

TABLE OF CONTENTS
AC-23-2
PR-2022-007490, VA-2022-00366

PAGE(S)

MEMO AC-22-2	1 - 6
APPEAL APPLICATION / REASON FOR APPEAL AC-23-2.....	7 - 33
SAFE OUTDOOR SPACE APPLICATION.....	34 - 216
ADDITIONAL INFORMATION.....	217



Mayor Timothy M. Keller

CITY OF ALBUQUERQUE

Albuquerque, New Mexico

Planning Department

INTER-OFFICE MEMORANDUM

February 7, 2023

TO: Pat Davis, President, City Council

FROM: Alan Varela, Planning Director 
Alan Varela (Feb 7, 2023 15:17 MST)

SUBJECT: AC-23-2, PR-2022-007490, VA-2022-00366:
Santa Barbara Martineztown Neighborhood Association, appeals the Planning Department granting Dawn Legacy Pointe approval of a Temporary Use Permit for a Safe Outdoor Space (SOS) located at 1250 Menaul Blvd. NE, zoned NR-LM.

Overview

The Planning Department approved the temporary use application on August 10, 2022. The application was processed using the Integrated Development Ordinance (IDO) Section 14-16-6-5(D), "Permit – Temporary Use" and the use specific standards for a SOS in IDO Section 14-16-4-3(G)(8). After review of the SOS application, the Zoning Enforcement Officer (ZEO) determined that the proposed SOS met the regulations of the IDO and it was approved for 40 outdoor spaces 50 occupants. An appeal of this initial approval was received by the Planning Department on August 25, 2022 and the appeal was heard by the Land Use Hearing Officer (LUHO) on September 28, 2022. On October 10, 2022, the LUHO remanded it back to Planning staff with the instructions to assure that individual notice is sent to:

All owners, as listed in the records of the Bernalillo County Assessor, of property located partially or completely within 100 feet in any direction of the subject property. *Where the edge of that 100- foot buffer area falls within any public right-of-way, adjacent properties shall be included.* (Emphasis added).

On October 17, 2022, the applicant notified 20 property owners via Certified Mail as required in the LUHO's remand instructions. The application was approved on December 8, 2022.

The City Planning Department received an appeal on the Temporary Use Permit for SOS for the Property from Albuquerque Boca Limited DBA Crowne Plaza, Agent Rodey Law Firm.

The appeal was submitted in a timely manner and prior to the deadline of December 23, 2022.

Standing

Pursuant to IDO Table 6-4-2, standing for appeals Temporary Use Permits are based on proximity to the subject property. Property owners within 100 feet and neighborhood associations that include or are adjacent to the property may appeal a Permit – Temporary Use.

Appellant Santa Barbara Martinez Town Neighborhood Association (SBMTNA), AC-23-2, PR-2022-007490, VA-2022-00366, has standing to appeal because the Property is included within the SBMTNA boundary per IDO Table 14-16-6-4(V)(2).

Appeal and Response

The appellants cite the following reasons for appeal (in bold text). Staff’s response to the appellants’ arguments follow (in regular text). The appeal reasons are summarized in this section. Appellant’s full arguments are available in the appeal applications.

1. Grounds For Appeal

Staff Response: The Planning Department followed all policies, procedures and requirements as defined in the IDO for Temporary Use Approval. The IDO does not require notification to neighborhood associations for temporary uses. The LUHO remand instruction stated “Planning Staff and the applicant must assure that individual notice is sent to *All owners, as listed in the records of the Bernalillo County Assessor, of property located partially or completely within 100 feet in any direction of the subject property. Where the edge of that 100-foot buffer area falls within any public right-of-way, adjacent properties shall be included. (Emphasis added).* LUHO Remand, p 12,

As this is not a new application, but only notification for the SOS application to additional property owners as instructed by the LUHO.

IDO subsection 14-16-6-4(L)(2)(a) – Administrative Decisions states “One facilitated meeting can be requested and required” The facilitated meeting occurred on November 16, 2022, which the appellant was invited to and attended.

2. Normal Application Process Ignored

Staff Response: The Property is in zoning district NR-LM. This temporary use for a SOS is permissive in the NR-LM zone per IDO Allowable Use Table 14-16-4-2 and does not require a “special use” or “conditional use” approval. In addition, there was not a zone change application on the Property, as alleged in the appeal. The City followed the application process for Permit – Temporary Use pursuant to IDO Subsection 14-16-6-5(D).

3. City Failed To Give Notice And Give Opportunity To Be Heard

Staff Response: The appellant alleges that the City failed to notify the Appellants of the

application. As previously stated, notice to a neighborhood association is not required for an application of a Permit – Temporary Use, per IDO Table 14-16-6-1-1. City of Albuquerque / Bernalillo County Comprehensive Plan (Comp Plan) is a policy document that is used to guide discretionary zoning decisions and specific zoning regulations in the IDO. The IDO review and decision criteria for a Permit – Temporary Use does not require the applicant to address any policies in the Comp Plan. The City did not error in applying the requirements of the IDO to this application.

4. Preferential Treatment Given

Staff Response: The City was not required or obligated to allow for institutions in the neighborhood to apply for neighborhood use of the property. The City denies giving preferential treatment to the applicant. The IDO amendments allowing SOS temporary permits became effective on July 28, 2022. The City did not accept or review any applications for a SOS before the effective date.

5. City Failure To Develop Operating Procedures

Staff Response: On June 6, 2022, the City Council passed IDO amendments that included SOSs as a temporary use in the NR-LM zone and use specific standards for SOSs in IDO Subsection 14-16-4-3(G)(8). The applicant did provide a “Safe Outdoor Spaces Operating/Security Plan” with their application that was reviewed and approved by Elizabeth Holguin, Deputy Director, Family and Community Services Department, as required. The City Council did provide direction to City Departments with IDO Subsection 14-16-4-3-(G)(8) use specific standards for SOSs.

6. Plagiarized Operating Procedures

Staff Response: SMMTNA alleges the operating procedures submitted by Dawn Legacy Pointe were copied from an unsanctioned encampment from another city. While the operating procedures were from another operator from another city, nothing prevents an applicant from using procedures from another operator or city. In addition, operating procedures have since been updated to address concerns and remove references to other operators.

Although IDO Subsection 14-16-4-3-(G)(8)(h)(3) states, *“The management plan shall, at a minimum, include the following statement: “No person who is a registered sex offender shall be allowed to stay in a Safe Outdoor Space,”* this section conflicts with State law and is not enforceable. The state preempts the field of sex offender registration and notification. State statutes prohibit the department, cities, counties, home rule municipalities and other political subdivisions of the state from adopting an ordinance, rule, regulation or resolution on sex offender registration, notification, and any other restriction on sex offenders that is not included in the federal Sex Offender Registration and Notification Act (“SORNA”). NMSA 1978 § 29-11A-9 (2005, amended 2013).

7. On Site Security Plan Deficient

Staff Response: The Appellant claims the applicant failed to conform with use-specific standards. The application submitted indicates there will be an on-site manager and an

outreach worker from 7:00am to 7:00pm, who will coordinate with non-profits that can offer services and resources along with 24 hour seven days a week security. The on-site manager and the outreach worker will each be available to respond to the site when needed with access to specialized services. There are a number of rules to protect the safety and welfare of the guests including, but not limited to, no illegal drugs, alcohol, intoxicated or disruptive behavior, firearms or illegal weapons, open fires, limited to number of guests, loitering around property, etc. The residents, like all citizens, will be allowed to “venture out” for appointments, food and any services.

8. City Creating Public Nuisance

Staff Response: The City denies creating a public nuisance by approving a Temporary Use permit for a SOS. The applicant submitted an operations and management plan to ensure the safety of individuals who will occupy the SOS. Once it is open, any concerns regarding the operations of the SOS may be addressed by the applicant.

9. Development Processes Ignored

Staff Response: The City followed all processes as outlined in the IDO. Appellants allege a public hearing was required for the expansion of a nonconforming use or structure. The proposed SOS is neither nonconforming use or structure. The Property is currently vacant. Although the lot abutting the proposed location is zoned MX-M, the site plan submitted with the application indicates that all SOS activity and related activity, including dumpster and parking, will occur on the lot zoned NR-LM.

10. Detrimental Impact On Martinez Town Santa Barbara

Staff Response: The ZEO determined the applicant met the review and decision criteria for a Permit – Temporary Use for a SOS in IDO Subsection 14-16-6-5(D) and Section 14-16-4-3(G)(8). The applicant also has a “Community Commitment” section which includes a Good Neighbor Agreement that will be addressed with surrounding businesses and neighborhood associations. This commitment also includes creating a “Neighborhood Advisory” group to discuss successes and opportunities for improvement. This platform will allow neighborhoods in proximity to other SOS sites in the City to collaborate and share best practices.

11. Announce Use Space For Safe Outdoor Space

Staff Response: This section expresses concerns about possible occupants of the SOS. The ZEO determined the applicant met the applicable provisions of the IDO.

12. Encampment Will Have Detrimental Effects On Neighborhood

Staff Response: This section expresses assumptions of criminal activity in the neighborhood due to the occupants being homeless. The ZEO determined the applicant met the applicable provisions of the IDO.

Criteria for Decision on Appeals

IDO Subsection 14-16-6-4(V)(4) outlines the criteria for review of an appeal to determine whether the decision-making body made one of the following mistakes:

6-4(V)(4)(a) The decision-making body or the prior appeal body acted fraudulently, arbitrarily, or capriciously.

6-4(V)(4)(b) The decision being appealed is not supported by substantial evidence.

6-4(V)(4)(c) The decision-making body or the prior appeal body erred in applying the requirements of this IDO (or a plan, policy, or regulation referenced in the review and decision-making criteria for the type of decision being appealed).

The Planning Department did not act fraudulently, arbitrarily, or capriciously. The decision to approve the SOS Temporary Permit was supported by substantial evidence in the application. The Planning Department did not error in applying the requirements of the IDO and found that the application met all the IDO requirements for a SOS Temporary Use Permit. The Planning Department request that the ZHE's approval is upheld.

/ Angelo Metzgar /

Angelo Metzgar,

Code Compliance Manager

Code Enforcement Division

Planning Department

City of Albuquerque






Menaul SOS Appeal SBMTNA Final

Final Audit Report

2023-02-07

Created:	2023-02-07
By:	Lucinda Montoya (lucindamontoya@cabq.gov)
Status:	Signed
Transaction ID:	CBJCHBCAABAAaekmKUTYOLw18L3js7Vqn8GAzcCyhXxo

"Menaul SOS Appeal SBMTNA Final" History

-  Document created by Lucinda Montoya (lucindamontoya@cabq.gov)
2023-02-07 - 9:37:30 PM GMT- IP address: 143.120.133.160
-  Document emailed to Alan Varela (avarela@cabq.gov) for signature
2023-02-07 - 9:38:00 PM GMT
-  Email viewed by Alan Varela (avarela@cabq.gov)
2023-02-07 - 10:16:20 PM GMT- IP address: 143.120.133.62
-  Document e-signed by Alan Varela (avarela@cabq.gov)
Signature Date: 2023-02-07 - 10:17:20 PM GMT - Time Source: server- IP address: 143.120.133.62
-  Agreement completed.
2023-02-07 - 10:17:20 PM GMT



Please check the appropriate box and refer to supplemental forms for submittal requirements. All fees must be paid at the time of application.

Administrative Decisions	Decisions Requiring a Public Meeting or Hearing	Policy Decisions
<input type="checkbox"/> Archaeological Certificate (Form P3)	<input type="checkbox"/> Site Plan – EPC including any Variances – EPC (Form P1)	<input type="checkbox"/> Adoption or Amendment of Comprehensive Plan or Facility Plan (Form Z)
<input type="checkbox"/> Historic Certificate of Appropriateness – Minor (Form L)	<input type="checkbox"/> Master Development Plan (Form P1)	<input type="checkbox"/> Adoption or Amendment of Historic Designation (Form L)
<input type="checkbox"/> Alternative Signage Plan (Form P3)	<input type="checkbox"/> Historic Certificate of Appropriateness – Major (Form L)	<input type="checkbox"/> Amendment of IDO Text (Form Z)
<input type="checkbox"/> Minor Amendment to Site Plan (Form P3)	<input type="checkbox"/> Demolition Outside of HPO (Form L)	<input type="checkbox"/> Annexation of Land (Form Z)
<input type="checkbox"/> WTF Approval (Form W1)	<input type="checkbox"/> Historic Design Standards and Guidelines (Form L)	<input type="checkbox"/> Amendment to Zoning Map – EPC (Form Z)
	<input type="checkbox"/> Wireless Telecommunications Facility Waiver (Form W2)	<input type="checkbox"/> Amendment to Zoning Map – Council (Form Z)
		Appeals
		<input checked="" type="checkbox"/> Decision by EPC, LC, ZHE, or City Staff (Form A)

APPLICATION INFORMATION

Applicant: Santa Barbara Martinez town N.A.	Phone: (505) 270-7716
Address: 1420 Edith NE, #9	Email: sbmartinetown@gmail.com
City: Albuquerque NM State: NM	Zip: 87102
Professional/Agent (if any): Loretta Nararajo Lopez	Phone: (505) 270-7716
Address: 1127 Walter NE	Email:
City: Albuquerque NM State: NM	Zip: 87102
Proprietary Interest in Site: ~	List all owners:

BRIEF DESCRIPTION OF REQUEST

Appeal approval of a Safe Outdoor Space at 1250 Menaul NE in MTSB Neighborhood

SITE INFORMATION (Accuracy of the existing legal description is crucial! Attach a separate sheet if necessary.)

Lot or Tract No.:	Block:	Unit:
Subdivision/Addition:	MRGCD Map No.:	UPC Code: 101505924089
Zone Atlas Page(s): H-152	Existing Zoning: NR-LM/MX-M	Proposed Zoning: NR-LM 319
# of Existing Lots: 2	# of Proposed Lots:	Total Area of Site (acres): 11.7263 CA

LOCATION OF PROPERTY BY STREETS On Menaul NE AC

Site Address/Street: 1250 Menaul NE Between: L-25 Frontage Rd and: Edith NE

CASE HISTORY (List any current or prior project and case number(s) that may be relevant to your request.)

AC-22512

Signature: Loretta Nararajo Lopez	Date:
Printed Name: Loretta Nararajo Lopez	<input checked="" type="checkbox"/> Applicant or <input checked="" type="checkbox"/> Agent

FOR OFFICIAL USE ONLY

Case Numbers	Action	Fees	Case Numbers	Action	Fees

Meeting/Hearing Date:	Fee Total:
Staff Signature: 007	Project #

FORM A: Appeals

Complete applications for appeals will only be accepted within 15 consecutive days, excluding holidays, after the decision being appealed was made.

- APPEAL OF A DECISION OF CITY PLANNING STAFF (HISTORIC PRESERVATION PLANNER) ON A HISTORIC CERTIFICATE OF APPROPRIATENESS – MINOR TO THE LANDMARKS COMMISSION (LC)
- APPEAL OF A DECISION OF CITY PLANNING STAFF ON AN IMPACT FEE ASSESSMENT TO THE ENVIRONMENTAL PLANNING COMMISSION (EPC)
- APPEAL TO CITY COUNCIL THROUGH THE LAND USE HEARING OFFICER (LUHO)

___ Interpreter Needed for Hearing? ___ if yes, indicate language: _____

___ A Single PDF file of the complete application including all documents being submitted must be emailed to 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 A at the front followed by the remaining documents in the order provided on this form.

