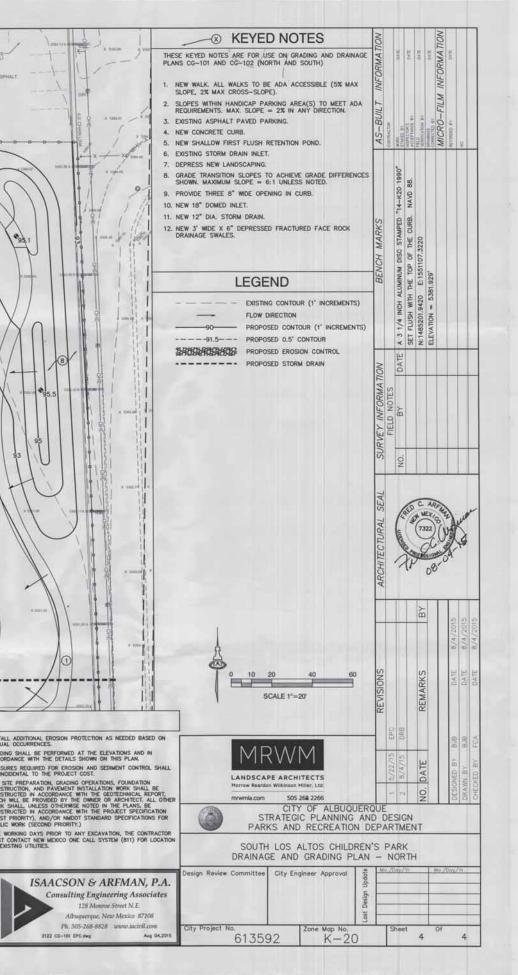
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III be constructed in recreation "modules" which will allow us to address funding and to respond to changing user needs and advances in recreational and play the first phase will include all structures shown on the last development plan. detirets parking, inhestructure for infpation, podestrian decalation, perimeter b methyling, term and passive receivation results, allow induction, perimeter to interface the second second second and the second second second and the methyling. New York and the second s	BENCH MARKS								
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maller curb cut at Copper Ave. will remain to the west to provide maintenance re park.	RMATI	IES	Ι	T					
cing at roadway will be re-utilized and made more visually attractive with op edge and with repainting.	INFOF	D NOTES	BY						
g at other boundaries will be chain link or wrought iron along east and north to recordly concerns from other City Departments, existing chain link tencing boundary with other City property will eventually be replaced with CMU or n.	SURVEY INFORMATION	FIELD							
nent and sile furnishings will focus on accessibility and inclusivity, Many will be of custom design, and manufactured components will be carefully quality and variety.	S	411	NO.						
Ible Park Design III feature a variety of play and recreational components that will maximize rand inclusivity for all abilities and ages. The design intent is to appeal to all	SEAL								
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- ALL WORK DETAILED ON THESE PLANS AND PERFORMED UNDER THIS CONTRACT SHALL BE CONSTRUCTED IN ACCORDANCE WITH THE PROJECT GEOTECHNICAL REPORT. WHERE APPLICABLE, CITY OF ALBUDUEROUE AND NMOOT STANDARDS APPLY
- THE CONTRACTOR SHALL ABDE BY ALL STATE, LOCAL, AND FEDERAL LAWS, CODES, RULES AND REGULATIONS WHICH APPLY TO THE CONSTRUCTION OF THESE IMPROVEMENTS, INCLUDING EPA AND ADA REQUIREMENTS.
- ALL SUBGRADE, OVEREXCAVATION, BACKFILL, AND FILL SHALL BE PLACED AND / OR COMPACTED PER THE GEOTECHNICAL REPORT AND CITY OF ALBUQUERQUE SPECIFICATIONS.
- THE CONTRACTOR SHALL OFTAIN ALL REQUIRED PERMITS FOR THE PROJECT PRIOR TO COMMENCING CONSTRUCTION, OR PROR TO OCCUPANCY, SA SPROPRIATE. IF PERMITS ARE DELAYED OR ISSUED WITH CONDITIONS, THE CONTRACTOR SHALL NOTIFY THE OWNER AND ARCHITECT IMMEDIATELY.
- COORDINATE WORK WITH SITE PLAN, UTILITY PLAN, DEMOLITION PLAN, AND LANDSCAPE PLAN.
- AND DANUSAFE FORM IT IS THE CONTRACTOR'S RESPONSIBILITY TO FIELD VERIFY HORIZONTAL AND VERTICAL LOCATIONS OF ALL EDISTING OBSTRUCTIONS, AND CONDITION OF ALL EDISTING INFRASTRUCTURE PRIOR TO CONSTRUCTION. REPORT ALL DISCREPANCES TO THE ARCHITECT / ENDINEER AND VERITY THE ARCHITECT / ENDINEERS INTERT BEFORE
- THE CONTRACTOR SHALL BE SOLELY RESPONSIBLE FOR SITE SAFETY.
- THE CONTRACTOR SHALL MAINTAIN RECORD DRAWINGS ON SITE AT ALL TIMES.
- CONTRACTOR SHALL OBTAIN ALL REQUIRED INSPECTIONS OF THE WORK. CONSTRUCTION ACTIVITY SHALL BE LIMITED TO THE PROPERTY AND/OR PROJECT LIMITS. ANY DAMAGE TO ADJACENT STRUCTURES RESULTING



MINOR PLATS, FINAL (MAJOR) PLATS, AMENDED PLATS AND PLANS

3. Project# 1006868 15DRB-70336 AMENDED SDP FOR SUBDIVISION <u>15DRB-70341 MINOR - PRELIMINARY/</u> FINAL PLAT APPROVAL

TIERRA WEST LLC agent(s) for PACIFIC PASEO LAND INVESTMENT LLC request(s) the above action(s) for all or a portion of Lot(s) 1 - 4, **DEL NORTE PLAZA** zoned SU-2 IP USES, located on HOLLY BETWEEN SAN PADRO AND PASEO DEL NORTE containing approximately 2.9907 acre(s). (C-18) **THE SITE DEVELOPMENT PLAN FOR SUBDIVISION WAS APPROVED. THE PRELIMINARY/FINAL PLAT WAS APPROVED WITH FINAL SIGN OFF DELEGATED TO PLANNING FOR UTILITY COMPANY SIGNATURES**,

AGIS DXF, AND AMAFCA SIGNATURE.

