CITY OF ALBUQUERQUE



October 31, 2019

Jeff Nielsen CRSA 649 E South Temple Salt Lake, UT 84102

Re: Randolph Rd Project

1710 Randolph Rd SE Traffic Circulation Layout

Engineer's/Architect's Stamp 10-22-2019 (M15D046)

Dear Mr. Nielsen,

The TCL submittal received 10-23-2019 is approved for Building Permit. A copy of the stamped and signed plan will be needed for each of the building permit plans. Please keep the original to be used for certification of the site for final C.O. for Transportation.

When the site construction is completed and an inspection for Certificate of Occupancy (C.O.) is requested, use the original City stamped approved TCL for certification. Redline any minor changes and adjustments that were made in the field. A NM registered architect or engineer must stamp, sign, and date the certification TCL along with indicating that the development was built in "substantial compliance" with the TCL. Submit this certification, the TCL, and a completed <u>Drainage and Transportation Information Sheet</u> to front counter personnel for log in and evaluation by Transportation.

Once verification of certification is completed and approved, notification will be made to Building Safety to issue Final C.O. To confirm that a final C.O. has been issued, call Building Safety at 924-3690.

Sincerely,

Ernest Armijo, P.E.

Senior Engineer, Planning Dept. Development Review Services

Mojgan Maadandar, E.I. Associate Engineer, Planning Dept. Development Review Services

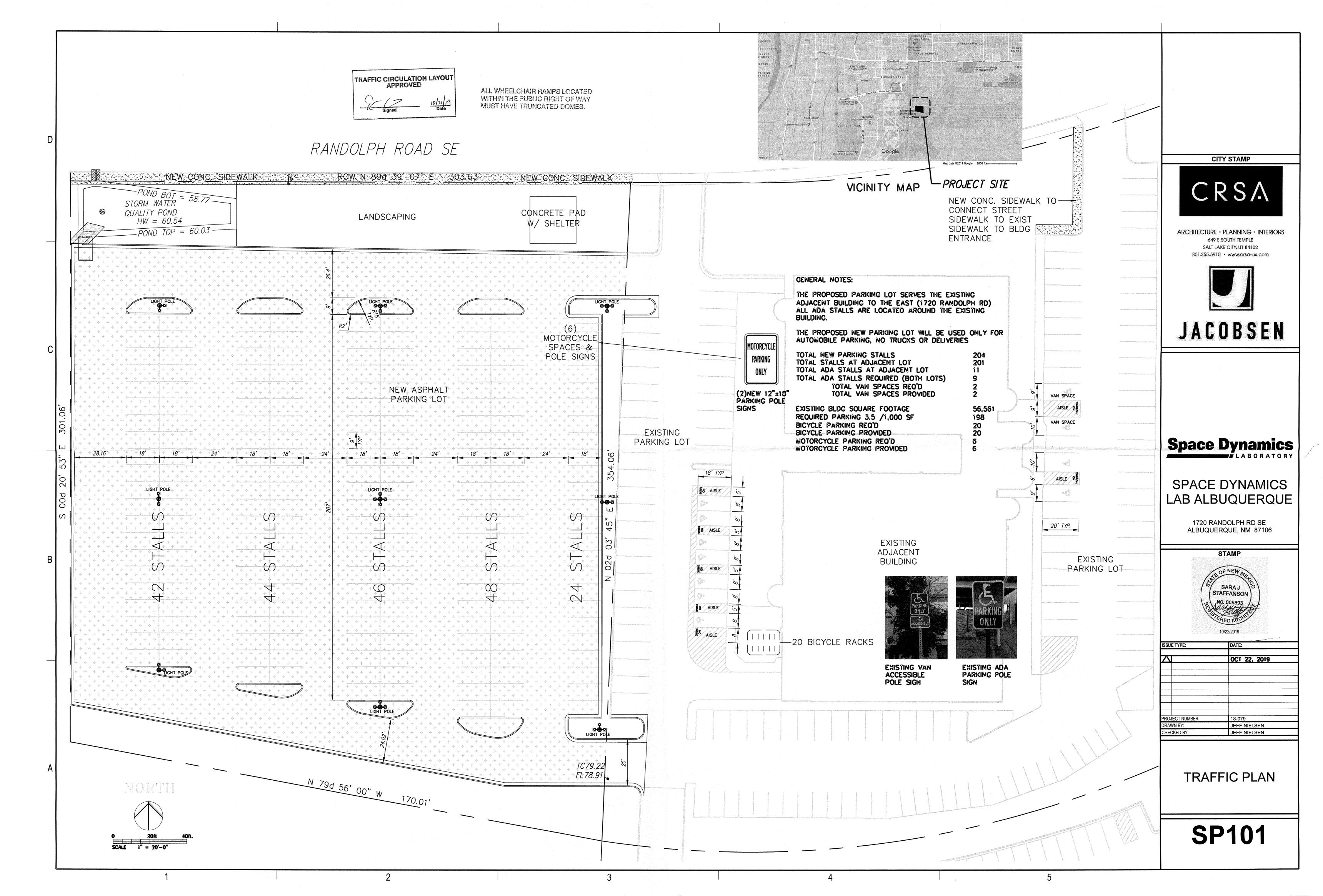
\MM via: emailC: CO Clerk, File

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov



RECIPROCAL EASEMENTS FOR COMMON ACCESS

This Easement Agreement is entered into between (Party #1) Utah State University Research Foundation owner of Lot A (see below), City of Albuquerque, County of Bernalillo, State of New Mexico, and of (Party #2) owner of Lot B (see below), City of Albuquerque, County of Bernalillo, State of New Mexico.