___ Project number of the case being appealed, if applicable: _____

___ Application number of the case being appealed, if applicable: _____


Type of decision being appealed: Temporary Use Permit / Safe Outdoor Space

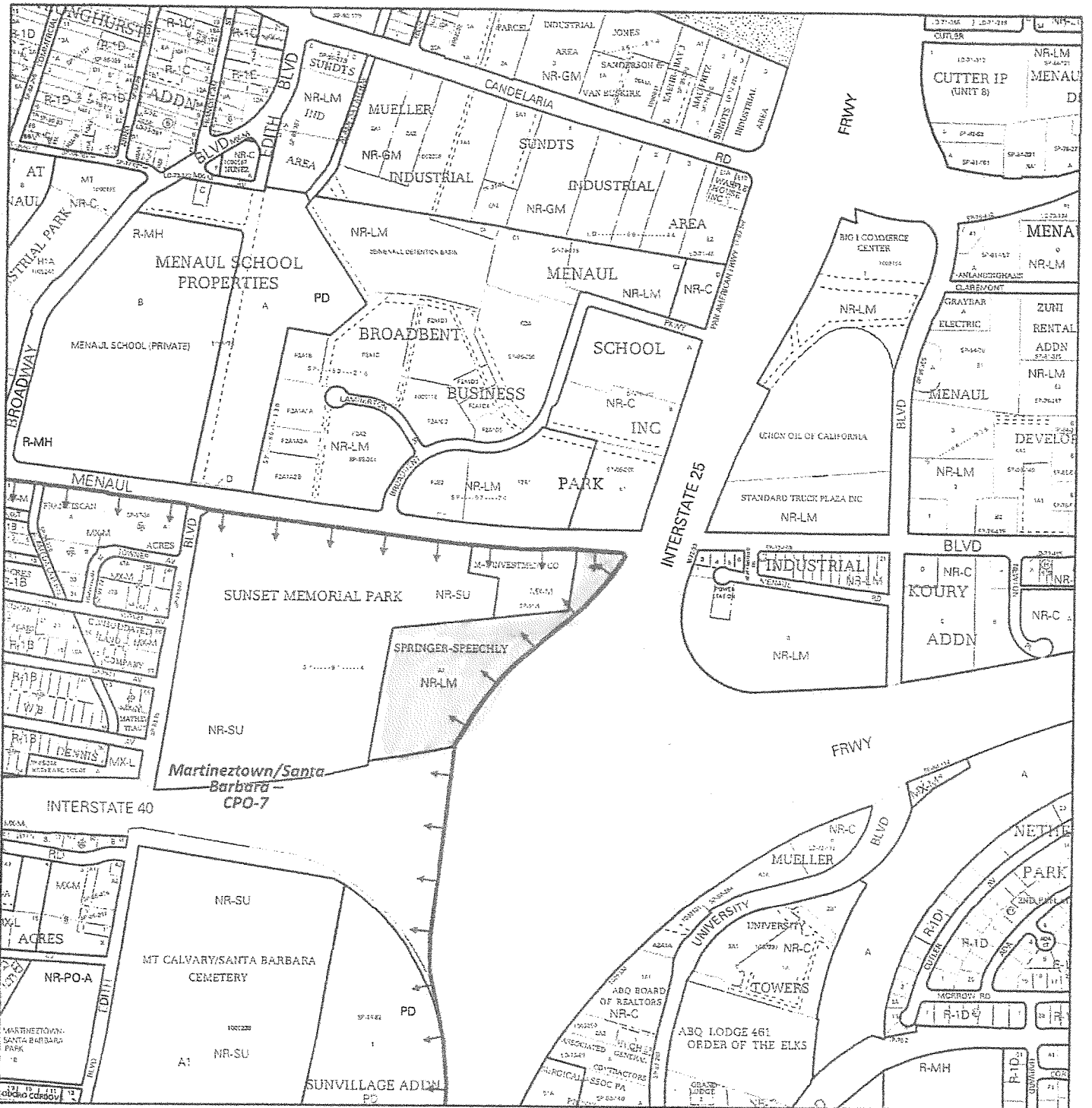
Letter of authorization from the appellant if appeal is submitted by an agent

Appellant's basis of standing in accordance with IDO Section 14-16-6-4(V)(2)

Reason for the appeal identifying the section of the IDO, other City regulation, or condition attached to a decision that has not been interpreted or applied correctly, and further addressing the criteria in IDO Section 14-16-6-4(V)(4)


Copy of the Official Notice of Decision regarding the matter being appealed

<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 or hearing, if required, or otherwise processed until it is complete.</i>	
Signature: <u>Loretta Navarajo Lopez</u>	Date: <u>12-20-22</u>
Printed Name: <u>Loretta Navarajo Lopez</u>	<input checked="" type="checkbox"/> Applicant or <input checked="" type="checkbox"/> Agent
FOR OFFICIAL USE ONLY	
Case Numbers: _____	Project Number: _____
Staff Signature: _____	
Date: _____	

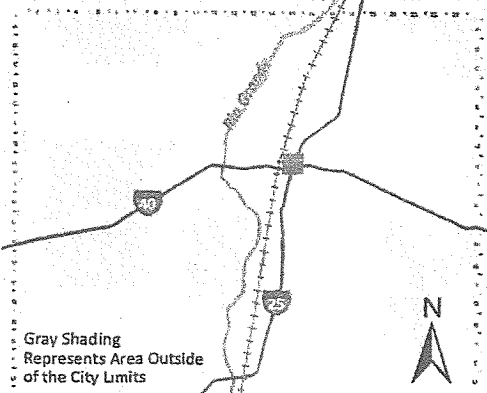


For more details about the integrated Development Ordinance visit: <http://www.cabq.gov/planning/codes-policies-regulations/integrated-development-ordinance>

IDO Zone Atlas May 2018



IDO Zoning information as of May 17, 2018
The Zone Districts and Overlay Zones are established by the Integrated Development Ordinance (IDO).



Gray Shading
Represents Area Outside
of the City Limits

Zone Atlas Page:
H-15-Z

- Easement
- Escarpment
- Petroglyph National Monument
- Areas Outside of City Limits
- Airport Protection Overlay (APO) Zone
- Character Protection Overlay (CPO) Zone
- Historic Protection Overlay (HPO) Zone
- View Protection Overlay (VPO) Zone

0 250 500 1,000 Feet

**CITY OF ALBUQUERQUE
PLANNING DEPARTMENT**

**IN THE MATTER OF THE APPLICATION OF
DAWN LEGACY POINT APPLICATION FOR
SAFE OUTDOOR SPACES FOR 1250 MENTAL NE
ALBUQUERQUE, NEW MEXICO**

**SANTA BARBARA MARTINEZ TOWN NEIGHBORHOOD ASSOCIATION APPEAL
OF PLANNING DEPARTMENT GRANTING DAWN LEGACY POINTE APPLICATION
FOR “SAFE OUTDOOR SPACE” AT 1250 MENTAL NE, ALBUQUERQUE, NM**

The Santa Barbara Martinez Town Neighborhood Association (SBMTNA), by and through its elected and duly authorized President Loretta Naranjo Lopez and appeals the approval of the City of Albuquerque Planning Department’s approval of the Dawn Legacy Pointe application for a “Safe Outdoor Space” homeless encampment to be located at 1250 Menaul NE.

IDO APPEAL PROVISIONS, STANDING AND TIMELINESS

1. This appeal is being brought and filed by SBMTNA pursuant to the Integrated Development Ordinance (IDO), Sections 6-4(V) entitled “APPEALS”, Section 6-4(V)(2) entitled “Who May APPEAL”, 6-4(V)(3) entitled Procedure and 6-4(V)(3)(a) entitled “FILING AN APPEAL”, and 6-4(V)(3)(d), Land Use Hearing Officer (LUHO), pages 422 to 429 and any and all other related provisions of the IDO. The link to the IDO is here:

https://documents.cabq.gov/planning/IDO/2021_IDO_AnnualUpdate/IDO-2021AnnualUpdate-2022-07-28-JulyEffective.pdf

2. This appeal is timely filed in that it is being brought within 15 days of the Planning Department approval of the Dawn Legacy Pointe application for a “Safe Outdoor Space” to be located at 1250 Menaul NE.

3. The Santa Barbara Martinez Town Neighborhood Association (SBMTNA) has standing to bring this appeal because it is a Neighborhood Association where residential property owners reside and that is being affected on the basis of proximity for of the decision made by the planning department to grant the application for a Safe Outdoor Space. (See Section 6-4(V)(2)(a) (5) of the IDO.)

PROPERTY SUBJECT OF APPEAL IS CITY OWNED LAND

4. The real property the Planning Department has approved for a Safe Outdoor Space is located 1250 Menaul NE. The property consists of more than 15 acres in two plots. One plot is 11.73 acres plot and a second plot is 3.89 acres. Both plots are owned by the city of Albuquerque and have a combined assessed value of \$4,333,500.

5. According to Bernalillo County Assessor's Office records reviewed, the City of Albuquerque owns the land and following are the plot numbers and assessed value of the property (see attached Plats from Bernalillo County):

Parcel ID Property 1 located at 1205 Menaul, NE:
Plot Number 101505924018931414CA
City of Albuquerque
11.7263 acres including a warehouse
\$3,061,100.00

Parcel ID Property 2 located 1205 Menaul, NE:
Plot Number 101505927224131420CA
City of Albuquerque
TR1 PLAT OF TR1 LANDS OF M-T INVESTMENT
3.8890 acres
\$1,272,400
5,717 sq. ft. warehouse is on the property, assessed value unknown.

1. The property is zoned NR-LM. NR-LM stands for "NON-RESIDENTIAL – LIGHT MANUFACTURING ZONE DISTRICT (NR-LM)" Section 2-5(C)(1) of the Integrated Development Ordinance (IDO) provides that *"the purpose of the NR-LM zone district is to accommodate moderate-intensity commercial, light assembly, fabrication, and light manufacturing uses, while buffering adjacent lower-intensity, Residential and Mixed-use zone districts from the traffic, noise, and other impacts of those uses."*

Page 49 of the Integrated Development Ordinance found here:

https://documents.cabq.gov/planning/IDO/2021_IDO_AnnualUpdate/IDO-2021AnnualUpdate-2022-07-28-JulyEffective.pdf

2. Allowable uses for the property zoned NR-LM are provided in table 4-2-1 of the Integrated Development Ordinance. Table 4-2-1 lists "Safe Outdoor Spaces" as a CT (Conditional Primary, Temporary use) for property zoned for mix use and T (Temporary) use on property zoned "non-residential".

CHRONOLOGY AND BACKGROUND

3. On June 6, the City Council enacted a series of amendments updating the Integrated Development Ordinance (IDO). One of the amendments was the "Safe Outdoor Spaces" amendment. "Safe outdoor spaces" are organized, managed homeless encampments with 40 designated spaces for tents that allows for upwards of 50 people, require hand washing stations, toilets and showers, require a management plan, 6-foot fencing and social services offered. The Integrated Development Ordinance (IDO) sets a limit of two in each of the city's 9 council districts. The cap does not apply to religious institutions.

4. The legislation passed on a 5 to 4 vote. Voting YES to allow Safe Outdoor Spaces were Democrats Isaac Benton, Pat Davis and Tammy Feibelkorn and Republicans Brook Bassan and Trudy Jones. Voting NO were Republicans Dan Lewis, Renee Grout and Democrats Louis Sanchez and Klarissa Pena. Mayor Tim Keller signed off on the legislation making it law.

5. Under the enacted amendment Safe Outdoor spaces are allowed in some non-residential and mixed-use zones and must be at least 330 feet from zones with low-density residential development. Under the IDO amendment, Safe Outdoor Spaces are allowed for up to two years with a possible two-year extension. The property at 1250 Menaul is next to low-density housing within the 330 feet requirement. The ZHE needs to deny based on violation of this requirement.

6. On June 22, after tremendous public outcry and objections to Safe Outdoor Spaces by her constituents, Republican City Councilor Brook Bassan, who had voted “YES” and previously voiced support for safe outdoor spaces, did an about face and changed her mind and introduced legislation to repeal the IDO amendment. Bassan introduced two bills.

7. One bill introduced would stop the city from accepting or approving safe outdoor space applications and the other will eliminate “safe outdoor spaces” from the zoning code altogether. Bassan wants to bar the city from accepting or approving Safe Outdoor Space applications for a full year unless it officially removes them from the zoning code sooner than that.

8. During the June 22 meeting the council did not act on the 2 bills and failed to enact the legislation that was to provide for rules and regulations promulgated by the Keller Administration for “Safe Outdoor Spaces”. June 22 was the last meeting of the City Council before it went on “summer break” until August 1.

9. The city council’s failure on June 22 to take any action on either the bills stopping the application process or repealing the land use resolution resulted in “Safe Outdoor Spaces” becoming a permissible land use on July 28. This allowed a very short time period of 3 weeks to allow individuals and organizations to apply for Safe Outdoor Spaces.

10. On June 6, the City Council placed Item J for R-22-36 on the Agenda: Directing the City to Develop Operating Procedures for Safe Outdoor Spaces (Fiebelkorn, Benton, Davis). Attached was a pdf document R-36 with the following instructions:

SECTION 1. The Family and Community Services Department, the Environmental Health Department and the Albuquerque Community Safety Department, and/or any other relevant department as determined by the City Administration, are directed to develop operating procedures for Safe Outdoor Spaces that promote the health, safety, and welfare of the served population, while helping to mitigate potential impacts on the surrounding communities. The operating procedures for safe outdoor spaces should, at a minimum, address the following:

1. Management plans or security agreements to ensure the safety of 1 individuals occupying the designated spaces.

11. The June 6, 2022 Minutes indicate that a motion was made by Councilor Fiebelkorn that this matter be postponed to June 22, 2022. The motion carried by the following vote: For – Bassan, Benton, Fiebelkorn, Grout, Jones, Lewis, Pena, and Sanchez. Excused - Davis

12. On June 22, the City Council placed Item G for R-22-36 on the Agenda, directing the City to Develop Operating Procedures for Safe Outdoor Spaces (Fiebelkorn, Benton, Davis). Attached was a pdf document R-36 with the following instructions:

SECTION 1. The Family and Community Services Department, the Environmental Health Department and the Albuquerque Community Safety Department, and/or any other relevant department as determined by the City Administration, are directed to develop operating procedures for Safe Outdoor Spaces that promote the health, safety, and welfare of the served population, while helping to mitigate potential impacts on the surrounding communities. The operating procedures for safe outdoor spaces should, at a minimum, address the following:

1. Management plans or security agreements to ensure the safety of 1 individuals occupying the designated spaces.

13. The June 22 Minutes state “a motion was made by Councilor Fiebelkorn that this matter be postponed to **June 22, 2022**. The motion carried by the following vote: For – Bassan, Benton, Fiebelkorn, Grout, Jones, Lewis, Pena, and Sanchez. Excused – Davis

Note: The motion was made to postpone to June 22, 2022 on June 22, 2022.

14. On August 1, 2022, the City Council met; however Agenda Item for R-22-36: Directing the City to Develop Operating Procedures for Safe Outdoor Spaces that had been postponed on June 6, 2022 to June 22, 2022; and postponed on June 22, 2022 to the same date, was not on the Agenda.

15. On August 15, 2022, the City Council met to establish a Moratorium for Safe Outdoor Spaces, listed on the Agenda as item R-22-56. The August 15, 2022 Agenda does not include an item for R-22-36 Directing the City to Develop Operating Procedures for Safe Outdoor Spaces. So the item that was introduced on June 6 that required ‘the Family and Community Services Department, the Environmental Health Department and the Albuquerque Community Safety Department, and/or any other relevant department as determined by the City Administration, to develop operating procedures for Safe Outdoor Spaces that promote the health, safety, and welfare of the served population, while helping to mitigate potential impacts on the surrounding communities’ that would address procedures for management plans or security agreements to ensure the safety of individuals occupying the designated spaces to be submitted with Safe Outdoor Spaces applications was not continued as an action item for the City Council to vote on. Therefore, the City has not developed any operating procedures for management plans or security agreements.

16. On August 8, according to the city’s website that provides the listing and locations for the applications for “Safe Outdoor Spaces”, the City of Albuquerque Planning Department

approved the Dawn Legacy Pointe's application for a new Safe Outdoor Space Homeless campsite to be located at 1250 Menaul, NE. The announced intent of the homeless encampment made by applicants is to provide accommodations for victims of "sex-trafficking victims and exploitation" and other vulnerable populations.

The link to the city web site is here:

<https://cabq.maps.arcgis.com/apps/dashboards/768cc1b5e4404fa1a28db56c2019ee71>

The City Planning Department approved the **Safe Outdoor Space** on city owned property valued at \$4,333,500 to be operated by a third party and subsidized by the City to house women in tents.

17. On October 10, 2022, the Zoning Hearing Examiner remanded the application for Dawn Legacy to the Planning Department. The reason the ZHE remanded the application was based on "To correct the due process violation regarding lack of notice, Planning Staff and the applicants must assure that individual notice is sent to:

All owners, as listed in the records of the Bernalillo County Assessor, of property located partially or completely within 100 feet in any direction of the subject property. *Where the edge of that 100-foot buffer area falls within any public right-of-way, adjacent properties shall be included.* (Emphasis added). Before any administrative decision can be made on Dawn Legacy Pointe's application, this is the minimal notice required in § 6-4(K)(3)(c). As stated above, this notice provision encompasses the notice provision of. Abd under § 6-5(D)(2)3, the applicant must also show subsequent administrative decision within the time specified in the IDO for such appeals. Specifically, for the appeal issues that were not considered herein, an appellant must file a new appeal within the time required after the remand runs its course, but after Staff have made a subsequent administrative decision on the application." The City of Albuquerque never informed the SBMTNA of the initial application and refused to have a Facilitated meeting in person with the residents of Martineztown Santa Barbara Neighborhood.

18. On October 17, 2022, Dawn Legal Pointe submitted a Property Owner Notice for Temporary Use Permit. The notice failed to send notice to all property owners within 100 feet and failed to sent notice the SBMTNA. After SBMTNA informed Dawne Legacy that the neighborhood was inundated with homeless issues which includes crime, needles in all parts of the neighborhood including vandalism, stolen property and destruction of property. The neighborhood does not receive support from the City or State government entities. The City continues to discriminate against the neighborhood and brings homeless into the neighborhood which is detrimental to the health, safety and welfare of the neighborhood.

19. On December 5, 2022, the City Council voted to remove Safe Outdoor Spaces from the Integrated Development Ordinance on 5 to 4 vote. The citizens of Martineztown Santa Barbara expects the Mayor to veto the decision even though the community he represents have spoke loud and clear no Safe Outdoor Spaces.

On December 6, 2022 with disregard to the law and disregard to the residents of Martineztown Santa Barbara, the City accepted the application for Safe Outdoor Space at 1250 Menaul NE.

GROUNDS FOR APPEAL

20 . This appeal is based on the City of Albuquerque Planning Department failure to follow their own policies, procedures and requirements.

21. The City of Albuquerque Planning Department informed the applicant Dawn Legacy Pointe that they did not need to notify the Santa Barbara Martineztown Neighborhood Association in regards to their application for a Safe Outdoor Space.

22. Rodey Law Firm requested a facilitated hearing. The City granted the facilitated meeting. The SBMTNA also requested a FACILITATED MEETING since facilitated meetings are done through the neighborhood association. The City never responded to SBMTNA's request for a facilitated meeting. The facilitator stated that SBMTNA was invited to attend the facilitated meeting. The facilitated meeting was controlled by the applicant and City Homeless Director Elizabeth Holquin. The facilitated meeting was just to allow Brad Day, the consultant for Dawn Legacy a platform to dictate to the opposing side what the party was proposing at 1250 Menaul NE.