4. Project# 1010559 15DRB-70340 MINOR - PRELIMINARY/ FINAL PLAT APPROVAL Project# 1010458 = EPC:SITE_PLAN FOR:SIGN:OFF

WILSON & COMPANY agent(s) for CITY OF ALBUQUERQUE request(s) the above action(s) for all or a portion of Tract(s) 3, **MUNICIPAL ADDITION NO.2** zoned SU-1 NOR NATIONAL GUARD ARMORY & PRD, located on COPPER AND WYOMING containing approximately 36.74 acre(s). (K-20) THE PRELIMINARY/ FINAL PLAT WAS DEFERRED TO 10/7/15. ITHE-SITE DEVELOPMENT-PLAN-WASTAPPROVEDT

5. Project# 1006864
15DRB-70339 SIDEWALK WAIVER

BOHANNAN HUSTON INC agent(s) for PULTE GROUP request(s) the above action(s) for all or a portion of Lot(s) N-2-A-1 AND N-2-A-3, **WATERSHED SUBDIVISION** zoned SU-2 PDA, located on WILLOW CANYON TRAIL/ EXTENSION ACROSS MIREHAVEN ARROYO BETWEEN DEL WEBB LANE AND ACROSS THE ARROYO TO FURURE STREET IN TRACT M (H-8) **THE SIDEWALK WAIVER WAS APPROVED AS SHOWN ON EXHIBIT C IN THE PLANNING FILE.**

NO ACTION IS TAKEN ON THESE CASES: APPLICANT - AGENT IS REQUIRED TO BE AT THE MEETING

6. Project# 1000572
 15DRB-70347 SKETCH PLAT REVIEW
 AND COMMENT

SURV-TEK, INC agent(s) for TWO AND THREE, LLC request(s) the above action(s) for all or a portion of Tract(s) 2 & 3, **COPPER POINTE SUBDIVISION** zoned SU-2, SU-1 FOR IP, located on COPPER POINTE WAY BETWEEN MORRIS AND EUBANK containing approximately 2.3256 acre(s). (K-21) **THE SKETCH PLAT**

WAS REVIEWED AND COMMENTS WERE PROVIDED



INTER-OFFICE MEMO

- DATE: August 11, 2015 Revised: August 17, 2015
- TO: Jack Cloud, DRB Chair
- FROM: Catalina Lehner, Senior Planner
- RE: Project #1010458, Armory Park Zone Change & Site Development Plan for Subdivision

On June 11, 2015, the EPC voted to approve a zone change and a site development plan for subdivision for a 34.1 acre site located on Copper Ave. NE, often referred to as the Old Armory Site. Staff met with the applicant's agent, Aaron Zahm, on July 15, 2015 to discuss the Conditions of Approval.

Staff reviewed an updated version of the site development plan (v.3, dated August 4, 2015) and notes the following:

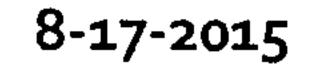
- 1. All of the EPC's conditions of approval were incorporated into v.3 and are met (please see #4 and #5, below).
- 2. The Grading & Drainage Plan (sheets 3 and 4) was not part of the EPC review, but was added to fulfill Condition #11.
- 3. Current Planning Staff did not check Condition #12 from Transportation Development Staff.
- 4. Condition #13: Separate documentation is needed to demonstrate that DMD Staff was contacted regarding the intersection at Wyoming Blvd. and Copper Ave.
- 5. Staff notes two more minor changes from what the EPC reviewed, in addition to the four itemized in the August 4, 2015 letter:

a) the pathway on the site's eastern side was reduced from 10' to 6' wide, and

b) note #10 used to call for "concrete plaza paving per COA standard dwng 2720, similar, with integral color" and was changed to "crosswalk pavement marking".

6. Staff and the applicant discussed the process for minor site development plan changes. Basically, these changes can be made as either a standard administrative amendment (AA) or a new "micro AA" (note: the Current Planning Manager has discretions over "micro AAs", but approval and final sign-off are still required).

The changes are in substantial compliance with the EPC approved site plan, therefore can be processed thru the DRB for final sign off by Planning. Kym Dicome, Current Planning Manager



If you have any questions regarding this case, please call me at 924-3935 or e-mail me at clehner@cabq.gov. Thank you.

Project #1010458, DRB Memo

• INTER-OFFICE MEMO

- DATE: August 11, 2015
- TO: Jack Cloud, DRB Chair
- FROM: Catalina Lehner, Senior Planner
- RE: Project #1010458, Armory Park Zone Change & Site Development Plan for Subdivision

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- All of the EPC's conditions of approval were incorporated into v.3 and are met (please see #4 and #5, below).
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6. Staff and the applicant discussed the process for minor site development plan changes. Basically, these changes can be made as either a standard administrative amendment (AA) or a new "micro AA" (note: the Current Planning Manager has discretions over "micro AAs", but approval and final sign-off are still required).

Due to the amount of minor changes, Staff advises that the applicant return the site development plan to "v.2 + conditions only", obtain final sign-off, and then pursue an AA— which is standard procedure for all site development plans. AAs can be submitted any time after final sign-off and turn-around time is pretty quick.

If you have any questions regarding this case, please call me at 924-3935 or e-mail me at clehner@cabq.gov. Thank you.

Project #1010458, DRB Memo

August 4, 2015

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Mr. Jack Cloud, Chairman Development Review Board City of Albuquerque 600 Second Street NW Albuquerque, NM 87102

Re: Final Sign-off of Site Development Plan for Subdivision, Armory Site Park -Project# 1010458/15EPC-40018



LANDSCAPE ARCHITECTS

Dear Mr. Chairman:

The purpose of this letter is to request final sign-off approval of a Site Development Plan for Subdivision application, on behalf of the City Parks and Recreation Department, and per EPC conditions for the above-referenced project.