The parties have an interest in adjoining real estate situated in the City of Albuquerque, County of Bernalillo, State of New Mexico and described as follows:

Legal Description Lot A:

D-3 of summary plat replat of parcel D of the replat of TR 4 Newport Industrial Park-West Unit 1 Cont 2.2318 AC.

Legal Description Lot B:

D-2 of summary plat replat of parcel D of the replat of TR 4 Newport Industrial Park-West Unit 1 Cont 2.4793 AC.

The parties desire to create a common access easement between the above-described adjoining lots providing access, from a single access point on the abutting street, to said lots owned by them for the benefit of each of them; and therefore, agree as follows.

An easement for a common access in favor of Lot A, owned by Party #1, is created over the strip of land 24 feet wide along the west boundary line of Lot B, owned by Party #2 and an easement for a common access in favor of Lot B, owned by Party #2, is created over the strip of land 24 feet wide along the east boundary of Lot A, owned by Party #1 for the purpose of creating a common access 24 feet wide for the benefit of both of the above described lots.

This easement is superior and paramount to the rights of any of the parties hereto in the respective servient estates so created, and the parties further agree that it is a covenant that shall run with the land.

The maintenance of the easement areas are the responsibility of the respective property owners.

In witness whereof, the parties hereto have executed this agreement as follows:

ACKNOWLEDGED:

Date 10-29, 2019

(Owner #1) Fyrda & Foole

WITNESSED: STATE OF UTAH) COUNTY OF CACHE)

On this 21 day of October, 2019, before me personally appeared who was and to me known to be the person described in and who executed the foregoing instrument, and acknowledged that he (or they) executed the same as his (or their) free act and deed.

Notary 1st Party

My Commission Expires

July 6, 2021:



NOTARY PUBLIC JENNIE PARRISH 695812 COMMISSION EXPIRES JULY 6, 2021 STATE OF UTAH

ACKNOWLEDGED:

Date 10-29, 2019

Owner #2

WITNESSED:

STATE OF UTAH)

COUNTY OF CACHE)

On this 29day of October, 2019, before me personally appeared Lyndow loose, and to me known to be the person described in and who executed the foregoing instrument, and acknowledged that he (or they) executed the same as his (or their) free act and deed.

Notary 2nd Party

My Commission Expires:

2021

NOTARY PUBLIC JENNIE PARRISH 695812 COMMISSION EXPIRES JULY 6, 2021 STATE OF UTAH

A	greement	No.	

Date of Agreeme	nt:

SHARED PARKING AGREEMENT

In conjunction with the development of Lot D-3, located at Randolph Rd SE (the "Property") for which the legal description is attached as *Exhibit A*, the City of Albuquerque has allowed. and Utah State Research Foundation ("Owner") agrees that the Property shall operate an open/shared parking arrangement with adjacent Lot D-2, located at 1720 Randolph Rd SE for which the legal description is attached as *Exhibit B*. whereby, the Owner shall not segregate property access/parking rights or significantly impair access to parking on the Property by users of any portion of the Property.

The foregoing shall not, however, impair the right of the Owner or its successors to declare exclusive parking areas for such items as employee parking, handicap spaces, loading, designated timed areas such as "15 minute" temporary parking areas, or any other areas set forth on any site plan of the Property approved by the City, or to take commercially reasonable actions to prevent parking in areas which are not designated parking spaces on the site plan.

No sale or transfer of all or any portion of the Property shall be deemed to void or violate this Agreement. The terms of this Agreement shall bind the Owners, successors, and assigns. This Agreement can be amended by the mutual consent of the Owner and the City of Albuquerque. THIS AGREEMENT SHALL BE RECORDED WITH THE BERNALILLO COUNTY CLERK'S OFFICE PRIOR TO ISSUANCE OF A BUILDING PERMIT FOR THE PROPERTY.

PARKING AGREEMENT

IN WITNESS WHEREOF, the parties have executed this Agreement on the date noted below.

	Owner (applicant)	
	Owner (off-site parking area)	10-29-2019 Date
4	City of Albuquerque, Planning Director	Date
A	Approved as to Form -City Attorney	Date
	STATE OF UTAH)) ss. County of Cache)	
	The foregoing instrument was acknowledged before me this 29 By Lyndon Loosle, on behalf of the Owner.	day of October ,2019
	My Commission Expires NOTARY PUBLIC JENNIE PARRISH 695812 COMMISSION EXPIRES JULY 6, 2021 STATE OF UTAH	Notary Public
	STATE OF UTAH)	
	County of Cache) ss	
	The foregoing instrument was acknowledged before me this 29 of By Lyndon Loosle of the City of Albuquerque on beha	7.0
	My Commission Expires: NOTARY PUBLIC JENNIE PARRISH 695812 COMMISSION EXPIRES JULY 6, 2021 STATE OF UTAH	Notary Public

PARKING AGREEMENT

EXHIBIT A

Legal Description: D-3 of summary plat replat of parcel D of the replat of TR 4 Newport Industrial Park-West Unit 1 Cont 2.2318 AC.

PARKING AGREEMENT

EXHIBITB

Legal Description: D-2 of summary plat replat of parcel D of the replat of TR 4 Newport Industrial Park-West Unit 1 Cont 2.4793 AC.