NORMAL APPLICATION PROCESS IGNORED

23. Under normal procedures and City Planning precedent, when an application for a "special use" or "conditional use", which includes Safe Outdoor Spaces, is made by a private entity the City Planning Department assigns the application to a zoning hearing examiner to determine if it will be approved. Public notice is then given to surrounding property owners and the general public.

24. A notice of zone change must be posted on the property and adjoining landowners and neighborhood must be given the opportunity to attend and be heard by the zoning hearing officer. The hearing officer decision can be accepted or rejected by a private entity or appeal the decision to the Land Use Planning and Zoning Committee and ultimately the City Council. The city council has the final and ultimate authority. Normally it is a six month to a year process to secure a zone change and it can take even longer.

CITY FAILED TO GIVE NOTICE AND GIVE OPPORTUNITY TO BE HEARD

25. The City of Albuquerque failed to notify the SBMTNA of the Safe Outdoor Space application filed by Dawn Legacy Pointe for 1250 Menaul NE.

26. The General Procedures for Public Notice were ignored (See IDO, Section 14-6-6-4(K)) The City of Albuquerque failed to follow the IDO and have a public hearing with the residents to address the concerns of the neighborhood.

27. The City never refers to the Albuquerque Comprehensive Plan where neighborhoods are protected from Safe Outdoor Spaces.

28. According to the Comprehensive Plan, Neighborhoods provide quality of life and remain distinct, vibrant places to live. Development in established neighborhoods matches existing character and promotes revitalization where desired.

29. Established neighborhoods are protected, preserved, and enhanced. The City fails to protect, protect and enhance the neighborhood. (See Albuquerque Comprehensive Plan 4.1 Community Identity)

30. The Planning Department provided a letter of approval of the permit for a Safe Outdoor Places and deadline for appeal on . The SBMTNA was informed by Brad Day that the permit was approved on Tuesday, August 9, 2022.

31. Since June of 2022 and possibly earlier, City Councilor Brook Basan was informed and has been aware that 1250 Menaul NE was available for Safe Outdoor Spaces. The neighborhoods were never informed of the proposal.

PREFERENTIAL TREATMENT GIVEN

32. The City failed to provide opportunity for the institutions in the neighborhood to apply for neighborhood use of the property. (See City of Albuquerque regulations regarding these procedures.)

33. According to private citizen Brad Day and city employee Elizabeth Holguin, Mr. Day was given insider information and consulted with Department of Family and Community Services on what properties were available for Safe Outdoor Spaces.

34. Brad Day, a private business owner, was assisted and given preferential treatment by the city Planning Department, the City Council and the Family Community Services Department with the Dawn Legacy Pointe application for 1250 Menaul NE for a Safe Outdoor Space.

35. All applicants should have been given time to submit their application and provide an opportunity to be selected. The City of Albuquerque process indicates there were conflicts of interest and should be investigated.

36. According to the City of Albuquerque's Integrated Development Ordinance (IDO), the City Planning Department failed to follow its IDO regulations purpose of the IDO Section 1-3(A) 1-3(A-K). This request does not follow the Albuquerque Comprehensive Plan, Code of Ordinance, or the IDO.

37. The City of Albuquerque failed to provide the protection to all communities, especially those that have been historically underserved.

38. Martinez Town Santa Barbara neighborhood has been historically underserved. Martinez Town Santa Barbara Neighborhood has no protection for the quality and character of its residential neighborhood. This area has been blighted by the City's own hand by not dealing correctly with the homeless.

39. There is no promotion for the economic development and fiscal sustainability of Menaul NE. A Metropolitan Redevelopment Plan has recently been approved for the area and the City continues to ignore the problems of the homeless who are drug addicts and bring criminal elements into the neighborhood. The City does not follow the IDO requirements to Promote small-scale, neighborhood-serving economic development opportunities for the neighborhood

40. The City Planning Department does not address the efficient administration of City land use and development regulations. A city sanctioned tent encampment for the homeless on city owned property in proximately to T-Mobile call center, a cemetery, Menaul Junior High School, and condominiums and R-1 residential development is not in conformity to what is the highest and best use for the city owned property having a high property value.

41. The neighborhood has dealt with crime and filth from the homeless population. The City imposed the Safe Outdoor Space on the neighborhood and fails to protect the health, safety, and general welfare of the Martinez Town Santa Barbara residents.

42. The Safe Outdoor Space fails to provide for orderly and coordinated development patterns in this area.

CITY'S FAILURE TO DEVELOP OPERATING PROCEDURES

43. When the City Council amended the Integrated Development Ordinance (IDO) to include 'Safe Outdoor Spaces' on June 6, 2022, failing to follow-through on directing the City to develop operating procedures or instructions for potential operators of Safe Outdoor Spaces tent encampments that would include management plans or security agreements, it opened the door for creating a 'No Man's Land' with nonstandardized self-created rules.

44. The City's application process posted on its website requires that an operations plan, management plan and security agreement be reviewed and signed by the City of Albuquerque

Family & Community Services Department and included with the application for Safe Outdoor Spaces.

45. But the Albuquerque City Council, while initially planning for operating procedures on June 6 and then removing the motion to provide operating procedures from that evening's City Council Agenda, and failing to properly vote on any subsequent motion to require procedures be written, but approving an Amendment to the IDO that establishes encampments, has created a deficient process.

46. The City Council has thus failed to provide direction to the City departments charged with approving or disapproving Safe Outdoor Spaces applications and has allowed approvals to be made without any kind of objective, standards-based decision-making process. Thus, the City Council has created a pathway for a sloppy and potentially biased approval process with loopholes that would allow approval of applications based on favoritism and disapproval of applications based on possible personal grudges or management-based bias.

47. It is unconscionable that the City Council would put its citizens in a position that is ripe for cronyism or discrimination. By failing to provide standardized rules and regulations for city sanctioned encampments, the required regulations submitted can be approved or disapproved subjectively.

48. With no standard in the content and requirements for management and site security, there will be no oversight or guarantee of safety for residents of the encampments. By not providing direction to the City to develop operating procedures for the Safe Outdoor Spaces applicant Dawn Legacy Pointe for the proposed encampment at 1250 Menaul Boulevard, the City Council has removed the City from having to provide a standard of fairness in approval or disapproval of applications.

49. In effect, what this has done, has put into place a policy by omission: no standardized rules and regulations for running the encampments were established because the City Council failed to instruct the City to write the procedures for the Safe Outdoor Spaces operating agreement with an appropriate management plan that includes a security plan. The result is a potential for disaster on every level.

50. It is impossible for the City of Albuquerque Family & Community Services Department to make an objective determination on whether a Safe Outdoor Spaces encampment will provide security and safety for individuals occupying the designated spaces without having operating procedures with guidelines for operation of the sites.

51. Without City provided directives, there is no accountability from anyone on the City's Administrative Staff. Dawn Legacy Pointe did not receive City written or City developed operating procedures because these procedures did not exist when Dawn Legacy Pointe made application.

PLAGERIZED OPERATING PROCEDURES

52. In lieu of having City developed operating procedures, Dawn Legacy Pointe copied the operating procedures of a nonprofit unsanctioned encampment in another city and the City accepted these operating procedures. And since these rules were not developed by the City of Albuquerque administrative staff in the Family and Community Services Department, the Environmental Health Department and the Albuquerque Community Safety Department and/or any other relevant department, it is impossible to assign accountability for lapses in fiscal and/or physical safety for the project. This is a slip shod way of doing business at best. At worst, it opens the door to allowing dangerous management practices without proper security in place.

53. The City is completely irresponsible in accepting the first Safe Open Spaces application with documents prepared for use by residents of an encampment in another city. Dawn Legacy Pointe submitted a Camp Hope Participant Assumption of Risk and Waiver of Liability Relating to Coronavirus/COVID 19 for an encampment located in Mesilla Valley. Albuquerque is not located in Mesilla Valley. The City of Albuquerque accepted this document, even though it is not enforceable in Albuquerque, NM.

54. The City accepted a list of agreements document submitted by Dawn Legacy Pointe for its residents' compliance. The document allows sex offenders to reside at the Safe Outdoor Spaces at 1250 Menaul Boulevard. Having a potential clientele of sex trafficked women and a stated mission of providing protection after the rescue of these women, Dawn Legacy Pointe has submitted and received approval for a document that allows sex offenders "provided they are registered with the LCPD Sheriff's Department." Note: this provides absolutely zero protection for encampment residents of Dawn Legacy Pointe in Albuquerque.

55. It simply means that sex offenders can be in the encampment and in close proximity to the sex trafficked women as well as unsuspecting neighbors. This population includes students at Menaul Middle School, which is within walking distance of the encampment. The document also states schools within one mile must be notified when a sex offender is in residence.

56. This document has been submitted, accepted and approved by the City of Albuquerque and as it stands, it presents a huge risk to residents in the immediate and surrounding neighborhood (as well as encampment residents).

57. The City apparently can and will accept any document as an acceptable part of an application and will do so without question, because they signed off on this attachment to Dawn Legacy Pointe's application without picking up on a single red flag.

58. There is only one way to describe this dereliction by the City Council and City of Albuquerque: the City Council has created a potentially dangerous condition by not providing needed direction with the Amendment to the IDO. Both the City Council and City Administration have jointly created a condition that is beyond 'unsafe' and the agencies that are charged with ensuring safety to Martinez Town Santa Barbara have abdicated their duties. There is no security operation on earth that can protect residents of a tent encampment from a sex offender: there is no housing with a door to lock and bar.

ON SITE SECURITY PLAN DEFICIENT

59. The security plan for Dawn Legacy Pointe does not provide an example of how the encampment will be protected with on-site security. The City's website that provides instructions for SOS encampment applications states that applicants must provide a 'Safe Outdoor Spaces Operational Security Plan.'

60. The criteria for the 'plan' include that the SOS will have an On-Site Manager and Assistant. The public was told by Brooke Bassan, when she initially campaigned for Safe Outdoor Spaces, that the SOS encampments would have 24 hour management - but the application wording does not nail this down as a requirement.

61. The wording is ambiguous: it states the SOS Manager is offsite after hours. Thus, a site manager is not present for 24 hours as promised. And without an on-site manager for the entire 24 hours, there is no guarantee that rules and regulations will be followed. The security agreement for Dawn Legacy Pointe that was accepted by the City states that the manager will have a cell phone in the case the police need to reach him or her.

62. Response time from the Albuquerque Police Department is notoriously slow. Rules may or may not be broken while the 'manager' is absent but security will not be provided. The City has accepted a management plan without the required security agreement and it is a plan for instability.

63. The residents of Dawn Legacy Pointe will not be safe without managers present for 24 hours. Nor will the neighborhood be safe. Worse still, the City of Albuquerque is off the hook for enforcement of rules that they did not create. All the encampments will be 'self-regulated' as we head into a virtual 'no man's land.' The neighborhood can expect to be less safe having a Safe Outdoor Spaces encampment as its newest resident.

CITY CREATING PUBLIC NUISANCE

64. The proposed Safe Outdoor Space use is considered by the SBMTNA as a nuisance, it will bring negative impacts to the neighborhood, reduce property values and interfere with the neighborhood peaceful use and enjoyment of their properties. The City is not providing protection from possible nuisances and hazards and to otherwise protect and not improving the public health. According to Albuquerque Code Ordinance, Chapter 11, Morals and Conduct, Section 11-1-1-10 PUBLIC NUISANCES are PROHIBITED.

65. New Mexico statute defines a "public nuisance" as consisting "of knowingly creating, performing or maintaining anything affecting any number of citizens without lawful authority which is either:

- A. Injurious to public health, safety and welfare; or
- B. Interferes with the exercise and enjoyment of public rights, including the right to use public property.

Whoever commits a public nuisance for which the act or penalty is not otherwise prescribed by law is guilty of a petty misdemeanor.”

(30-8-1, NMSA 1978, Public Nuisance defined).

66. The City’s nuisance abatement ordinance defines nuisance as:

“Any parcel of real property, commercial or residential, ... on which ... illegal activities occur, or which is used to commit conduct, promote, facilitate, or aide the commission of ... any [delineated crimes, including illicit drugs and prostitution]”

67. The city’s nuisance abatement ordinance prohibits “public nuisances” as follows:

“It shall be unlawful for any owner, manager, tenant, lessee, occupant, or other person having any legal or equitable interest or right of possession in real property ... or other personal property to intentionally, knowingly, recklessly, or negligently commit, conduct , promote, facilitate, permit, fail to prevent, or otherwise let happen, any public nuisance in, on or using any property in which they hold any legal or equitable interest or right of possession.”

(11-1-1-10 PUBLIC NUISANCES PROHIBITED, City of Albuquerque.)

68. The City of Albuquerque’s Uniform Housing Code also defines “nuisance” as:

- “(1) Any nuisance known at common law ...
- (2) Any attractive nuisance which may prove detrimental to children whether in a building, on the premises of a building, or upon an unoccupied lot. ...

- (3) Whatever is dangerous to human life or is detrimental to health, as determined by the health officer.
- ...

- (6) Inadequate or unsanitary sewage or plumbing facilities
- (7) Any violation of the housing standards set forth in this code.”

(14-3-1-4 ROA 1994 of Housing Code, Definitions)

69. The City of Albuquerque Planning Department and Solid Waste Department is knowingly allowing the creation of a public nuisance such as the Safe Outdoor Space in the Martinez Town Santa Barbara Neighborhood and should be held accountable. The Planning Departments actions is tantamount to the City allowing Coronado Park to become the city's defacto city sanctioned homeless encampment in violation of the city's own public nuisance law and city ordinances.

DEVELOPMENT PROSSESSES IGNORED

70. The City of Albuquerque Planning Department did nothing to provide processes for development decision of 1250 Menaul NE to ensure a balance of the interests of the City, property owners, residents, and developers and ensure opportunities for input by affected parties.

71. According to the IDO, 1250 Menaul NE the Safe Outdoor Spaces requires Administrate and Enforcement, Part 14-16-6, requires a Public Hearing 6-6(C)(1): applicability an expansion of a nonconforming use or structure is regulated under the IDO 6-6(C), page 465.

72. The property owner failed to deal with the nonconformance portion of property that is zoned MX-M zone and request a conditional use in front of the Zoning Hearing Examiner. The permit and the recommended Safe Outdoor Space are moot. *(See IDO, Nonconforming site features may not be expanded. No nonconforming use or structure may be expanded unless an approval under this Subsection 14-16-6-6(C) is obtained by the property owner or applicant.)*

73. The City's explanation that they didn't need to deal with the nonconformance is that they would not use the portion of the property zoned MX-M. The City of Albuquerque cannot deny the patrons of this proposed use will need to enter on the MX-M portion of the land and on the site plan the lease is using the MX-M for the dumpster and parking. This expansion of nonconformance confirms the use of the land. The City illustrates in the plan the expansion is necessary and intentional bypasses the nonconformance requirements. (See Attached Site Plan)

74. The users on this site will need to walk to Second Street to obtain their meals. The expansion of pedestrian and transit will negatively impact the neighborhood. Menaul Boulevard is already a congested area. The transit buses cause problems to the foundation of the homes. There have been studies by the City of Albuquerque regarding the impacts of the buses on the residential area.

DETERMENTAL IMPACT ON MARTINEZ TOWN SANTA BARBARA

75. The Martinez Town Santa Barbara historic residential area is bounded on the north by Menaul Blvd NE, on the east by I-25, the south the railroad tracks and the west the railroad tracks. Experience of these types of tents has shown the neighborhood residents and businesses that Safe Outdoor Spaces will be a nuisance.

77. All over the neighborhood including the streets and sidewalks tents are setup. The homeless throw trash all over the neighborhood. The parks are destroyed with feces where the children play, the picnic tables are burned or destroyed, garbage cans are graffiti on or burnt, and graffiti is written all over the neighborhood, etc.

78. Neighbors have moved out of the neighborhood due to fear from homeless entering their yards. One neighbor was assaulted while purchasing gas and others have had homeless enter their home, or cars stolen in broad daylight. Dwellings have been burnt, the trash can owned by the church was burnt to the ground and windows have been broken at the church. At the La Amistad, there was a break in and items stolen.

79. Martinez Town Santa Barbara continues to be neglected by the City. In order to protect the Martinez Town Santa Barbara Neighborhood, the City is required by law to zone the historical residential land uses R-1 to provide equal protection that all residents receive under this zone. The City also needs to provide a multi-purpose community center, programs and services that are already allocated to all residential areas of the City.

80. The City of Albuquerque needs to stop the racist discrimination against Martinez Town Santa Barbara. The City Council and the Mayor need to stop the concentration of homeless services and programs and Safe Outdoor Spaces in the Martinez Town Santa Barbara Neighborhood and surrounding area.

ANNOUNCE USE FOR SAFE OUTDOOR SPACE

81. Dawn Legacy Pointe has made it clear that it intends to provide accommodations for “sex-trafficking victims” and other vulnerable populations at the location. Kylea Good, the Board Chair of Dawn Legacy Point, said it would likely be easy to find people and most likely women, though it will not exclude men, willing to stay at the camp. She said she hoped to have the encampment up and running by October and she told the Journal:

“I wouldn’t be surprised if we maxed out. The truth of the matter is it’s not like we’re looking at just one area. There’s a lot of [human] trafficking and exploitation that goes on around that area of Menaul, but you have a whole city that is dealing with it.”