Per Condition 1, the following is a description of the modifications that have been made to the site plan since the EPC hearing, including how the site plan has been modified to meet each of the EPC conditions.

Condition 2: I met with Ms. Catalina Lehner, Staff Planner, on July 15, 2015, to review completion of the conditions of the EPC decision.

Condition 3: Modified Keyed Note 28 to read "Future Recreation Area, Subject to Phased Development. See Note 1, Sheet 1.

Condition 4: Added Keyed Note 10 for "Crosswalk Pavement Marking" at parking lot entrance off Copper Ave.

Condition 5A: Added General Note 3b to read "The existing parking lot to the north will not be accessible to the proposed park site, except temporarily via vehicle access gate during construction only. Gate will remain locked at all other times and park users will not have access to this lot for parking."

Condition 5B: Separated Parking Calculations from Site Information on Sheet 1.

Condition 6A: Added General Note 1c to read "All landscape beds will be depressed below grade."

Condition 6B: Added General Note 1d to read "Curb notches shall be provided when adjacent to landscape beds to allow storm water to flow into them and provide supplemental irrigation of the plantings."

Morrow Reardon Wilkinson Miller, Ltd., 210 La Veta NE, Albuquerque, NM 87108 Phone 505.268.2266 FAX 265.9637 mrwmla.com

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Condition 6C: Added General Note 1e to read "All proposed turf will be low water use blend."

Condition 7A: Added detail A3/Sheet 2 for Typical Park Sign.

Condition 8: Modified General Note 7b to read "...replaced with CMU or wrought iron."

Condition 9: Added General Note 2c to read "Additional light poles may be provided in the future, if desired."

Condition 10A: Added missing items to "Site Information" on Sheet 1.

Condition 10B: General Notes were moved to Sheet 2.

Condition11: Grading and Drainage Plans, including requirements concerning the "First Flush" were added - See Sheets 3 and 4.

Conditions 12A through 12N: These conditions from the City Engineer (Transportation Development) were addressed prior to the final submission to EPC, so these items are not identified as plan changes since the EPC hearing.

Condition 13: An email request has been made by Parks and Recreation Department to Department of Municipal Development to review pedestrian connections and safety at the signalized intersection of Wyoming Blvd. and Copper Ave.

The following are additional minor site plan changes not specifically related conditions that have been made since the EPC hearing:

- 1. Turf area (Keyed Note 20, Sheet 2) was "squared off" to allow for more efficient irrigation.
- 2. Shape of playground area (Keyed Note 12, Sheet 2) was modified. General location
- 3. Configuration of central plaza and fabric shade structure (Keyed Note 17, Sheet 2) were modified. General location of these elements is unchanged.
- 4. An additional fabric shade structure (Keyed Note 17, Sheet 2) was added to the west end of the central plaza.

On behalf of the City Parks and Recreation Department, we respectfully request that the Development Review Board approve the request for this Site Development Plan for Subdivision. Thank you for your consideration.

Sincerely,

Aaron Zahm, PLA, ASLA Morrow Reardon Wilkinson Miller, Ltd.

cc: Christina Sandoval, Parks and Recreation Dept. Judith Wong, Parks and Recreation Dept.

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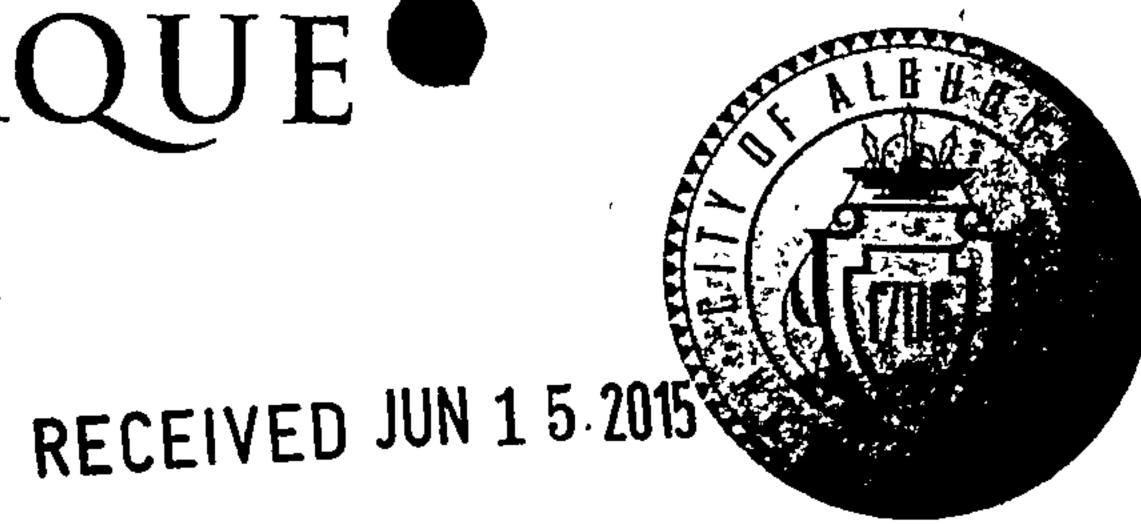
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CITY OF ALBUQUERQUE

PLANNING DEPARTMENT URBAN DESIGN & DEVELOPMENT DIVISION 600 2nd Street NW, 3rd Floor, 87102 P.O. Box 1293, Albuquerque, NM 87103 Office (505) 924-3860 Fax (505) 924-3339



OFFICIAL NOTIFICATION OF DECISION

June 11, 2015

City of Albuquerque Parks & Recreation Department Attention: Christina Sandoval 1801 4th Street NW Albuquerque, NM 87102

PO Box 1293

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Project# 1010458 15EPC-40019 Amendment to Zone Map (Zone Change) 15EPC-40018 Site Development Plan for Subdivision

LEGAL DESCRIPTION:

The above actions for an approximately 4.5 acre portion of Municipal Addition No. 2, Tract 3, EXC NLY 354 feet and portions out to the right-of-way, zoned SU-1 for National Guard Armory and PRD, to SU-1 for Parks & Recreation, located on Copper Ave. NE, between Wyoming Blvd. NE and Eubank Blvd. NE, containing approximately 34.1 acres. (K-20) Staff Planner: Catalina Lehner

Albuquerque On June 11, 2015, the Environmental Planning Commission (EPC) voted to APPROVE Project #1010458/15EPC-40019, Amendment to the Zone Map (Zone Change), and 15EPC-40018, a Site Development Plan for Subdivision, based on the following findings and conditions:

New Mexico 87103 <u>FINDINGS - 15EPC-40019</u>:

www.cabq.gov

- 1. The subject request is for a zone map amendment (zone change) for an approximately 4.5 acre portion of Municipal Addition No. 2, Tract 3, EXC NLY 354 feet and portions out to the right-of-way, an approximately 34.1 acre site that comprises the NE corner of Copper Avenue NE and Wyoming Boulevard NE, often referred to as the "Old Armory Site."
- 2. The zone map amendment request is for a change from SU-1 for National Guard Armory and PRD to SU-1 for Parks and Recreation to facilitate development of a City park on an approximately 4.5 acre portion of the larger site. The smaller, 4.5 acre site fronts Copper Avenue NE and is situated in approximately the southern, middle of the larger site.
- 3. The subject site is within the boundaries of the Established Urban Area of the Comprehensive Plan. No sector development plans apply.
- 4. The subject request is accompanied by a request for a site development plan for subdivision (15EPC-40018). A site development plan is required pursuant to the SU-1 Zone, §14-16-2-22(A)(1).

OFFICIAL NOTICE OF DECISION Project #1010458 June 11, 2015 Page 2 of 9

- 5. Because the subject site is not greater than 10 acres, the Environmental Planning Commission (EPC) is the approval authority. The subject request is not required to be transmitted to the City Council. This is a quasi-judicial matter.
- 6. The Albuquerque/Bernalillo County Comprehensive Plan and the City of Albuquerque Zoning Code are incorporated herein by reference and made part of the record for all purposes.

7. The subject request furthers the following, applicable Comprehensive Plan Goals:

- A. <u>Established Urban Goal.</u> The proposal would result in a new City park in part of the Established Urban area that is already characterized by land use variety along a major arterial (Wyoming Blvd. NE). The proposal would contribute toward greater variety, maximum choice in life styles and a visually pleasing built environment because the park would be inclusive of people with physical and mental impairments and would create relief from the built environment.
- B. <u>Education Goal.</u> The proposal would facilitate development of an inclusive park. Inclusive parks are designed to provide a variety of recreational opportunities to people with a wide range of physical and mental abilities, and are meant to serve everyone— including people from various cultural and educational groups and ages.
- 8. The subject request furthers the following Goal and policies pertaining to the Open Space Network:
 - A. <u>Open Space Network Goal.</u> The proposal would facilitate development of a new City park that would offer educational and recreational opportunities for a wide variety of people, including those with physical and mental impairments, as well as provide visual relief from urbanization.
 - B. <u>Policy II.B.1g-park system/range of needs.</u> The proposed park would meet a wide range of needs, from people with physical and mental impairments to the general public, and would be part of a larger network of City parks that range from small, neighborhood parks to much larger parks such as Los Altos Park.

9. The subject request furthers the following Comprehensive Plan policies pertaining to land use:

A. <u>Policy II.B.5d-neighborhood values/environmental conditions/other concerns</u>. The proposed new development would respect neighborhood values because there is general neighborhood support for the use. The park is a low-impact use that would improve the area scenically and is not too intense for its leasting. The device the loss of the los

is not too intense for its location. The design would be very respectful of social and recreational concerns because the park would serve all users, including those with physical and/or mental impairments. The design incorporates elements of Albuquerque and thus would also respect cultural concerns.

B. <u>Policy II.B.5m- site design/visual environment.</u> The proposal would generally improve the quality of the visual environment. The new park's design would include landscaping appropriate to the context and cultural design elements.

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- 10. The subject request generally furthers the Environmental Protection & Heritage Conservation Goal and Policy II.C.8b- public facilities beautification. Generally, the proposal would help improve the quality of the developed landscape in the area by facilitating development of a new park that would include landscaping, some cultural design features and facilities for inclusive recreation (Goal). The proposed new park, a type of public facility, would be designed to include landscaping, play structures and features that would beautify and improve the subject site (policy).
- 11. The subject request partially furthers the Transportation and Transit Goal and Policy II.D.4gpedestrian opportunities/development. The proposed park would be located in an Established Urban area with good access to Transit. Wyoming Blvd. NE is an Enhanced Transit Corridor and bus service is frequent. The proposed park would be accessible for transit dependent people. Bus stops are within 0.2 mile of the park entrance. However, pedestrian crossings across Wyoming Blvd. are angled and not particularly convenient (Goal). The new park is designed to provide accessible, asphalt paths throughout the site. A direct pedestrian connection to Copper Ave. NE is shown. A connection to the northern parking area is needed (policy).
- 12. The applicant has adequately justified the sector development plan map amendment (zone change) request pursuant to Resolution 270-1980:
 - A. <u>Section 1A:</u> The applicant has demonstrated that the proposed zone change furthers a preponderance of applicable Goals and policies in the Comprehensive Plan and that there is no significant conflict with either. Therefore, the proposed needed are applied by the proposed of the proposed of the proposed proposed is the proposed proposed of the proposed propo

no significant conflict with either. Therefore, the proposed zone map amendment is consistent with the health, safety, morals and general welfare of the City.