82. Brad Day, a local businessman and advocate for safe outdoor spaces, is advising Dawn Legacy Pointe. He told the Journal:

“We did all the documents, and now what we’re going to do is basically work on the logistics of getting all the stuff we need, the tents, the sleeping bags, the air mattresses, get the fence built.”

The link to the full unedited Journal news article is here:

<https://www.abqjournal.com/2521238/city-sees-1st-application-for-safe-outdoor-space.html>

83. When the words “**trafficking and exploitation**” are used, what is meant are woman who are victims of crime such as kidnapping or forced prostitution. What Dawn Legacy wants to provide are tents in city sanctioned encampments to women who have already been victimized believing somehow that it is compassionate when such women need actual and permanent housing that is safe and secured and not living in a tent.

ENCAMPMENT WILL HAVE DETERMENTAL EFFECT ON NEIGHBORHOOD

84. Within 100 feet is the Villa Condominium Community, a planned residential development and just west the Sunset Memorial Park and Edith is residential housing zoned R-1. Furthermore, less than a half mile from the vacant land located at **1250 Menaul Blvd, NE** and within walking distance from the property is Menaul School, a private boarding school for 6th to 12th graders. Directly across the street from the property is the T-Mobile Call Center and a Quality Inn & Suites. Going West on Menaul and one block from the property is Carrington College and two apartment complexes.

85. At Sunset Memorial Park, workers daily patrol the grounds, monitoring the activity of homeless people who have taken to lounging in the various meditative shelters provided for grieving families. The homeless are known to use the various fountains throughout the park to wash themselves or use the fountains as a toilet, despite there being easy-to-find portable toilets located at the northeast end of the park.

<https://www.abqjournal.com/2523606/cemeteries-lament-bathing-camps-on-grounds.htm>

86. Directly West and bordering the property is Sunset Memorial Park and Cemetery. Immediately East of the Freeway is the massive TA Travel Truck Stop on University that can accommodate parking of upwards of 150 semitrucks. Within law enforcement circles, the truck stop is known for prostitution and illicit drug activity. Immediate south of the truck stop on University Blvd is the Crown Plaza Hotel. It’s ironic that a few years ago it was proposed that the city buy the Crown Plaza Hotel for about \$8 million and dedicate it as a homeless shelter.

87. It’s the actual location of **1205 Menaul, NE** that is the most troubling. The encampment will become a magnet for crime and prostitution or illicit drug trade given that it is in close proximity to a truck stop known for prostitution and illicit drug activity amongst law enforcement. The location is directly across the street from a major call center and a Quality Inn & Suites and within walking distance of Menaul Boarding School and apartments. Occupants of the Safe Outdoor spaces are not confined and are free to go and come as they please and could easily wind up uninvited wherever they want to go, including the truck stop, and disrupt the peaceful use and enjoyment at any one of those locations or engage in illicit activity themselves.

ARGUMENTS MADE BEFORE ENVIRONMENTAL PLANNING COMMISSION TO REPEAL SAFE OUTDOOR SPACES

On Thursday, September 15, the City's Environmental Planning Commission (EPC) voted to eliminate **Safe Outdoor Spaces** from the Integrated Development Ordinance (IDO). The hearing involved a very detailed analysis of the legislation calling for elimination of **Safe Outdoor Spaces** from the IDO. The analysis went through numerous provisions of the IDO. It identified how **Safe Outdoor Spaces** violated the IDO provisions and the spirit and intent of the IDO. During the course of the September 15 hearing, and after the legislative analysis, the public was allowed to speak, with each speaker given a mere 2 minutes. The overwhelming majority of the testimony given by members of the general public was in opposition to **Safe Outdoor Spaces**. Representatives from neighborhood associations, including the Santa Barbara Martinez town Neighborhood Association, Wells Park Neighborhood Association and the Greater Albuquerque Business Alliance, a coalition of downtown businesses, testified in opposition to **Safe Outdoor Spaces**. The arguments made by those opposed to **Safe Outdoor Spaces** are the following:

1. The City Council amendment for **Safe Outdoor Space** is not well planned out. **Safe Outdoor Spaces** will not be safe despite security plans and will be magnets for crime.
2. **Safe Outdoor Spaces** in the form of *"tent encampments for the homeless"* constitute temporary housing that has been found to be the least effective means with dealing with the homeless. Many city's that once embraced city sanctioned homeless encampment such as tent encampments are abandoning them in favor of more permanent housing.
3. **Safe Outdoor Spaces** will be detrimental to the neighborhoods and surrounding business and interfere with the peaceful use and enjoyment of property, both private and public property, and will reduce property values and interfere with redevelopment efforts.
4. The **Safe Outdoor Spaces** provisions are not in conformity and contradict the numerous provisions of the Integrated Development Ordinance (IDO), including relating to **"higher and best use"** of property and the intent and goal of the IDO to have reasonable, responsible redevelopment provisions that do not hinder development.
5. Annual updates and amendments to the IDO, such as is the case with **Safe Outdoor Spaces**, are enacted without public support or input. The Integrated Development Ordinance (IDO) annual amendment process undertaken by the City Council is seriously flawed and is defective and does not allow for community input for major types of amendments affecting communities, such as **Safe Outdoor Spaces**. There is no complete review of data coming from the Planning Department to the EPC for IDO Amendments. Substantive amendments to the

IDO are not being fully investigated and vetted by the Planning Department for recommendations to EPC as was the case with **Safe Outdoor Spaces**.

6. **Safe Outdoor Spaces** as adopted City Wide will be catastrophic to business districts. A good example given is the Menaul Metropolitan Redevelopment Area (MRA) Plan, an area where the Dawn Legacy homeless encampment will be if allowed. The Menaul Blvd corridor within the MRA boundaries is identified as blighted, with shuttered buildings, business that have closed, with no ability to attract new capital investment. A study and survey involving the Menaul MRA identified the homeless impact to businesses as a top problem by **93%** and crime at **97%**. The homeless issues identified by the Menaul MRA study are not unique. There are 20 other MRAs identified within the City that are also subject to the same *“systemic homeless”* crises.

7. The Keller Administration has adopted a housing first policy when it comes to dealing with the homeless crisis. **Safe Outdoor Space** encampments violates the city’s “housing first” policy by not providing a form of permanent housing. **Safe Outdoor Spaces** violates the city’s **“Housing First”** policy jeopardizing millions of dollars in federal funding by offering temporary housing and tent encampments to the homeless. In the 2021 fiscal year, the city spent \$40 million and in the 2022 fiscal year will be spending \$60 million to assist the homeless and much of the federal funding will be placed in jeopardy because of Safe Outdoor Spaces.

8. **Safe Outdoor Spaces** are nuisances and are in violation of city ordinances dealing with nuisance abatement on real property, especially property owned by the city.

Editor’s Note: The City of Albuquerque has one of the strongest nuisance abatement ordinances in the country. It is differentiated from all others by defining a nuisance in term of real property. It defines public nuisance as:

“Any parcel of ... real property, commercial or residential, ... on which ... illegal activities occur, or which is used to commit, conduct, promote, facilitate, or aide the commission of ... any [felony or misdemeanor, including illicit drugs and prostitution]”

The city’s nuisance abatement ordinance prohibits “public nuisances” as follows:

“It shall be unlawful for any owner, manager, tenant, lessee, occupant, or other person having any legal or equitable interest or right of possession in real property ... or other personal property to intentionally, knowingly, recklessly, or negligently commit, conduct, promote, facilitate, permit, fail to prevent, or otherwise let happen, any public nuisance in, on or using any property in which they hold any legal or equitable interest or right of possession.”

The link to review the entire ordinance is here:

https://codelibrary.amlegal.com/codes/albuquerque/latest/albuquerque_nm/0-0-0-99818

FINDINGS OF THE ENVIRONMENTAL PLANNING COMMISSION

On September 15, 2022, the Environmental Planning Commission (EPC) voted to forward a recommendation of APPROVAL to the City Council for the removal of all references to Safe Outdoor Spaces in the Integrated Development Ordinance. Quoting the ruling, the EPC made the following specific findings:

1. *"The request is generally consistent with the following, applicable articles of the City Charter:*

Article I, Incorporation and Powers: Enacting a bill to revise and supersede the text of the Integrated Development Ordinance (IDO)

Article IX, Environmental Protection: Removing references to Safe Outdoor Spaces (SOS) in the IDO generally expresses the Council's desire to ensure the proper use and development of land and maintain an aesthetic and humane urban environment City-wide.

Article XVII, Planning – Section 1: Amending the IDO is an instance of the Council exercising its role as the City's ultimate planning and zoning authority. The IDO will help implement the Comprehensive Plan and ensure that development in the City is consistent with the intent of any other plans and ordinances that the Council adopts."

2. *"The request is generally consistent with the following, applicable Comprehensive Plan Goals and Policies from Chapter 4: [dealing with] Community Identity:*

Character: Enhance, protect, and preserve distinct communities.

The request to remove Safe Outdoor Spaces (SOS) from the IDO would generally help to enhance, protect, and preserve distinct communities because it would ensure that SOS are no longer allowed City-wide. However, SOS are only allowed permissively in non-residential zones.

Identity and Design: Protect the identity and cohesiveness of neighborhoods by ensuring the appropriate scale and location of development, mix of uses, and character of building design.

3. *The request to remove SOS from the IDO would generally help to protect the identity and cohesiveness of neighborhoods because it would ensure that the use is not allowed to be near neighborhoods. There are no use-specific standards or design standards for SOS that would ensure the appropriate scale and location of the use.*

Neighborhoods: Enhance, protect, and preserve neighborhoods and traditional communities as key to our long-term health and vitality [by]

... Respecting existing neighborhood values and social, cultural, recreational resources.

... Support improvements that protect stable, thriving residential neighborhoods and enhance their attractiveness.

4. *The request to remove [Safe Outdoor Spaces] would be consistent in enhancing, protect, and preserving the long-term health and vitality of neighborhoods because it would remove a use that is temporary, in some instances. A temporary use would not respect neighborhood values because the use is allowable in both Areas of Change and Areas of Consistency. Though only allowable in non-residential zone districts, the use would not stabilize neighborhoods or enhance their attractiveness."*

5. *"The request is generally consistent with the following, applicable Comprehensive Plan Goals and Policies from Chapter 5 [dealing with] Land Use:*

Land Uses: Create healthy, sustainable, and distinct communities with a mix of uses that are conveniently accessible from surrounding neighborhoods.

... Encourage development and redevelopment that brings goods, services, and amenities within walking and biking distance of neighborhoods and promotes good access for all residents.

... Maintain the characteristics of distinct communities through zoning and design standards that are consistent with long-established residential development patterns.

... Encourage higher density housing as an appropriate use in the [listed] situations.

6. The request to remove [Safe Outdoor Spaces] from the Integrated Development Ordinance would generally continue to create and support healthy, sustainable and distinct communities because SOS would no longer be allowed Citywide, which in turn would protect the characteristics of distinct communities. SOS are allowed in a variety of non-residential or MX uses, as well as residential zones when associated with religious institutions, where higher density housing is allowed. By removing SOS as a use, higher density housing will continue to be encouraged on those sites.

7. Locally Unwanted Land Uses: Ensure that land uses that are objectionable to immediate neighbors but may be useful to society are located carefully and equitably to ensure that social assets are distributed evenly and social responsibilities are borne fairly across the Albuquerque area.

[Safe Outdoor Spaces] are currently allowed in all MX zone districts as conditional temporary uses and in NR-C, NR-BP, NR-LM and NR-GM as temporary uses, as well as residential zone districts when associated with a religious institution. The request to remove SOS from the IDO would ensure that SOS as a locally unwanted land use is eliminated, since they are allowed in a variety of zone districts in both Areas of Change and Areas of Consistency City-wide.

8. City Development Areas: Encourage and direct growth to Areas of Change where it is expected and desired and ensure that development in and near Areas of Consistency reinforces the character and intensity of the surrounding area.

The request would generally ensure that the character and intensity of development in Areas of Consistency is reinforced by removing SOS from the IDO because the use is currently allowed in areas of consistency with minimal design standards. Furthermore, growth that is desired in areas of change would be generally encouraged in zone districts that SOS are currently allowed on.”

9. “The request is generally consistent with the following, applicable Comprehensive Plan Goal and policy pair from Chapter 8 [dealing with] Economic Development:

Placemaking: Create places where business and talent will stay and thrive.

Available Land: Maintain sufficient land that is appropriately zoned to accommodate projected employment growth in targeted areas.

The request would raise the sufficient land available to accommodate projected employment growth City-side by eliminating Safe Outdoor Spaces. SOS are currently allowed in a variety of non-residential zone districts that could otherwise be developed as businesses.”

10. “The request is generally consistent with the following, applicable Comprehensive Plan Goal from Chapter 9: Housing.

Goal – Homelessness: Make homelessness rare, short-term, and non-recurring.

The request would reduce options to serve people experiencing temporary homelessness by eliminating Safe Outdoor Spaces, places where this population can camp safely, though other options such as shelters and religious institutions, would remain available and would not be affected.”

11. “ The applicant’s policy analysis shows that the request is generally consistent with applicable Goals and policies in the Comprehensive Plan

... Therefore, the request is generally consistent with the spirit and intent of the Comprehensive Plan.”

The link to the unedited EPC ruling is here:

https://documents.cabq.gov/planning/environmental-planning-commission/September2022/NOD%20PR-2021-001843_RZ-2022-00043_SOS%20IDO%20Text%20Amendment_Amended.pdf

MAYOR TIM KELLER'S 33% APPROVAL RATING

On November 3, the Albuquerque Journal released its poll on the job performance of Mayor Tim Keller. The Journal poll asked the singular question “Do you approve or disapprove of the way Tim Keller is handling his job as Mayor?”

The results of the poll were dramatic:

DISAPPROVE: 40%

APPROVE: 33%

MIXED FEELINGS: 21%

WOULD NOT SAY: 5%

Brian Sanderoff, the President of Research & Polling who did the poll, was interviewed by the Journal and was asked to give his opinion as to the reasons why Mayor Tim Keller has had such a sharp decline in his popularity. Sanderoff said voter concern about crime and homelessness are likely the biggest factors in the latest poll result.

<https://www.abqjournal.com/2545820/mayor-kellers-job-approval-rating-sink>

In June, the city released its government-funded satisfaction poll. 70% of those surveyed felt the City is doing a poor job of addressing homelessness, 9% of residents gave City Government positive marks for addressing the homelessness issue and 20% gave the city mixed or neutral rating. The percentage of residents who give the City positive scores for addressing homelessness had risen from 13% in 2019 to 29% in 2020 but it has now fallen by 20% and is 9% currently. The link to the full survey is here:

https://www.cabq.gov/mayor/documents/final_coa-citizen-sat-2022.pdf

Since the citizen satisfaction survey Keller doubled down on his efforts to address the homeless crisis. The homeless have reached crisis proportions with them becoming far more visible and aggressive by illegally camping in parks, on streets, in alleyways and in city open space, whenever they want and declining city services. Keller has proclaimed an “all the above approach” to deal with the homeless costing millions.

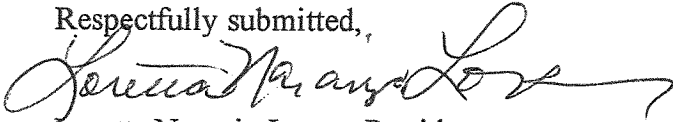
Please note that the temporary use violates the IDO Temporary Use definition by requesting 6 months to 24 months with renewals.

REQUEST FOR RELIEF

Because of all the forgoing, the Santa Barbara Martineztown Neighborhood Association respectfully requests denial of the Safe Outdoor Space at 1250 Menaul due to failure to follow City policies, procedures, and regulations-outlined above and further asks that the approval of

the Safe Outdoor Spaces be set aside and rescinded and that no Safe Outdoor Space be allowed at 1250 Menaul, NE.

Respectfully submitted,



Loretta Naranjo Lopez, President
Santa Barbara Martineztown Neighborhood Association
1420 Edith NE
Albuquerque, NM 87102
(505)270-7716

Attachments: Friday December 9, 2022 email from Jacques Chouinard to J.P. Palmer, Code Enforcement Division and Ms. Torres, Facilitator – subject: Decision on Dawn Legacy Points Application & Noncompliance with Post Submittal Facilitated Meeting Action Items City of Albuquerque, Notice of Decision 12/8/2022 on a Temporary Use for a Safe Outdoor Space for 1250 Menaul NE

Decision on Dawn Legacy Pointe Application & Noncompliance With Post-Submittal Facilitated Meeting Actions Items

1/1/2022

Jacques Chouinard <JChouinard@rodey.com>

Fri, Dec 9, 2022 at 10:57 AM

To: "jppalmer@cabq.gov" <jppalmer@cabq.gov>, "nmlawyer09@comcast.net" <nmlawyer09@comcast.net>
Cc: "Hummell, Tyson" <thummell@cabq.gov>, "Baca, Krista R." <kbaca@cabq.gov>, Elizabeth Holguin <eholguin@cabq.gov>, "Nieto, Aaron" <aaronnieto@cabq.gov>, "Pierce, Carol M." <cpierce@cabq.gov>, "hmaestas@cabq.gov" <hmaestas@cabq.gov>, "jcoulloudon@cabq.gov" <jcoulloudon@cabq.gov>, "smschultz@cabq.gov" <smschultz@cabq.gov>, "cmelendrez@cabq.gov" <cmelendrez@cabq.gov>, "cortega@cabq.gov" <cortega@cabq.gov>, "mmmontoya@cabq.gov" <mmmontoya@cabq.gov>, "avarela@cabq.gov" <avarela@cabq.gov>, "Metzgar, Angelo D." <ametzgar@cabq.gov>, "Morrow, Kevin A." <kmorrow@cabq.gov>, John Salazar <JSalazar@rodey.com>, Jarratt Harrison <JHarrison@rodey.com>, "jdyer@abqjournal.com" <jdyer@abqjournal.com>, SBMTNA <sbmartineztown@gmail.com>, LORETTA A NARANJO LOPEZ <lnjalopez@msn.com>, "gilsman1@outlook.com" <gilsman1@outlook.com>, "normanbrunner@comcast.net" <normanbrunner@comcast.net>, Bill Sabatini <wqsabatini@gmail.com>, "bethbrownell@msn.com" <bethbrownell@msn.com>, "drcolvin09@gmail.com" <drcolvin09@gmail.com>, "kholme1@outlook.com" <kholme1@outlook.com>, Damen Kompanowski <damen.kompanowski@sheratonuptown.com>, "sean@ambicahosp.com" <sean@ambicahosp.com>, "gmm249@gmail.com" <gmm249@gmail.com>, "joani.jones@cpabq.com" <joani.jones@cpabq.com>, Chris Ferrara <CFerrara@menaulschool.org>, Lindsey Gilbert <LGilbert@menaulschool.org>, Joshua Glass <joshg@sunset-memorial.com>, "aperfectinterval@gmail.com" <aperfectinterval@gmail.com>, "reuleoffice@qwestoffice.net" <reuleoffice@qwestoffice.net>, "roy@roysolomon.org" <roy@roysolomon.org>, "mtarango@21stcenturypa.com" <mtarango@21stcenturypa.com>, "bthomas@thomaslaw-nm.com" <bthomas@thomaslaw-nm.com>, "matthewm@liferootsnm.org" <matthewm@liferootsnm.org>, Tom Garrity <tom@garritypr.com>

Mr. Palmer and Ms. Torres,

The City of Albuquerque Code Enforcement Division approved Dawn Legacy Pointe's application for a safe outdoor space temporary use permit at 1250 Menaul Blvd NE on December 8, 2022. I have attached a copy of the approval letter to this email. I am writing to both of you because each of you have unique and pertinent roles in this process. Mr. Palmer, as a Code Enforcement Supervisor, you have a direct role in approving or disapproving temporary use permits, particularly those with complex and controversial implications like the one at issue. Ms. Torres, you facilitated the November 16, 2022 meeting between Crowne Plaza (my client), the Santa Barbara –Martineztown Neighborhood Association, City representatives, and Dawn Legacy Pointe. The moderated discussion outcomes, represented in a November 24 Final Report attached for your review ("Final Report"), identified concrete pre-decision action items (listed below) identifying ways to better inform community stakeholders about the realities of Dawn Legacy Pointe's proposal:

1. The City will inquire with the Solid Waste Director to determine if there are any records of environmental checks at the 1250 Menaul NE SOS site and report on the results. Crowne Plaza is specifically requesting environmental site assessments.
2. The City will provide its operational plan.
3. If available, the City will provide the CABQ/Dawn License Agreement which includes the contract amount.

With this in mind, I am writing to express Crowne Plaza's objections to the City's premature approval of Dawn Legacy Pointe's application, and to bring to your attention the City's noncompliance with the pre-decision action items, which

the City agreed to, listed in the Final Report. The City's premature approval of the temporary use permit violates the City's own agreed upon action items.

The Final Report states that the target date for compliance with the action items is within two weeks of the Final Report date. That day was December 8, 2022 – ironically, the same day on which the City approved the application. Neither Crowne Plaza nor I, as its representative, have received any communication whatsoever addressing these action items. The City has failed, and has given no indication that it even tried, to produce these documents for review prior to making its decision on Dawn Legacy Pointe's application. It is unconscionable that the City would appear to meaningfully engage in a facilitated meeting as required under the IDO, only to completely abandon any pretense of acting in good faith. The City agreed to produce the above mentioned documents, but never shared them with the Crowne Plaza team. Crowne Plaza has had no opportunity to review the documents the City agreed to produce. The City's decision to grant the temporary use permit prior to releasing any of these documents indicates that the City acted improperly, never intending to meaningfully engage with Crowne Plaza, the Santa Barbara –Martineztown Neighborhood Association, or any of the concerned community members who will have to live with this highly detrimental land use.

The action items in the Final Report are conditions precedent to approval of this land use. Those conditions have not been fulfilled. Consequently, Crowne Plaza requests that the Code Enforcement Division rescind and vacate the approval of Dawn Legacy Pointe's temporary use permit. In any case, Crowne Plaza expressly reserves its right to appeal this decision, as Dawn Legacy Pointe's application provides facially improper notices, fails to conform to use-specific requirements in the IDO, and fails to provide a plan for mitigation of detrimental effects on surrounding communities. Further, the process by which the City has elected to evaluate Dawn Legacy Pointe's application has been, at best, opaque, and at worst, intentionally misleading. This process has profound implications for Crowne Plaza's due process rights and likely violates state and federal constitutional protections.

Finally, and I address the following specifically to Mr. Palmer, **consider this email a formal request for the City to produce the documents listed in the action items detailed above, and further defined below, pursuant to the Inspection of Public Records Act. Specifically, produce the following:**

1. any environmental records, including but not limited to environmental site assessments, regarding the 1250 Menaul NE site;
2. the City's operational plan for addressing the proposed Safe Outdoor Space; and
3. any and all leases, licenses, contracts, or other agreements of any kind between the City and Dawn Legacy Pointe or its individual members.

The City must produce these records within fifteen days, and given that the City has been on notice to produce these documents since November 16 of this year, there is absolutely no reason whatsoever to fail to produce them within the statutory period. These records must be produced to me, and can be sent to this email address or by mail to the address in my signature below. Any attempt to delay release will be construed as a denial of the request, and will result in further appropriate action.

Regards,

Jacques Chouinard

CITY OF ALBUQUERQUE

CODE ENFORCEMENT

Plaza Del Sol Building, Suite 500
600 2nd Street NW
Albuquerque, NM 87102
Tel: (505) 924-3850 Fax: (505) 924-3847



December 8, 2022

Dawn Legacy Pointe
8409 Central Ave NE
Albuquerque, NM 87108

RE: Safe Outdoor Space Location Application Approval Notification

Location Address: 1250 Menaul NE, Albuquerque NM 87102

Legal Description: RIGHT OF WAY ACCESS CONTROL & MONUMENTATION MAP OF NEW MEXICO STATE HIGHWAY & TRANSPORTATION DEPARTMENT SPRINGER-SPEECHLY TR A-1 CONT 11.7263 AC

Parcel ID: 101505924018931414CA

Operator of Safe Outdoor Space:
Dawn Legacy Pointe

Integrated Development Ordinance (IDO) Zone:
NON-RESIDENTIAL – LIGHT MANUFACTURING (NR-LM)


The Safe Outdoor Space Location Application for this location address is APPROVED.

This notification certifies that the requirements for zoning and in the IDO have been satisfied for the above location. This approval is limited to Safe Outdoor Space. If you are NOT a religious institution, a \$75 Temporary Use Permit fee must be paid prior to operating.

Depending on the specific nature of Safe Outdoor Space activities at this location, additional City approvals may be required including, but not limited to, Fire Marshal's Office inspection(s), and Building Safety inspection(s) for remodeling and/or construction. During operation, the Safe Outdoor Space shall remain in compliance with all applicable codes and regulations. Unless the operator is a religious institution, this approval is valid for a period of up to two (2) years. After two (2) years, an application must be submitted for up to an additional two (2) years.

If the above-named Safe Outdoor Space is not operating at this location within 180 days of this approval notification, this Safe Outdoor Space Location Approval will expire and the location shall no longer be reserved for the above-named Safe Outdoor Space, unless a written extension has been granted by the Planning Department.

Sincerely,


Angelo E. Metzgar,
Code Compliance Manager

MEMORANDUM

To: Planning Department, City of Albuquerque

Attn: Jeff Palmer

From: Brad Day, Volunteer Consultant



Dawn Legacy Pointe, Safe Outdoor Space Operator/Applicant 1250 Menaul Blvd. NE Site

Mr. Palmer, there are additional documents attached that need to be delivered to the Hearing Officer for appeals in re our Approval for the Safe Outdoor Space we will install at the address above:

- 1) The Dawn Legacy Pointe Client Resident Agreement which contains the rules that all residents of the Safe Outdoor Space must comply with. No individual will be admitted without agreeing to the terms of this document.
- 2) Safe Outdoor Space Application Form: This document must be completed by all homeless individuals wanting to reside in the facility. The Application must be approved by the Staff of the Safe Outdoor Space.
- 3) The original Application, which was completed on the website of the Planning Department. The Application was approved in August, 2022.

Since we have completed the Notification of additional property owners as required by the Hearing Officer, and the Rehabilitative Meeting as requested - there are no other outstanding issues to our receiving our Approved Status of our site.

We therefore respectfully request you issue our Permit for Temporary Use as a Safe Outdoor Space at 1250 Menaul Blvd. NE immediately.

If there are other appeals, we will answer them at the hearing - but time is of the essence as we have been dealing with these procedures since August, 2022 - Thank you.

Dawn Legacy Pointe Client Resident Agreement

PLEASE AGREE TO NOT ENGAGE IN THE FOLLOWING:

1. Use, sale, trade, or purchase of alcohol or drugs of any kind, intoxication, or any disruptive behavior.
2. Threatening, violent, intimidating, or aggressive, abusive, and discriminatory behavior or language.
3. Carrying of firearms or illegal weapons in Dawn Legacy Pointe.
4. Vandalism and graffiti on premises.
5. Urinating or defecating outside the toilets.
6. Stealing or destruction of others' personal property, or property designated as belonging to Dawn Legacy Pointe, donors, or our sponsors.
7. Open fires, including camping stove anywhere on the property. Grilling is allowed at the designated grill. Any horns must be used in the grilling area and must be approved by Dawn Legacy Pointe staff.
8. No one with open warrants is allowed on Dawn Legacy Pointe property.
9. Loitering is not permitted in front or around the Dawn Legacy Pointe property when businesses are closed. Between the hours of 6pm and 6am, and on weekends and holidays, Dawn Legacy Pointe is the only area open to people and anyone on the property must be a resident or a guest that has been checked in.
10. Connecting to the electricity or running water on the property, including via extension cords or hoses. Requests for special needs may be granted in writing by the Dawn Legacy Pointe board or manager.
11. Smoking is not allowed in the tents. Cigarettes should be extinguished in designated containers and butts put in proper containers.
12. Littering. Help keep the camp clean by picking up trash you see.
13. Donations may not be sold to anyone, for any amount. Anyone found breaking this agreement will be asked to vacate immediately.
14. Drugs: except as prescribed and taken as prescribed.
15. Due to the nature of who Dawn Legacy Pointe prioritizes, we do not accept sex offenders or anyone convicted of human trafficking.

RESPONSIBILITIES:

16. Keep your tent area tidy. Belongings must be confined to inside your tent, vehicle, rv or your designated storage unit
17. Dawn Legacy Pointe is a temporary emergency shelter alternative structure, which means you must be working with a social worker, case manager, care coordinator, or other designated person to overcome barriers (including seeking work or other sources of income) in order to find permanent housing.

18. If you will be gone from the camp for longer than 3 days you must communicate with the Dawn Legacy Pointe manager about the circumstances. Dawn Legacy Pointe is not intended to be a secondary residence, therefore you may not regularly stay elsewhere and return to camp intermittently. This is out of respect for the peers who still need a place to stay. Some exceptions may be made such as staying at an indoor shelter during nights of extreme weather.
19. It is recommended that all residents perform and record 6 hours of service at Dawn Legacy Pointe per week
20. Every Tuesday at 10am we host "Communication Circle". The conversations allow client residents, staff, and community members to address out differences and to recognize how much we all have in common. The first Tuesday of every month is a mandatory meeting, and the first two meetings after your intake are also mandatory.
21. Client residents will stay in the defined campground. A few spaces are available for vehicles or RVs to be parked by client residents. Vehicles must be registered, operable, and given permission to be on the Dawn Legacy Pointe property. The vehicle owners must follow all the Dawn Legacy Pointe rules.
22. Campers are responsible for cleaning up their tent before they move out of Dawn Legacy Pointe. Anyone who leaves an untidy tent space will not be allowed back. They will also be added to the Dawn Legacy Pointe banned list for littering, and the number of months they are banned depends on the number of prior offenses they have had. If items left behind are not removed within three days they will be discarded as Dawn Legacy Pointe is not responsible for storing property.
23. When leaving Dawn Legacy Pointe, you may only leave with one reasonable truckload of items. This is to prevent hoarding and excess usage of camp resources.
24. Client residents who have complaints must follow the grievance procedure.
25. All dogs and pets coming into Dawn Legacy Pointe must be up to date on shots and spayed/neutered. If client residents need help with either they will be referred to agencies that may assist them. All dogs must be on a leash at all times as this is city owned property.
26. All residents must be fully clothed in the common areas.
27. Quiet hours are 10pm to 8am.
28. Clean up occurs on Fridays from 9am to 10am.
29. Dawn Legacy Pointe and client residents have a responsibility to maintain confidentiality, respect, and privacy for all other client residents. Do not use social media regarding concerns with or between client residents. Contact the Dawn Legacy Pointe manager or board for anything regarding Dawn Legacy Pointe or social media

I understand that if I violate the Dawn Legacy Pointe Client Resident Agreement I will be asked to leave. I have received the agreement and I understand the agreement in full. Criminal behavior or offences will be reported to and dealt with by the Albuquerque Police. I understand that depending on the nature of the crime committed or the agreement infraction, I may be

asked to leave immediately and permanently. I realize that I am staying at Dawn Legacy Pointe of my own volition. I understand that paid staff may not be on-hand at the property at all times.

I, as a client resident of Dawn Legacy Pointe, hereby release and forever discharge and hold harmless Dawn Legacy Pointe and its successors and fiscal sponsor or assign from any and all liability, claims, and demands of whatever kind or nature, either in law or in equity that arise or may hereafter arise from the stay at Dawn Legacy Pointe. I agree to defend, indemnify, and save harmless Dawn Legacy Pointe and its officers, agents, employees, and fiscal sponsor from any and all suits, actions, claims of any character brought because of any injury or damage received or sustained from any person, persons, or property.

Resident Name	Signature	Date
---------------	-----------	------

Witness Name	Signature	Date
--------------	-----------	------

Safe Outdoor Space Application Form

Please use this form to apply for Dawn Legacy Pointe to become a client resident of our Safe Outdoor Space.

Note: Each adult must fill out the form separately. If parents are applying together, please list the children on only one of the application forms. The section for the information of any children is towards the bottom of the form.

Be sure to read the Dawn Legacy Pointe Client Resident Agreement. Upon entering Dawn Legacy Pointe, new residents must sign an Assumption of Risk and Waiver of Liability.

* Required

1. How did you hear about us?

2. Name of person filling out the form *

3. Relationship to the applicant

Check all that apply.

- Self
- Family
- Friend
- Service provider
- Other: _____

4. Last name (Applicant) *

5. First Name (Applicant) *

6. Preferred or nickname

7. Date of birth *

Example: January 7, 2019

8. Last four digits of social security number (SSN) i.e. 0123 if unknown enter 0000.

9. Race *

Check all that apply.

- First Nations / Indigenous
- Hispanic or Latina/o
- Hawaiian or Pacific Islander
- African American or African
- Middle Eastern
- Asian
- Caucasian
- Prefer not to say
- Other: _____

10. Gender *

Mark only one oval.

- Female (Cis or Trans)
- Male (Cis or Trans)
- Two-spirit
- Non-binary
- Other: _____

11. Have you met the federal definition for having experienced sex trafficking? Generally: force, fraud, coercion used *
to recruit, obtain, or provide for the purpose of sexual exploitation.

Mark only one oval.

- Yes
- No
- Unsure

12. Have you participated in **any** sector of the sex trade to survive? *

Mark only one oval.

- Yes
- No
- Prefer not to answer

13. Do you have any reason to believe someone (or a group) is looking for you *and* that your life may be at risk if you are found by the person(s)? *

Mark only one oval.

- No
- Yes

14. Are you a military veteran? *

Mark only one oval.

- Yes
- No

15. Health concerns - please list anything you feel we may ever need to be aware of in an emergency

16. Marital status

Mark only one oval.

- Married
- Single
- Divorced
- Separated
- Significant other / partner

17. Primary language

Mark only one oval.

- English
- Spanish
- Other: _____

18. Other languages spoken

19. What barriers are keeping your from moving forward in life?

Check all that apply.

- Financial/money issues
- Lack of identification
- Domestic violence
- Substance abuse
- Physical health
- Mental health
- Alcoholism
- Housing
- Other: _____

20. Number of months precariously housed (couch surfing, motel rooms, etc) *

Mark only one oval.

- Not applicable
- Less than one month
- 1 month
- 2 months
- 3 months
- 4 months
- 5 months
- 6 months
- 7 months
- 8 months
- 9 months
- 10 months
- 11 months
- 1 year
- 2 years
- 3 years
- 4 years
- 5 - 10 years
- 11 - 15 years
- 16 - 20 years
- 21 - 25 years
- 25 - 30 years



31 years or more

21. Number of continuous months homeless (literal homelessness - not couch surfing, renting motel, etc. -) *

Mark only one oval.