- B. <u>Section 1B:</u> The proposed zoning would allow a use that benefits the adjacent neighborhood by providing recreation and visual relief and is unlikely to adversely affect stability in the area. The applicant has provided a sound justification for the change by demonstrating that the request furthers a preponderance of applicable Goals and policies in the Comprehensive Plan.
- C. <u>Section 1C:</u> The applicant has adequately demonstrated that a preponderance of applicable Goals and policies in the Comprehensive Plan support the request. There is no "significant conflict" with an adopted element of the Comprehensive Plan.
- D. <u>Section 1D</u>: A different use category is more advantageous to the community as articulated in the Comprehensive Plan. The policy-based discussion demonstrates that the proposed zoning category would be more advantageous to the community than the current zoning.
- E. <u>Section 1E:</u> The proposed SU-1 zoning is limited in scope to parks and recreation and, pursuant to the SU-1 zone, is tied to the associated site development plan. Anything not shown on the site development plan would not be allowed. No permissive uses associated with the proposed zoning would be harmful to the neighborhood or community.

OFFICIAL NOTICE OF DECISION Project #1010458 June 11, 2015 Page 4 of 9

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- Section 1F: The proposed zone change would not require major or unprogrammed capital F. expenditures by the City. Funding for the proposed project has been programmed into the bond cycle and City budget.
- G. Section 1G: Economic considerations pertaining to the applicant are a factor in the zone change request, but the applicant is not using them as the determining factor.
- H. Section 1H: The requested zoning would not allow for apartment, office or commercial uses. Even if it did, location on a collector or major street is not being used, in itself, as justification for the zone change.
- Section 11: The requested SU-1 zoning is a justifiable spot zone in this case because it has **I**. been demonstrated that the park could function as a transition between the commercial and retail uses west of Wyoming Blvd. and the recreational uses to the east, and between the single-family home neighborhood and the commercial and multi-family uses to the north.
- J. Section 1J: The request would not result in a "strip of land along a street" and therefore would not create a strip zone.
- 13. The applicant has adequately justified the zone map amendment (zone change) pursuant to R270-1980. The policy-based response to Section 1C demonstrates how the request furthers applicable Goals and policies in the Comprehensive Plan. There is no "significant conflict" with the adopted elements of applicable Plans (Section 1C). The remaining sections (1A, 1B, 1E-1J) are sufficiently addressed.
- 14. The affected neighborhood organizations are the South Los Altos Neighborhood Association (SLNA), the La Mesa Community Improvement Association, the Trumbull Village Association and the District 6 Coalition, which were notified. Property owners within 100 feet of the subject site were also notified. As of this writing, Staff has not received any inquiries or comments. The SLNA supports the proposal.

CONDITION -15EPC-40019:

1. Final approval of the accompanying site development plan for subdivision (15EPC-40018) by the Development Review Board (DRB) is required and shall occur within the time period specified in Zoning Code §14-16-4-1(C)(16)(b), Amendment Procedure.



1. The subject request is for a zone map amendment (zone change) for an approximately 4.5 acre portion of Municipal Addition No. 2, Tract 3, EXC NLY 354 feet and portions out to the right-ofway, an approximately 34.1 acre site that comprises the NE corner of Copper Avenue NE and Wyoming Boulevard NE, often referred to as the "Old Armory Site."

2. The zone map amendment request is for a change from SU-1 for National Guard Armory and PRD

OFFICIAL NOTICE OF DECISION Project #1010458 June 11, 2015 Page 5 of 9

to SU-1 for Parks and Recreation to facilitate development of a City park on an approximately 4.5 acre portion of the larger site. The smaller, 4.5 acre site fronts Copper Avenue NE and is situated in approximately the southern, middle of the larger site.

- 3. The subject site is within the boundaries of the Established Urban Area of the Comprehensive Plan. No sector development plans apply.
- 4. The subject request is accompanied by a request for a zone map amendment (zone change) (15EPC-40019). The zone map amendment has been adequately justified pursuant to R270-1980.
- 5. The Albuquerque/Bernalillo County Comprehensive Plan and the City of Albuquerque Zoning Code are incorporated herein by reference and made part of the record for all purposes.
- 6. The subject request furthers the following, applicable Comprehensive Plan Goals:
 - A. Established Urban Goal. The proposal would result in a new City park in part of the Established Urban area that is already characterized by land use variety along a major arterial (Wyoming Blvd. NE). The proposal would contribute toward greater variety, maximum choice in life styles and a visually pleasing built environment because the park would be inclusive of people with physical and mental impairments and would create relief from the built environment.
 - B. <u>Education Goal.</u> The proposal would facilitate development of an inclusive park. Inclusive

parks are designed to provide a variety of recreational opportunities to people with a wide range of physical and mental abilities, and are meant to serve everyone— including people from various cultural and educational groups and ages.

- 7. The subject request furthers the following Goal and policies pertaining to the Open Space Network:
 - A. Open Space Network Goal. The proposal would facilitate development of a new City park that would offer educational and recreational opportunities for a wide variety of people, including those with physical and mental impairments, as well as provide visual relief from urbanization.
 - B. Policy II.B.1g-park system/range of needs. The proposed park would meet a wide range of needs, from people with physical and mental impairments to the general public, and would be part of a larger network of City parks that range from small, neighborhood parks to much larger parks such as Los Altos Park.

8. The subject request furthers the following Comprehensive Plan policies pertaining to land use:

A. Policy II.B.5d-neighborhood values/environmental conditions/other concerns. The proposed new development would respect neighborhood values because there is general neighborhood support for the use. The park is a low-impact use that would improve the area scenically and is not too intense for its location. The design would be very respectful of social and

OFFICIAL NOTICE OF DECISION Project #1010458 June 11, 2015 Page 6 of 9

recreational concerns because the park would serve all users, including those with physical and/or mental impairments. The design incorporates elements of Albuquerque and thus would also respect cultural concerns.

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B. <u>Policy II.B.5m- site design/visual environment.</u> The proposal would generally improve the quality of the visual environment. The new park's design would include landscaping appropriate to the context and cultural design elements.

9. The subject request generally furthers the Environmental Protection & Heritage Conservation Goal and Policy II.C.8b- public facilities beautification. Generally, the proposal would help improve the quality of the developed landscape in the area by facilitating development of a new park that would include landscaping, some cultural design features and facilities for inclusive recreation (Goal). The proposed new park, a type of public facility, would be designed to include landscaping, play structures and features that would beautify and improve the subject site (policy).