- Not applicable
- 1 month
- 2 months
- 3 months
- 4 months
- 5 months
- 6 months
- 7 months
- 8 months
- 9 months
- 10 months
- 11 months
- 1 year
- 2 years
- 3 years
- 4 years
- 5 - 10 years
- 11 - 15 years
- 16 - 20
- 21 - 25 years
- 26 - 30 years
- 31 years or more

22. Past month's residence

23. Current residence

24. Pets

Check all that apply.

- None
- Cat(s)
- Dog(s)
- Other: _____

25. Number of pets

Mark only one oval.

- None
- 1
- 2
- 3
- 4

26. Number of times homeless in the past 3 years *

Mark only one oval.

- 1 time continuously
- 2
- 3
- 4
- 5
- 7
- 8
- 9
- 10
- 11
- 12
- 13 or more

27. Employment

Mark only one oval.

- Periodic
- Full-time
- Part-time
- Day labor
- Unemployed
- Other: _____

28. What is your level of education? *

Mark only one oval.

- Less than 5th grade
- 6th to 8th grade
- 9th to 12th grade
- High school diploma
- General Education Diploma (GED) or Hi-SET
- Technical school
- Some college
- Associates degree
- Bachelors degree
- Masters or graduate degree
- Post-graduate degree (Doctorate, PhD, JD, etc.)

052

29. Are you a student?

Mark only one oval.

- Yes
- No
- No, but I would like to be
- Other: _____

30. Income & Benefits *

Check all that apply.

- SNAP / Food Stamps
- General aka "cash assistance" or Aged/Blind/Disabled funds from HSD
- Social Security Insurance - SSI (Usually \$841/mo +/-)
- Social Security Disability Insurance - SSDI Disability (Usually \$1k/mo or more)
- Social Security Retirement
- Veteran benefits
- Earned income from employment, contract, or freelance work
- AFDC/TANF
- Child support
- Unemployment
- Medicaid
- Medicare
- Veteran Health Care
- Health insurance other than medicaid/medicare
- SCHIP
- Trust fund
- Workers' compensation aka Workmen's comp
- Passive investments
- Other cash income
- Other non-cash income
- None
- Other: _____

31. What is your estimated total monthly income? Format: \$0.00. Include SNAP/Food Stamps.

32. When do you usually receive your income each month?

33. What resources (other than financial income) do you currently have? i.e. vehicles, real estate, electronics, etc.

34. Identification needed *

Check all that apply.

- State ID
- State Driver's License
- Birth Certificate
- Social Security Card
- None
- Other: _____

35. If housing were available for people living with HIV or AIDS, would you be interested in it? *

Mark only one oval.

- Yes
- No
- Maybe

36. Mental health concerns *

Mark only one oval.

- Yes
- No
- Previously, but not currently

37. Physical disability/ies *

Mark only one oval.

- Yes
- No

38. Alcoholism *

Mark only one oval.

- Yes
- No
- Previously, but not currently

39. Drug abuse *

Mark only one oval.

- Yes
- No
- Previously, but not currently

40. Developmental disability *

Mark only one oval.

- Yes
- No

41. Do you have any vulnerabilities not covered by previous questions that we should consider?

42. Last four digits of you social security number (SSN) *

43. Number of adults in the immediate household/family

Check all that apply.

- 1
- 2
- 3
- 4
- 5
- Other: _____

44. Number of children in the immediate household/family

Check all that apply.

- 1 child
- 2
- 3
- 4
- Other: _____

45. For each child list:

- 1) If you currently have custody, or if you need housing to attain custody
- 2) First and last name
- 3) Date of birth
- 4) Last 4 digits of social security number (SSN)
- 5) Any disabilities (i.e. developmental, physical, mental)
- 6) Any income such as SSI or employment if a teen
- 7) City of residence

46. Name of applicant's partner if applying together (must fill out this application separately)

47. Do you have a phone number? *

Check all that apply.

- Yes, a cell phone, but I do not want to receive texts
- Yes, a cell phone, and I would like to receive texts
- Yes, but not a cell phone
- No

48. What is the phone number, if applicable?

Format as: 000-000-0000

49. May we leave a message at this number?

Mark only one oval.

- Yes
- No

50. What is your email address, if applicable?

51. Where else do you receive services, or who else can we contact to reach you if your phone is off or e-mail bounces back?

Please list: Non-profits names, contact names and relationships (i.e. caseworker, friend, family), contact details, etc.

52. Please link us to any social media or photos of you in case we need to contact service providers to help contact you. Sometimes a photo can jog their memory!

53. Emergency contact(s) with phone, email, address, etc.

54. Has the applicant read the Dawn Legacy Pointe Client Resident Agreement? *

Mark only one oval.

Yes

No

This content is neither created nor endorsed by Google.



Safe Outdoor Space (SOS) Application

Submitted by: Anonymous user

Submitted time: Jul 30, 2022, 9:30:19 AM

*To: Planning Dept
Safe Outdoor Space
1250 Menaul*

What is the address of the proposed location?

1250 Menaul Blvd NE Albuquerque, New Mexico 87107

- Application*
- Licensing Agreement*

Map the proposed SOS location.

Lat: 35.108531 Lon: -106.629235



Enter the Bernalillo County Tax Assessor Uniform Property Code (UPC).

Not available currently

What is the City Council District for the proposed SOS location?

2

Enter the applicant's name.

Dawn Legacy Pointe, fiscally sponsored by Street Safe New Mexico, a Non-Profit 501 (c)(3)

Enter the SOS operator's name.

same as above

Mailing address of applicant.

8409 Central Ave. NE Albuquerque, New Mexico 87108

Email address of applicant.

s.goodco@gmail.com

Phone number of applicant.

720-333-8288

What is the maximum number of designated spaces proposed for this location?

40

What is the maximum number of occupants proposed for this location?

50

Is this activity being conducted by a Religious Institution?

No

What is the IDO Zone District for this location?

NR-LM

Is the IDO Zone District a mixed-use (MX) zone?

No

Upload these required documents:

DOCX Essentials for Safe Outdoor Spaces.docx
14.8KB

I hereby acknowledge that I have submitted the required documents and that they are correct and complete to the best of my knowledge. I affirm that all information provided in this application is true. I understand that any false information will result in the rejection of this application for an SOS or will automatically void an approved application.

Yes

I hereby acknowledge and understand that I am required to comply with the City of Albuquerque Integrated Development Ordinance (IDO).

Yes

I hereby acknowledge and understand all of the following:

Yes

CITY OF ALBUQUERQUE



Solid Waste Management Department
Matthew Whelan, Director

July 31, 2022

Dawn Legacy Pointe
Fiscally sponsored by Street Safe New Mexico, a non-profit 501 (c)(3)

Dear Dawn Legacy Pointe,

The City has received your request to use City-owned property for a Safe Outdoor Space as described in the Integrated Development Ordinance, effective July 28, 2022. The property requested is located at 1250 Menaul NE, plat number: SP-81-349. This property is zoned Non-Residential-Light Manufacturing (NR-LM). You have requested the use of 1 acre of this property,

The City grants permission to use this site temporarily for 6 months, with a possible extension of 6 months pending your approved Safe outdoor Space application. This permission is granted however; a lease agreement or license agreement between the City of Albuquerque's Solid Waste Management Department and Dawn Legacy Point will need to be executed prior to commencing operations.

PO Box 1293

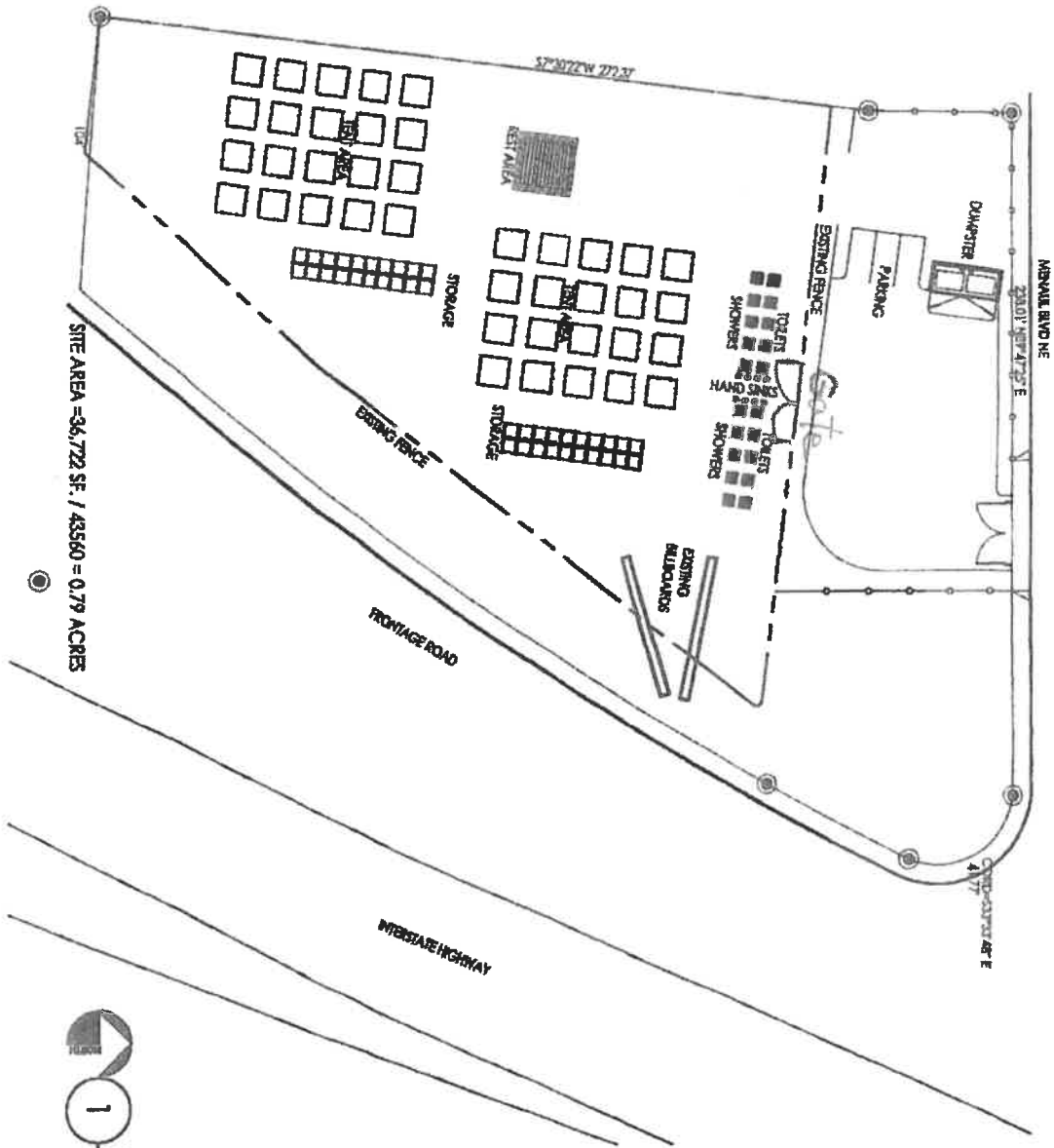
Albuquerque

NM 87103

www.cabq.gov

Sincerely,

Matthew Whelan



 1 SITE PLAN
1" = 40'-0"

SHORT TERM LICENSE AGREEMENT

This License Agreement (“Agreement”) is made and entered into as of the date of the last signature below, by and between the **City of Albuquerque**, New Mexico, a municipality (“Licensor”), and **non-profit 501 (c) 3 Street Safe New Mexico’s fiscally sponsored Dawn Legacy Pointe** (“Licensee”) located at 1250 Menaul NE Albuquerque NM, 87107, Licensor and Licensee may be referred to herein each as a “Party” and collectively the “Parties.”

RECITALS

WHEREAS, Licensor is the owner of that certain one (1) acre of real property located at 1250 Menaul Boulevard NE, Albuquerque, NM, 87107, as more specifically shown on **Exhibit A** hereto (the “Property”);

WHEREAS, Licensee will use the Property for the purpose of providing a short term Safe Outdoor Space for a limited number of people experiencing homelessness; and

WHEREAS, Licensor is willing to license certain rights to Licensee for the use of the Property for that purpose; and

WHEREAS, the Parties desire by this Agreement to provide for the licensing by Licensor to Licensee of the right to use and occupy a portion of the Property as more particularly described below and subject to the terms and conditions as set forth herein (the “Licensed Area”).

AGREEMENT

NOW, THEREFORE, in consideration of the mutual covenants and obligations contained herein, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Parties agree as follows:

1. **License**. Licensor hereby grants to Licensee, and Licensee hereby accepts, a license to use and occupy the Licensed Area (as defined below) for the Purpose (as defined below) granted herein (the “License”) for the License Period (as defined below).

2. **Licensed Area**. The “Licensed Area” shall be per **Exhibit A**.

3. **Purpose**. Licensee may use the Licensed Area for the purpose of operating a short term Safe Outdoor Space for people experiencing homelessness. The Property must be maintained by Licensee to ensure that the Integrated Development Ordinance’s requirements for a Safe Outdoor Space are complied with at all times during the License Period.

4. **License Period; Expiration; Renewal**.

a. The License for the Licensed Area granted hereunder shall commence on date of the final signature below (the “Commencement Date”), and Licensee shall

then have access to the Licensed Area twenty-four (24) hours a day, seven (7) days a week.

- b. The initial License Period shall be for a period of six (6) months (“Initial License Period”). The Licensor, in its sole discretion, has the right to extend the License Period for an additional six (6) month period subject to the terms and conditions set forth herein (unless changes are mutually agreed to in writing by the Parties). The Initial License Period together with all License Renewal Periods shall collectively be referred to herein as “The License Period.”
- c. The License Period shall expire and the rights granted hereunder shall terminate the earlier of (i) upon the non-renewal of the License as set forth herein, or (ii) early cancellation pursuant to Section 11(F), below. (the “Expiration Date”)
- d. All improvements constructed by Licensee or any of their invitees must be removed and the property restored to its pre-licensed condition if requested by the Licensor within thirty (30) days after the Expiration Date. If the improvements are not so removed, then the Licensor may elect, at its sole discretion, to remove the improvements and place, and charge Licensee and/or its funding entity the entire cost of said removal and restoration.

5. **Access.** Licensee shall have access to the Licensed Area during the License Period; however, Licensor, its employees, contractors, and agents shall also at all times have access to the Licensed Area. Licensee understands that Licensee shall have no access to the any other portions of the adjacent Licensor’s property without first obtaining the permission of Licensor.

6. **License Fee.** Licensee shall pay fair market value in the amount of Two Thousand, Seven Hundred Dollars and No Cents (\$ 2,700.00) per month to Licensor during the License Period for use of the Licensed Area as set forth herein (the “License Fee”). Licensee shall pay the License Fee to the Licensor, in advance, on the first day of each calendar month beginning on the Commencement Date.

7. **Condition of Licensed Area.** Licensee agrees to notify Licensor of any condition in the Licensed Area that Licensee deems hazardous or dangerous in any way; however, this provision shall not extend the liability of Licensor under this Agreement, and Licensee hereby expressly agrees and acknowledges that it has, prior to the execution of this Agreement, inspected the Licensed Area, and hereby accepts the Licensed Area in its “as is” “where is” and “with all faults” condition. Licensee shall leave the Licensed Area in substantially as good condition as when received, excepting reasonable wear and tear.

8. **Insurance.**

A. **Minimum Requirements.** During the License Period, Licensee shall obtain and maintain at its expense, insurance in the kinds and amounts set forth below:

- a. Commercial general liability insurance applying to third party claims for bodily injury or property damage, including coverage for “premises/operations,” and “blanket contractual” liabilities, written on an occurrence basis with limits not less than \$2,000,000 per occurrence, \$2,000,000 personal injury, \$1,000,000 professional liability, and \$2,000,000 general aggregate, or such higher amounts and additional coverages as Licensor may reasonably require from time to time.
 - b. The policies of insurance must include coverage for all operations performed by the Licensee and contractual liability coverage, which shall specifically insure the hold harmless provisions of the Agreement.
 - c. Workers' Compensation Insurance for its employees in accordance with the provisions of the Workers' Compensations Act of the State of New Mexico.
 - d. Automobile Liability Insurance. An automobile liability policy with liability limits in amounts not less than \$1,000,000 combined single limit of liability for bodily injury, including death, and property damage in any one occurrence. Said policy of insurance must include coverage for the use of all of Licensee's owned, non-owned, hired automobiles, vehicles, and other equipment both on and off work locations.
 - e. Sexual Abuse Molestation Coverage: Sexual abuse molestation insurance in an amount not less than \$1,000,000 combined single limit of liability per occurrence with a general aggregate of \$1,000,000.
- B. Licensee's Contractors.** Licensee shall require that all contractors and subcontractors engaged by them to perform any work on or in relation to the Property carry insurance in the kinds and amounts set forth above at all times during the performance of such work, and that all liability policies name Licensor and its directors, officers, partners, agents, employees, members, trustees, and shareholders as additional insureds by endorsement approved by Licensor.
- C. Policy Requirements.** Licensee's insurance policies shall:
- a. Be issued by insurers reasonably acceptable to Licensor and rated A- VII or better by A.M. Best.
 - b. Cover all operations under this Agreement, whether performed by Licensee or its contractors, employees, volunteers, or representatives;
 - c. As to liability policies, name Licensor and its respective directors, officers, partners, agents, employees, members, trustees, and shareholders as additional insureds, by endorsement approved by Licensor;
 - d. Be non-contributing and apply as primary, and not as excess to, any other insurance available to Licensor;
 - e. Not be invalidated with respect to the interests of Licensor and the holder of any encumbrance on the Property by reason of any breach or violation by

Licensee of any warranties, representations, declarations or conditions contained in the policies;

- f. Contain a requirement by the insurer to notify Licensor and the holder of any encumbrance on the Property designated by Licensor, in writing not less than thirty (30) days prior to any cancellation, termination, or non-renewal of the policy; and
- g. Be reasonably satisfactory in form, substance, limits, deductibles and retentions to Licensor.