10. The subject request partially furthers the Transportation and Transit Goal and Policy II.D.4gpedestrian opportunities/development. The proposed park would be located in an Established Urban area with good access to Transit. Wyoming Blvd. NE is an Enhanced Transit Corridor and bus service is frequent. The proposed park would be accessible for transit dependent people. Bus stops are within 0.2 mile of the park entrance. However, pedestrian crossings across Wyoming Blvd. are angled and not particularly convenient (Goal). The new park is designed to provide accessible, asphalt paths throughout the site. A direct pedestrian connection to Copper Ave. NE is

shown. A connection to the northern parking area is needed (policy).

11. Conditions of approval are needed to clarify the site development plan.

12. The affected neighborhood organizations are the South Los Altos Neighborhood Association (SLNA), the La Mesa Community Improvement Association, the Trumbull Village Association and the District 6 Coalition, which were notified. Property owners within 100 feet of the subject site were also notified. As of this writing, Staff has not received any inquiries or comments. The SLNA supports the proposal.

<u>CONDITIONS -15EPC-40018:</u>

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- The EPC delegates final sign-off authority of this site development plan to the Development Review Board (DRB). The DRB is responsible for ensuring that all EPC Conditions have been satisfied and that other applicable City requirements have been met. A letter shall accompany the submittal, specifying all modifications that have been made to the site plan since the EPC hearing, including how the site plan has been modified to meet each of the EPC conditions. Unauthorized changes to this site plan, including before or after DRB final sign-off, may result in forfeiture of approvals.
- 2. Prior to final approval, the applicant shall meet with the Staff planner to ensure that conditions of approval are met. Evidence of this meeting shall be provided at the time of application.

OFFICIAL NOTICE OF DECISION Project #1010458 June 11, 2015 Page 7 of 9

3. Phasing:

Add a note to Sheet 2 to indicate that the Future Recreation Areas will be subject to phased $\sqrt{}$ development and cross-reference Note 4, Sheet 1.

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4. Pedestrian Connections:

A clearly delineated cross walk shall be provided to connect the sidewalks in front of the park's \checkmark southern entrance.

5. Parking:

- A. A note shall be added to explain the relationship between the park property and the parking lot $\sqrt{}$ to the north.
- B. The parking calculations shall be separated out of the items required to be listed pursuant to the definition of site development plan for subdivision.
- 6. Landscaping:
 - A. A note shall be added to indicate that landscaping beds will be depressed below grade.
 - B. Curb notches shall be provided, where water can flow into them, to allow supplemental v irrigation of the landscape beds.
 - C. A standard shall be added to specify that the turf will be a low water use blend. \checkmark

 $\sqrt{\left[-7. \text{ Signage: A sign detail that specifies color(s), material(s) and illumination shall be provided.}\right]}$

8. Walls/Fencing: Add "or wrought iron" to note 7B.

9. Lighting: A new note 2c shall be added to allow additional light poles in the future, if desired.

10. Organizational:

A. The elements required pursuant to the definition of a site development plan for subdivision shall be listed under "Site Information" and cross-reference as necessary.

B. The General Note, or Design Standards, shall be moved to Sheet 2.

11. Grading and Drainage:

A Grading and Drainage Plan is required per the COA DPM. New requirements concerning the "First Flush" shall be addressed.

12. Conditions from the City Engineer (Transportation Development):
A. Address ADA accessibility of internal park pathways with regard to longitudinal slopes.
B. Provide a 35-foot by 35-foot clear sight triangle for the entrance all of the way to the roadway curb as per the DPM, Chapter 23, Section 3.D.5. Add the language to the clear sight triangle, "Landscaping and signage will not interfere with clear sight requirements. Therefore, signs,

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walls, trees, and shrubbery between 3 and 8 feet tall (as measured from the gutter pan) will not be acceptable in this area."

- C. Label parking requirements and associated accessible parking spaces required as per Table 1106.1. Also, within this section, show requirements for motorcycle and bicycle parking as per 14-16-3-1 of the Zoning Code.
- \checkmark D. Provide architect's stamp.

\checkmark E. Show property lines.

- ✓ F. Replace curb ramps at entrance to Copper Avenue to match current ADA standards. Include detectable warning devices.
- \checkmark G. Label curb tie-in at access to site and label curb for median as applicable. Label width of entry off of Copper Avenue, all curb radii within parking lot, and typical length of parking spaces. Label the 8-foot width for van accessible aisles.
- ✓ H. Provide all necessary curb ramp details. Detectable warning devices will be required for any curb within the COA right-of-way. For parallel ramps adjacent to the ADA van accessible aisles, provide a minimum ramp width of 6 feet from the back of curb.
- ✓ I. The van-accessible aisles shall have the words "NO PARKING" in capital letters, each of which shall be at least one foot high and at least two inches wide, placed at the rear of the parking space so as to be close to where an adjacent vehicle's rear tire would be placed. (66-1-4.1.B NMSA 1978)
- ✓ J. Include ADA van accessible signs for each of the handicapped spaces adjacent to this aisle. These signs shall also include the new required language per 66-7-352.4C NMSA 1978
 "Violators Are Subject to a Fine and/or Towing."
- K. One-way vehicular paths require pavement directional signage and a posted "Do Not Enter" sign at the point of egress.
- \checkmark L. Service vehicle and/or refuse vehicle maneuvering must be contained on-site.
- ✓ M. For Keyed Note 4, call out for detectable warning devices to be installed.
 - N. Developer is responsible for permanent improvements to the transportation facilities adjacent to the proposed development site plan, as required by the Development Review Board (DRB).
- 13. Request that the Department of Municipal Development (DMD) review the pedestrian connection at Wyoming Blvd. and Copper Ave. prior to final DRB sign-off.
- APPEAL: If you wish to appeal this decision, you must do so within 15 days of the EPC's decision or

by JUNE 26, 2015. The date of the EPC'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 14-16-4-4 of the Zoning Code. A Non-Refundable filing fee will be calculated at the Land Development Coordination Counter and is required at the time the appeal is filed. It is not possible to appeal EPC Recommendations to City

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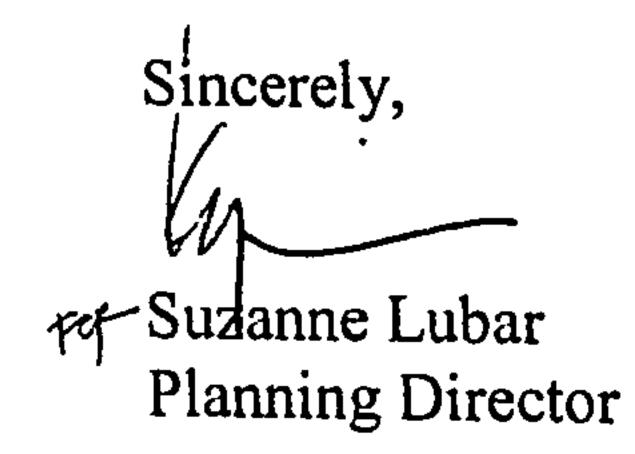
Council; rather, a formal protest of the EPC's Recommendation can be filed within the 15 day period following the EPC's decision.

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. Successful applicants are reminded that other regulations of the City Zoning Code must be complied with, even after approval of the referenced application(s).

<u>ZONE MAP AMENDMENTS</u>: Pursuant to Zoning Code Section 14-16-4-1(C)(16), a change to the zone map does not become official until the Certification of Zoning (CZ) is sent to the applicant and any other person who requests it. Such certification shall be signed by the Planning Director after appeal possibilities have been concluded and after all requirements prerequisite to this certification are met. If such requirements are not met within six months after the date of final City approval, the approval is void. The Planning Director may extend this time limit up to an additional six months.

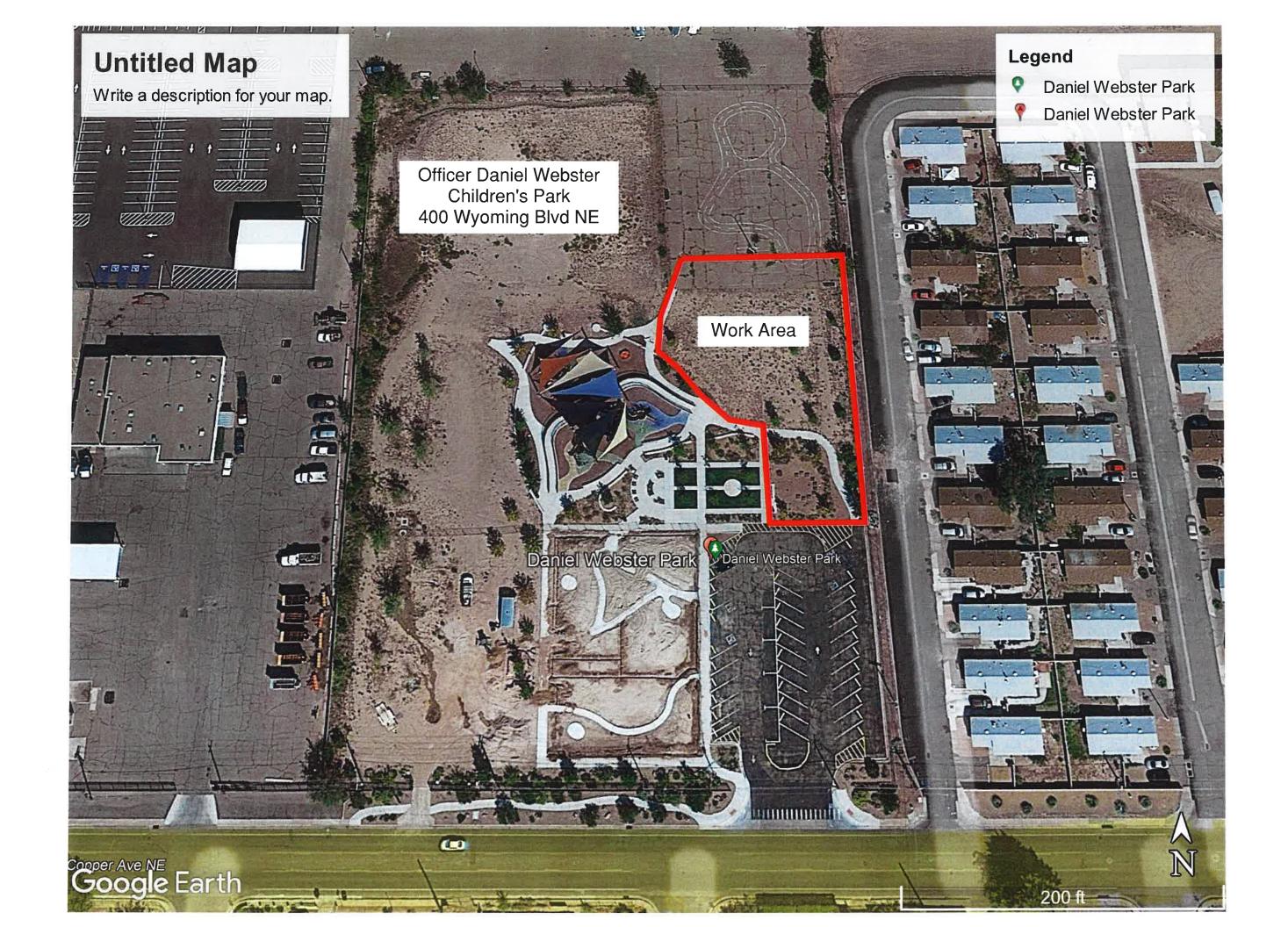
<u>SITE DEVELOPMENT PLANS</u>: Pursuant to Zoning Code Section 14-16-3-11(C)(1), if less than onehalf of the approved square footage of a site development plan has been built or less than one-half of the site has been developed, the plan for the undeveloped areas shall terminate automatically seven years after adoption or major amendment of the plan: within six months prior to the seven-year deadline, the property owners shall request in writing through the Planning Director that the Planning Commission extend the plan's life an additional five years. Additional design details will be required as a project proceeds through the Development Review Board and through the plan check of Building Permit submittals for construction. Planning staff may consider minor, reasonable changes that are consistent with an approved Site Development Plan so long as they can be shown to be in conformance with the original, approved intent.