D. **Evidence of Coverage.** Licensee shall deliver to the Licensor certificate(s) of insurance or, if required by the Licensor, certified copies of each such insurance policy as soon as practicable after the placing of the required insurance and periodically thereafter upon renewal or replacement of the policies then in force, which shall occur at least thirty (30) days prior to the expiration or cancellation thereof. A certificate of insurance that states that the failure to give the Licensor notice imposes no liability or obligation on the insurer shall not be in compliance with this provision. All certificates of insurance shall provide that thirty (30) days' written notice be given to the Director, Risk Management Department, City of Albuquerque, P.O. Box 1293, Albuquerque, New Mexico 87103, before a policy is canceled, materially changed, or not renewed. Licensor shall have the right to request current confirmation of insurance coverage from time to time. No review or approval of any such insurance certificate by the Licensor shall derogate or diminish the Licensor's rights or Licensee's obligations. Licensor reserves the right in the event of a failure to provide evidence of insurance to cancel this Agreement immediately.

9. **Compliance with Law.** Licensee shall comply with all relevant laws, rules, regulations, orders, and ordinances with regard to any activities contemplated hereunder with regard to the Licensed Area.

10. **Permits and Licenses.** Licensee shall procure, at its sole expense, any permits and licenses required to construct improvements if construction or trade permits are required. Licensee must follow all applicable laws, ordinances, and governmental regulations.

11. **Miscellaneous.**

A. **Signage.** Signs, banners, permits, etc. ("Signage") may not be erected on the Licensed Area unless the permission of the Licensor is obtained in advance and only if such displays do not deface the Property; and, before any such permission is given, Licensee must provide to Licensor the content, including any writing or imaging, that will be contained on the Signage.

B. **Liability.** Licensee shall be responsible for any and all loss, damage, or injury that might be the result of their respective of joint activities on or relating to the Licensed Area. Licensee agrees that Licensor will not be responsible for any loss

or theft of, or damage to, any parts, equipment, or other property stored or left on the Licensed Area by License, or its agents, employees, representatives, contractors, and invitees. Licensor shall not be responsible for liability incurred as a result of another Party's acts or omissions in connection with this Agreement and shall not be liable for liability incurred as a result of the acts of any invitee of Licensee.

C. Indemnification.

- i. Licensees' Indemnity Obligation. Licensee shall defend, save, hold harmless, and indemnify Licensor from any and all claims for the loss, damage, or injury to any person or property arising or resulting from their respective of joint activity on or in relation to the Licensed Area.
- ii. Indemnification Limitation. To the extent, if at all, a court of competent jurisdiction determines that Section 56-7-1 NMSA 1978 applies to any indemnification provisions in this Agreement, including certain types of insurance coverage as set forth in Section 56-7-1 NMSA 1978, such provisions shall not extend to liability, claims, damages, losses, or expenses, including attorney fees, arising out of bodily injury to persons or damage to property caused by or resulting from, in whole or in part, the negligence, act, or omission of the indemnitee or additional insured, as the case may be, its officers, employees, or agents and shall further be modified, if required, by the provisions of Section 56-7-1(B) NMSA 1978.

D. No Assignment. The License granted herein is personal to Licensee and shall not be assigned, nor shall Licensee sublicense its rights hereunder in whole or in part, or otherwise permit the use of the Licensed Area by any third party unless authorized in writing by Licensor.

E. Entire Agreement. This Agreement embodies and constitutes the entire understanding between the Parties with respect to the subjects covered herein.

F. Cancellation. Upon fifteen (15) days' advance written notice to Licensee, Licensor reserves the right to cancel this Agreement at any time for any reason including a conflict with or a determination that Licensee's use is inappropriate. Furthermore, if Licensee is determined to be in breach of this Agreement, Licensor shall issue a written notification of the nature of the breach, at which time Licensee shall have a maximum of five (5) days to come into compliance. If Licensee fails to come into compliance, as determined by Licensor in its sole discretion, then Licensor shall have the right to immediately terminate the License.

G. Severability. If any provision of this Agreement is deemed to be unlawful by a court of competent jurisdiction, the unlawful provision shall be considered stricken from this Agreement, with the remaining provisions unaffected and given full force and effect.

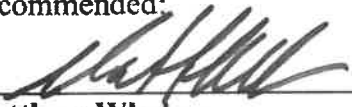
- H. **Governing Law.** This Agreement is and shall be governed by and construed in accordance with the laws of the State of New Mexico.
- I. **Attorney fees.** Licensee and MAS Location Owner jointly agree to be responsible for all costs, attorney's fees, and expenses incurred by Licensor in enforcing its rights pursuant to Agreement, or in pursuing all available remedies which may be allowed herein or at law or in equity.
- J. **Counterparts.** This Agreement may be executed in one or more counterparts, each of which shall be a fully binding and enforceable agreement against the Party signing such counterpart, but all such counterparts shall together constitute one agreement.
- K. **Electronic Signatures.** Authenticated electronic signatures are legally acceptable pursuant to Section 14-16-7 NMSA 1978. The Parties agree that this Agreement may be electronically signed and that the electronic signatures appearing on the Agreement are the same as handwritten signatures for the purposes of validity, enforceability, and admissibility.

IN WITNESS WHEREOF, the Parties hereto have signed this License Agreement as of the date indicated by each signature and being the Agreement is effective after approval upon the signature of the City's Chief Administrative Officer or his authorized designee.

THIS SECTION INTENTIONALLY LEFT BLANK. SIGNATURE PAGE TO FOLLOW.

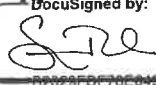
Licensor:
CITY OF ALBUQUERQUE
A NEW MEXICO MUNICIPAL
CORPORATION

Recommended:




Matthew Whelan **8/12/22**
Director, Department of Solid Waste **DATE**
City of Albuquerque

Approved:

DocuSigned by:


Lawrence Rael **8/15/2022 | 1:51 PM MDT**
Chief Administrative Officer **DATE**
City of Albuquerque

Licensee:
Dawn Legacy Pointe, fiscally sponsored by
Street Safe New Mexico



S. Kylea Good, CEO. **Aug 12, 2022**
Principal **DATE**

FIRST SUPPLEMENTAL AGREEMENT
TO
SHORT TERM LICENSE AGREEMENT
CCN#

THIS FIRST SUPPLEMENTAL AGREEMENT is made and entered into upon the date of the last signature below, by and between the City of Albuquerque, New Mexico, a municipal corporation (“Licensor”), and **non-profit 501(c)3 Street Safe New Mexico’s fiscally sponsored Dawn Legacy Pointe** (“Licensee”), located at 1250 Menaul NE, Albuquerque, NM 87107. Licensor and Licensee may be referred to herein each as a “Party” and collectively as the “Parties.”

RECITALS

WHEREAS, the Licensor and the Licensee entered into a Short Term License Agreement dated August 15, 2022, hereafter referred to as the "Original Agreement," whereby the Licensor agreed to license certain Property to the Licensee for the purpose of providing a short term Safe Outdoor Space for a limited number of people experiencing homelessness; and

WHEREAS, the Licensor and the Licensee have agreed in this First Supplemental Agreement to modify the time of commencement of the License and the insurance requirements of the Original Agreement; and

WHEREAS, the Parties agree that all modifications to the time of commencement of the License and the insurance requirements are applicable from the date of the execution of the Original Agreement, August 15, 2022.

NOW THEREFORE, in consideration of the premises and mutual obligations herein, the parties hereto do mutually agree as follows:

1. Section 4.a. and 4.b. of the Original Agreement are hereby amended to read as follows:
 - a. The License for the Licensed Area granted hereunder shall commence on the date when the Licensee **first enters upon and occupies the land for the purpose of operating a Safe Outdoor Space, or for the purpose of readying the land for the operation of a Safe Outdoor Space** (the “Commencement Date”), and the Licensee shall then have access to the Licensed Area twenty-four (24) hours a day, seven (7) days a week. **The Licensee shall provide notice to the City of the Commencement Date.**
 - b. The initial License Period shall be for a period of six (6) months (“Initial License Period”) **from the Commencement Date.** The Licensor, in its sole discretion, has the right to extend the License Period for an additional six (6) month period subject to the terms and conditions set forth herein (unless changes are mutually agreed to in writing

by the Parties). The Initial License Period together with all License Renewal Periods shall collectively be referred to herein as “The License Period.”

2. Section 8.A. of the Original Agreement is hereby deleted in its entirety and replaced with the following:

a. **Commercial General Liability Insurance:** A commercial general liability insurance policy with occurrence coverage as follows:

\$1,000,000 per claim	Bodily Injury/Property Damage
\$1,000,000 per claim	Personal/Advertising Injury
\$1,000,000 aggregate	Products Liability/Completed Operations Hazard
\$50,000 any one fire	Fire Damage
\$ 5,000 any one person	Medical Payments

Said policy of insurance must include coverage for all operations performed for the City by the Licensee and contractual liability coverage shall specifically insure the hold harmless provisions of this Agreement.

b. **Commercial Automobile Liability Insurance (“CAL”):** A CAL policy with not less than a \$1,000,000 combined single limit of liability for bodily injury, including death, and property damage in any one claim. The CAL policy must include coverage for the use of all owned, non-owned, and hired automobiles, vehicles and other equipment both on and off work.

c. **Workers' Compensation Insurance:** Workers' Compensation Insurance for the Licensee's employees when required by, and in accordance with, the provisions of the Workers' Compensation Act of the State of New Mexico (“Act”). The Licensee must have three (3) or more employees to trigger the Act's workers' compensation insurance requirement. Per the Act, this number includes the owner of the business.

d. **Professional Liability (Errors and Omissions) Insurance:** Professional liability (errors and omissions) insurance in an amount not less than \$1,000,000 per claim on a claims-made basis, with an aggregate limit of liability of \$3,000,000.

e. **Sexual Abuse Molestation Coverage:** Sexual abuse molestation insurance in an amount not less than \$1,000,000 combined single limit of liability per claim with a general aggregate of \$1,000,000.

f. **Other Coverage Enhancements and e-MD Coverage** as described in relevant policy.

- g. **Increased Limits:** If, during the term of this Agreement, the City requires the Licensee to increase the maximum limits of any insurance required herein, an appropriate adjustment in the Licensee's license amount will be made.
- 3. By signing this Agreement, the Parties ratify the modifications specified in Section 1 and Section 2 of this First Supplemental Agreement from the date of execution of the Original Agreement through to the execution of this First Supplemental Agreement. Further, the parties explicitly agree that all of the terms and conditions of the Original Agreement, including but not limited to all other insurance requirements not modified in Section 2 of this First Supplemental Agreement, and indemnification requirements, are applicable continuously commencing on the date of execution of the Original Agreement.
- 4. Except as herein expressly amended, the terms and conditions of the Original Agreement shall remain unchanged and shall continue in full force and effect unless there is a conflict between the terms and conditions of the Original Agreement and this First Supplemental Agreement, in which event, the terms and conditions of this First Supplemental Agreement shall control.
- 5. This Agreement shall not become effective or binding until approved by the highest approval authority required by the City under this Agreement.
- 6. Authenticated electronic signatures are legally acceptable pursuant to Section 14-16-7 NMSA 1978. The parties agree that this Agreement may be electronically signed and that the electronic signatures appearing on this Agreement are the same as handwritten signatures for the purposes of validity, enforceability, and admissibility.

SIGNATURES ON NEXT PAGE

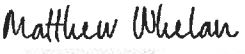
IN WITNESS WHEREOF, the Parties hereto have signed this First Supplemental Agreement to the Short Term License Agreement as of the date indicated by each signature and being the Agreement is effective after approval upon the signature of the City's Chief Administrative Officer or his authorized designee.


Licensor:
CITY OF ALBUQUERQUE
A NEW MEXICO MUNICIPAL
CORPORATION

Licensee:
Dawn Legacy Pointe, fiscally sponsored by
Street Safe New Mexico:

Recommended By:

Approved By:


DocuSigned by:

A48F4D1G1344490...
Matthew Whelan
Director, Department of Solid Waste
City of Albuquerque

DocuSigned by:

B8723GAB8FG2421...
S. Kylea Good, CEO
Principal
Dawn Legacy Pointe, fiscally sponsored by
Street Safe New Mexico

Date: 11/17/2022 | 8:03 AM PST

Date: 11/14/2022 | 11:12 AM MST

Approved By:

DocuSigned by:

D2029FD78E649F...
Lawrence Rael
Chief Administrative Officer
City of Albuquerque

Date: 11/18/2022 | 2:09 PM MST

CITY OF ALBUQUERQUE

CODE ENFORCEMENT

Plaza Del Sol Building, Suite 500
600 2nd Street NW
Albuquerque, NM 87102
Tel: (505) 924-3850 Fax: (505) 924-3847



December 8, 2022

Dawn Legacy Pointe
8409 Central Ave NE
Albuquerque, NM 87108

RE: Safe Outdoor Space Location Application Approval Notification

Location Address: 1250 Menaul NE, Albuquerque NM 87102

Legal Description: RIGHT OF WAY ACCESS CONTROL & MONUMENTATION MAP OF NEW MEXICO STATE HIGHWAY & TRANSPORTATION DEPARTMENT SPRINGER-SPEECHLY TR A-1 CONT 11.7263 AC

Parcel ID: 101505924018931414CA

Operator of Safe Outdoor Space:
Dawn Legacy Pointe

Integrated Development Ordinance (IDO) Zone:
NON-RESIDENTIAL – LIGHT MANUFACTURING (NR-LM)

The Safe Outdoor Space Location Application for this location address is APPROVED.

This notification certifies that the requirements for zoning and in the IDO have been satisfied for the above location. This approval is limited to Safe Outdoor Space. If you are NOT a religious institution, a \$75 Temporary Use Permit fee must be paid prior to operating.

Depending on the specific nature of Safe Outdoor Space activities at this location, additional City approvals may be required including, but not limited to; Fire Marshal's Office inspection(s), and Building Safety inspection(s) for remodeling and/or construction. During operation, the Safe Outdoor Space shall remain in compliance with all applicable codes and regulations. Unless the operator is a religious institution, this approval is valid for a period of up to two (2) years. After two (2) years, an application must be submitted for up to an additional two (2) years.

If the above-named Safe Outdoor Space is not operating at this location within 180 days of this approval notification, this Safe Outdoor Space Location Approval will expire and the location shall no longer be reserved for the above-named Safe Outdoor Space, unless a written extension has been granted by the Planning Department.

Sincerely,


Angelo D. Metzgar,
Code Compliance Manager

CITY OF ALBUQUERQUE

CODE ENFORCEMENT

Plaza Del Sol Building, Suite 500
600 2nd Street NW
Albuquerque, NM 87102
Tel: (505) 924-3850 Fax: (505) 924-3847



December 8, 2022

Dawn Legacy Pointe
8409 Central Ave NE
Albuquerque, NM 87108

RE: Safe Outdoor Space Location Application Approval Notification

Location Address: 1250 Menaul NE, Albuquerque NM 87102

Legal Description: RIGHT OF WAY ACCESS CONTROL & MONUMENTATION MAP OF NEW MEXICO STATE HIGHWAY & TRANSPORTATION DEPARTMENT SPRINGER-SPEECHLY TR A-1 CONT 11.7263 AC

Parcel ID: 101505924018931414CA

Operator of Safe Outdoor Space:
Dawn Legacy Pointe

Integrated Development Ordinance (IDO) Zone:
NON-RESIDENTIAL – LIGHT MANUFACTURING (NR-LM)

The Safe Outdoor Space Location Application for this location address is APPROVED.

This notification certifies that the requirements for zoning and in the IDO have been satisfied for the above location. This approval is limited to Safe Outdoor Space. If you are NOT a religious institution, a \$75 Temporary Use Permit fee must be paid prior to operating.

Depending on the specific nature of Safe Outdoor Space activities at this location, additional City approvals may be required including, but not limited to; Fire Marshal's Office inspection(s), and Building Safety inspection(s) for remodeling and/or construction. During operation, the Safe Outdoor Space shall remain in compliance with all applicable codes and regulations. Unless the operator is a religious institution, this approval is valid for a period of up to two (2) years. After two (2) years, an application must be submitted for up to an additional two (2) years.

If the above-named Safe Outdoor Space is not operating at this location within 180 days of this approval notification, this Safe Outdoor Space Location Approval will expire and the location shall no longer be reserved for the above-named Safe Outdoor Space, unless a written extension has been granted by the Planning Department.

Sincerely,


Angelo D. Metzgar,
Code Compliance Manager

SAFE OUTDOOR SPACE APPROVAL

TO: Jeremy Keiser

City of Albuquerque Planning Department

FROM: Dawn Legacy Pointe

Operator

Mr. Keiser, we have complied with the Notice Requirements that the Hearing Officer required - all 20 property owners. Our understanding is that our Approval for the Safe Outdoor Space at 1250 Menaul Blvd. NE is now in effect.