<u>DEFERRAL FEES</u>: Pursuant to Zoning Code Section 14-16-4-1(B), deferral at the request of the applicant is subject to a \$110.00 fee per case.



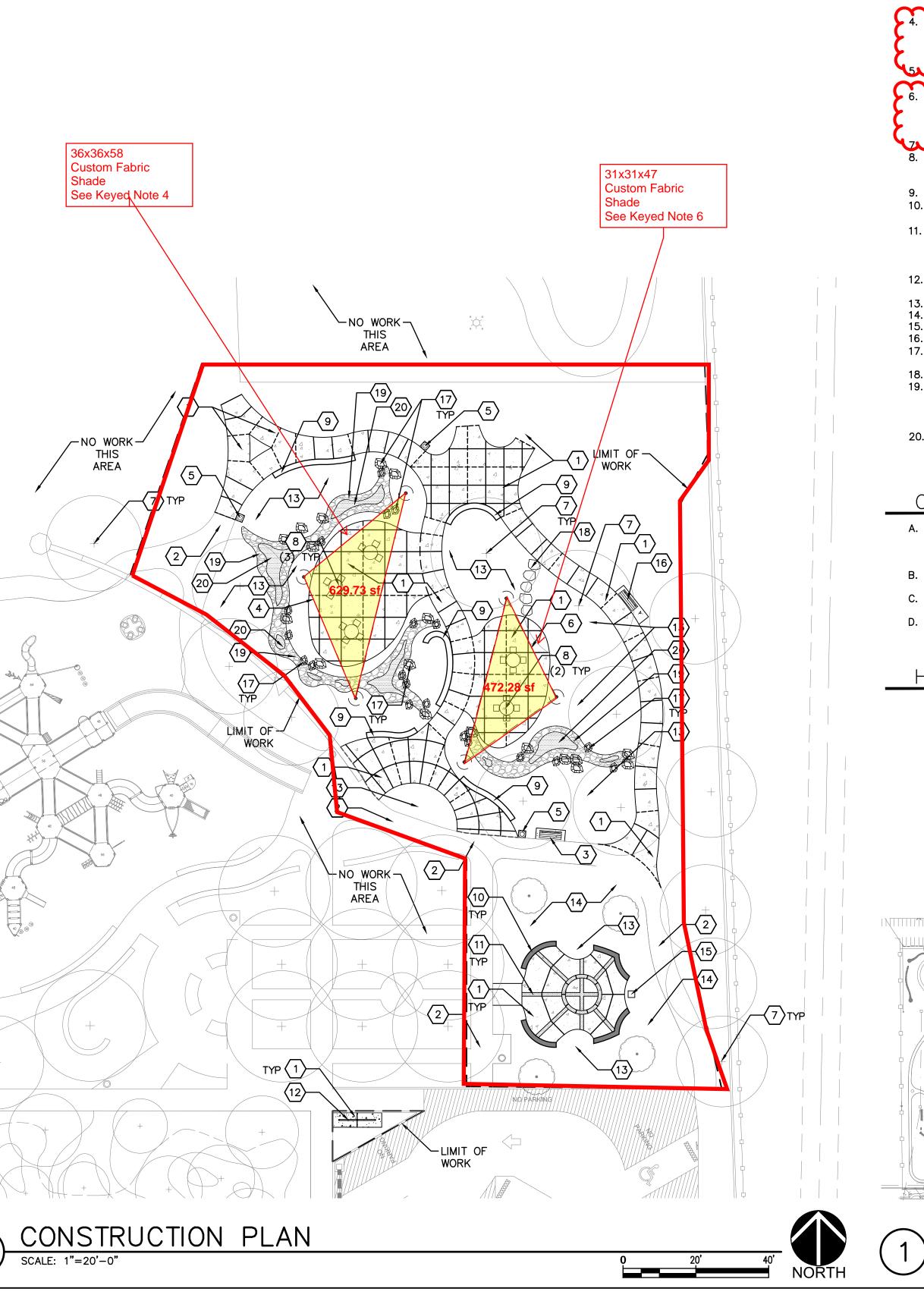
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COA, Parks & Rec. Dept, Attn. Christina Sandoval, 1801 4th Street NW, Albuquerque, NM 87102 Aaron Zahm, MRWM Landscape Architects, 210 La Veta NE, Albuquerque, NM 87108 Eileen Jessen, South Los Altos NA, 420 General Hodges NE, Albuquerque, NM 87123 James P. Ahrend, South Los Altos NA, 304 General Bradley NE, Albuquerque, NM 87123 Nancy Bearce, La Mesa Community Improvement Assoc., 600 San Pablo NE, Albuquerque, NM 87108 Charles Bennett, La Mesa Community Improvement Assoc., 600 San Pablo NE, Albuquerque, NM 87108 Joanne Landry, Trumbull Village Association, 7501 Trumbull SE, Albuquerque, NM 87108 Valarie Gutierrez, Trumbull Village Association, 627 Chana St. SE, #4, Albuquerque, NM 87108 Roger Flegel, District 6 Coalition, 605 Valencia NE, Albuquerque, NM 87108



TIT 2

NOTE: The Parks and Recreation Department (PRD) disposes of all refuse at all PRD properties (Zoned NR-PO-A). Existing and to remain.



				INFORMATION		DATE	DATE DATE	DATE	INFORMATION	DATE				
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4. EXISTING LANDSCAPE TO REMAIN. 5. EXISTING MEMORIAL MONUMENT TO I 6. INSTALL STOCKPILED BENCH. SURFA 7. FURNISH AND INSTALL 18–27 C.F. S	CE MOUNT OVER 3' X 8' X 4"			<pre>/ INFOI</pre>	ELD NOTH	В							EBS	
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