If there are more appeals, we trust that the Hearing Officer will hear them expeditiously and make a final recommendation. There were 2 items that were mentioned in his remand that need your attention:

- 1) We did fill out an Application on the Planning Department's website. The Hearing Officer stated that there was no copy of our Application in the documents the Planning Department gave him. Please make sure he receives it.
- 2) The Hearing Officer mentioned there was a few pages on the Security and Operation Plan for the Safe Outdoor Space. This was an Executive Summary we submitted which was approved by Family and Community Services. There is a lot more detail which may be important to the Hearing Officer.

Therefore, we are giving Jeff Palmer a copy of the much more detailed Security and Operation Plan supplement which may be of interest to the Hearing Officer. Please make sure he receives this also.

Thank you and your Department for your assistance in helping us to provide a safe and secure option for homeless women who are now on the street.

Safe Outdoor Space Safety Team and Volunteer Training Manual

Contents

1. Roles, responsibilities, and volunteer opportunities
2. General safety protocol
3. Daily camp management and camp office management
4. Day shift/guest sign-in duties and night shift duty paperwork

1. Roles, responsibilities, and volunteer opportunities

- a. SOS Office Management** - maintaining the SOS's records and paperwork
- b. Safety team management** - scheduling and managing day and night shift duties, overseeing daily functions, emergency response
- c. Day shift sign-in duty** - making sure all guests that enter the SOS sign in; monitoring guests while in the camp
- d. Night shift safety watch** - hourly SOS walk through, and emergency response
- e. SOS grounds upkeep** - emptying garbage cans, cigarette butts and debris, clean camp perimeter, dishes, outside coffee station, tent maintenance, bathroom clean-up
- f. Donation trailer clean-up** - sort donations in the donation trailer, distribute donations, accept donations from donors and give donation receipts
- g. Clean-up** - debris around any garden spaces and around parking lot
- h. Volunteer Projects** - any special projects like gardens or when groups come

2. General safety protocol

- a. Emergency phone numbers** - these numbers are in order of response priority, and chain of communication
- b. Police, Fire, Medical** - 911
- c. Police dispatch** - (505)n 243- COPS / 311 for ABQ Community Safety

Safety at Safe Outdoor Spaces is always a primary concern, and has been part of the way we as an unhoused community have invested in forming our own self governance. Like any community, we are concerned about fire safety, criminal behavior, mental/general health issues, as well as making sure our residents can endure the elements. Being part of the Volunteer Staff and Safety Team is about taking care of ourselves and each other, even though this is a transitional situation for most, to be vigilant in learning to communicate with each other and remind each other about the privilege of living at the Safe Outdoor Space, and that is it up to all of us to make it work out.

Many challenges are faced out here, drug and alcohol abuse, theft, violence, mental health problems, and chronic health issues. Dealing with these conflicts with patience and compassion, together, one person at a time, all learning the appropriate responses to any of the micro-crises that arise, is the key that continues to allow the Safe Outdoor Space to grow in peace, and help people along the way. It is important, as while still learning to meet the challenges better, to outline strategies for Staff, Volunteers, and Client Residents on how to approach different emergency situations.

- A. Aggression and physical violence - 911 - Police
- B. Drug and alcohol abuse - 911 - Police or Emergency Medical Technical (EMT)
- C. Health issues - 911 - EMT
- D. Mental health, depression, suicide, anxiety - 911 - Police/EMT
- E. Conflicts outside of the SOS - 911 - Police

In all cases, after the appropriate authorities are called, notify SOS Staff to let them know what is going on. If the emergency is severe, also call the Board Chair. Please write down and file an incident report for each situation and make sure it is given to the SOS Staff immediately.

3. Daily SOS management

The SOS Management has been responsible for creating their own office and format for how the daily functions and operations of the SOS and the client residents that live here together as a community can work together more effectively. It has been our goal to leave a working template behind so that a new group of volunteers can easily assume the roles and tasks at hand, and to be able to continue to grow and expand our working relationship with other organizations. There is a file for every aspect of what we do here and we are constantly trying to improve how to make the paperwork easy to access and understand. Be diligent to get the hang of it.

Registering New Clients - Intake

When someone wants to move into the SOS, they must first apply and if accepted do an intake with SOS Staff (typically the SOS Outreach Coordinator). After an individual has an intake slip from the Staff Member, they will be directed to where they will find out what tent site they will be on and get added to the roster.

SOS Placement

- A. Resident Information - double check - date of birth, veteran status, pets, vehicle numbers (VIN/license plate), and emergency contacts on the intake

sheet so that they can be entered into the client resident roster and SOS database. Our office uses a **SOS Status Tracking Form**, which the new resident should fill out before being placed, so that we can better help people find work, get housing, or receive services. **Make sure to also write the current date and the tent or space the new resident is moving into on the intake sheet.** The intake sheet can then be filed in the Current Registrations Folder so that this information can be entered into the database the next time the SOS Roster is updated. The new resident should then be given a copy of the rules, in English or Spanish, and **sign the rules sheet** which is in the SOS Rules folder.

- B. Moving In - After all this has been done, the new Client Resident is ready to move in. Ask if they need any gear such as sleeping bags, blankets, pillows, pads, etc. The SOS Community Manager or Coordinator will get them if there are not any in the SOS storage. Make sure to ask the new Client Resident if they have any questions about the SOS, and try to make them feel welcome.

Camp Roster

The SOS Roster needs to be updated at least once per week, or as needed depending on how much traffic there is of Client Residents moving in and out. If the roster is not kept up it makes it hard to see who is in the SOS and what spaces are available for potential Client Residents to move into. It is also the SOS Staff responsibility to keep the roster up to date so that the Albuquerque Police Department (APD), EMTs, and Fire Response can be easily directed to who and where residents are in case of an emergency.

SOS Roster information is updated by the SOS Outreach Coordinator in Google Drive and shared with various SOS Staff and Board of Directors.

Vacated Records

Whenever a Client Resident vacates the SOS, for whatever reason, it is documented and tracked to the data team. If they get housing, are asked to leave for violating the rules, move somewhere else, leave for health reasons, or even go MIA, write their status on the Client Resident's Intake Form with the date they vacate. There is also a Vacated Form in the Vacated file, where the Intake Form is then filed after being updated, that should also be filled out with the same information. Vacated files should be updated weekly, including transferring the current information to the computer database Vacated file. This information is also part of the Monthly Reports that are filed before the end of each month.

Personal Belongings Inventory and Storage

If a Former Client Resident leaves the SOS, but cannot take all their belongings with them, the SOS can keep personal possessions in storage for up to three (3) calendar days. Their belongings must be properly bagged and labeled with their full name and the date before being put into the storage container. A rudimentary inventory of the Former Client Resident's belongings, number of bags/suitcases, gear, tent etc. must be logged in the Personal Belongings Sheet, dated, and filed. When the Former Client Resident comes to pick up their belongings, the date and initials of the individual should be put on the Personal Belongings Inventory Sheet next to their entry.

4. Day Shift/Guest Sign-in Duties and Night Shift Duty

Safety team assignment - day/night shift duty:

It generally is good practice to get Client Residents to sign up for day or night shifts on Sunday, or before the next SOS business week starts, for the *whole* week. The days, shifts (AM/PM), and the names of the Volunteers should be written on the dry erase board, *clearly*, so that everyone can see who is working. At the beginning or end of each volunteer shift, the Volunteer needs to sign the Service Hours Log so that the service hours can be tallied up at the end of each month for the SOS. The tally is required and we must be submitting all the volunteer hours monthly.

Day Guest Sign-In

Every morning at 7am the first person on watch can get the Guest Sign-in clipboard. It is important that every person that walks through the front gates, including Volunteers, signs in. When someone signs in as a Client Resident Guest, make sure the Client Resident they are visiting is currently at the SOS. Client Resident Guests that remain at the SOS for more than an hour, or repeatedly come and go after signing in once, should be asked to leave. The Client Resident the Guest was visiting should be immediately informed of the rule infraction. Client Residents must always be present at the SOS when their Guest is on the SOS property, and Guests will be asked to leave if this rule is broken. Client Residents who break the rule should be immediately notified of the rule upon their return. If the clipboard runs out of Sign-in Sheets during the course of the day, you can get new ones in the Guard Shack in the folder marked SOS Sign-in Sheets. Guests who sign-in on the clipboard are here to visit Client Residents or to volunteer. People who do not live at the SOS and are not volunteering or being given a tour by a designated Staff, Board, or Volunteer are not to be wandering around, consuming beverages or food, or loitering and under no circumstances are guests allowed in residents' tents. At the end of the day, the Volunteer on the last shift can return the

Guest Sign-in clipboard to its proper place. Remember, there are no client resident guests allowed in the SOS before 7am or after 6pm, and that is every client resident's responsibility.

Night Shift Safety Team Duties

At 6pm the first person on night watch can get the Time Log Sheet, so that they can log every hour when they walk around the SOS. If something is seen that is not a serious situation that needs an incident report, it can be written on the Time Log Sheet so that Staff or the Board can address it the following day. For any situation that involves confrontation or may require 911, please wake up the SOS Community Manager so you are not getting involved with emergency situations alone. In the event of any emergency situation, an incident report should be written immediately while the situation and details are easily recalled, so that the report can be given to the SOS Staff and Board Chair first thing in the morning. If the Night Shift Safety Team are using flashlights, please remember to put the batteries in the charger so the following Night Shift Safety Team will have a fully charged flashlight.

Remember - if you see something suspicious outside the community at night, do not approach by yourself. Wake up another Staff Member, SOS Volunteer, or Client Resident to keep watch or approach with you!

SOS Paperwork

All incident reports should be filled out shortly after the situation occurs so that the details are fresh. Please write clearly, professionally, and include all the important information so the SO Staff can know exactly what occurred. These reports are not a place to vent, so be careful not to embellish the incident. Have all the witnesses of the incident sign and date the report along with any other Safety Team members that were present. After discussing it with the SOS Community Manager, make a recommendation as necessary.

If the SOS Client Resident has a grievance of any kind they should request and be provided with a Grievance Form, which are kept in the Guard Shack. It is their responsibility to fill the form out, take a photo of the Grievance Form if they wish, and submit the Grievance Form to the SOS Staff. Try not to get involved in disputes in the camp, but simply direct Client Residents to follow the correct grievance procedure.

Volunteer Hours Log

The Volunteer Hours Log is kept in the SOS Guard Shack. When volunteers are starting or ending their shifts they *must* sign the Volunteer Hours Log. SOS staff who noticed the Volunteer Hour Log has not been signed by a Volunteer are responsible for ensuring the Volunteer signs the log. All volunteer hours including sign-in desk duty, night watch, trash can emptying, grounds maintenance, camp upkeep, and also special projects should be logged shortly after they are completed. At the end of the month, these volunteer hours are tallied and given to the SOS Staff and Board so the SOS can help the agency represent the work being done accurately including for funding reports.

Donations Log

The Donations Log is also kept in the Guard Shack, and should be utilized for incoming donations. Whenever an individual or group brings items to the SOS Community, ask for their name and if they would like a receipt for a tax deduction. If they do not want a receipt for tax deduction purposes, simply list the items donated and the appropriate information in the log. Some donors may also choose to remain anonymous. The Donation Receipts are also kept with the logs and can be filled out with the donors' information along with the items donated. One copy of the receipt goes to the donor and the other half to the SOS Staff. Ask the donor for permission to mention their contribution on the SOS social media, and thank them for their donation.

Safe Outdoor Space Security Protocol

It is *everyone's* responsibility to keep the SOS Community safe. If you see or hear something suspicious against our agreements, inform the Safety Team, the Community Manager, or Outreach Coordinator.

Safety Officer

1. It is the Safety Officer's responsibility to patrol the SOS boundaries
2. If something dangerous is seen or heard, do not be put in harm's way. Immediately *report* the situation to the security or police. Each phone number is listed in the Guard Shack. You must also report it to the SOS Staff and in the event of a severe incident also report to the Board Chair.
3. Share information with the other Client Residents, particularly those new to the SOS Community, about what the policies and procedures are.
4. The Safety Officer is the Point Person for any major concerns at the SOS Community, and responsible to de-escalate conflicts between Client Residents, call security/police if needed, and help figure out the Safety Officer schedule.

SOS Security

1. Night shift: Patrol the perimeter of the SOS Community at least twice during the shift.
2. Make sure Guests sign in, and do not allow any Guest to go back to the tents unless they are accompanied by SOS Staff, Board Member, a Volunteer, or a Client Resident.
3. There are Time Logs in the Guard Shack. Log any important events, such as Guests coming, uninvited Visitors dropping by, donations coming in, incidents, police being called, etc.
4. Incident reports must be written and reported to the SOS Community Manager and the Outreach Coordinator.
5. Food donations go straight to the storage area. Clothing donations should be sent to the bin as soon as possible.
6. Do not allow Client Residents to take entire bags/boxes of donations to their tent. It is important that the donations are shared and not hoarded.
7. Belligerent/intimidating/threatening behavior is not allowed. Incidences of this behavior must be logged into the Time Log and written on an Incident Report Sheet.

✓ ALB BOCA HOTEL LIMITED PRSH
1000 MARKET ST BLDG 1
PORTSMOUTH NH 03801

✓ CITY OF ALBUQUERQUE
PO BOX 2248
ALBUQUERQUE NM 87103-2248

✓ DCI DONOR SERVICES INC
1633 CHURCH ST SUITE 500
NASHVILLE TN 37203-2948

✓ ALB BOCA HOTEL LIMITED PRSH
1000 MARKET ST BLDG 1
PORTSMOUTH NH 03801

✓ T-MOBILE PCS HOLDINGS LLC
12920 SE 38TH ST
BELLEVUE WA 98006-1350

✓ ARCHDIOCESE SANTA FE CEMETERY
CATHOLIC SERVICE BLDG
4000 ST JOSEPHS PL NW
ALBUQUERQUE NM 87120-1714

✓ M-F PARTNERSHIP
PO BOX 35280
ALBUQUERQUE NM 87176-5280

✓ SUNSET MEMORIAL PARK
PO BOX 25063
ALBUQUERQUE NM 87125-0063

✓ ABQ 1701 LLC
3304 W HISTORIC HWY 66
GALLUP NM 87301-6841

✓ BRAR HOTELS GROUP INCORPORATED
200 MILL ST
RENO NV 89501-1535

✓ ALBUQ METROPOLITAN BOARD OF
REALTORS INC
1635 UNIVERSITY BLVD NE
ALBUQUERQUE NM 87102

✓ CFF II SUN VILLAGE LLC & CSA II SUN
VILLAGE LLC C/O JESSE MCBAY
8012 BEE CAVES RD SUITE 300
AUSTIN TX 78746-4902

✓ 1509 UNIVERSITY BLVD NM LLC
4525 WILSHIRE BLVD SUITE 210
LOS ANGELES CA 90010-3846

✓ ALB BOCA HOTEL LIMITED PRSH C/O
OCEAN PROPS ATTN: N HEBERT
1000 MARKET ST UNIT 1
PORTSMOUTH NH 03801-3358

✓ ASSOCIATED GENERAL CONTRS
1615 UNIVERSITY BLVD NE
ALBUQUERQUE NM 87102

✓ CHAMISA PROPERTIES LLC
1617 UNIVERSITY BLVD NE
ALBUQUERQUE NM 87102

✓ GAECHTER OUTDOOR ADVERTISING INC
C/O MIKE GAECHTER PRESIDENT
13 HORIZON DR
FRISCO TX 75034-6840

✓ GREATER ALBUQUERQUE ASSOCIATION
OF REALTORS INC
1635 UNIVERSITY AVE NE
ALBUQUERQUE NM 87102-1710

✓ TA OPERATING CORPORATION C/O TAX
DEPARTMENT
24601 CENTER RIDGE RD
WESTLAKE OH 44145-5634

✓ JMDH REAL ESTATE OF ALBUQUERQUE
LLC ATTN: CEO
1710 WHITESTONE EXPRESSWAY
FLUSHING NY 11357

SAFE OUTDOOR SPACES OPERATIONAL/SECURITY PLAN

How do we get them in the door?

Once the facility is ready, the SOS Manager and the person selected for Outreach will begin visiting the encampments that are ranked in order of priority, as far as the need to disband them and get the individuals in a secure situation with the basic services they need.

The description of what is available at the Safe Outdoor Space is made clear to the individuals that are spoken to. (If the Mayor and ABQ Police Dept. have decided to enforce the trespassing laws that apply especially to City Parks, that enforcement will be made clear to the person - it may help them to decide they would like to apply for a designated space.)

If they decide they would like to apply, the Outreach person will sit down with the individual and review the Registration form and fill in as much as possible.

A decision has to be made as to whether the individual will be able to reside in the Safe Outdoor Space. The SOS Manager has to have experience in dealing with mental illness, drug and alcohol addiction, and how this person would be able to handle the Rules for being in a designated space.

Not everyone will be a good fit. Those who have become homeless because of circumstances beyond their control; those who want to work but need a permanent place to clean up, receive mail, and get help obtaining a job are going to be at the top of the list as far as securing a space. We will take people who do take drugs, drink alcohol - but none of that is allowed when in the facility, and they have to follow the rules. Sex offenders will not be accepted as required by Safe Outdoor Spaces amendments passed by the City Council of Albuquerque.

We will coordinate with the other Non-Profits that can offer services that will help our residents. Being in 1 place is going to be really efficient for them - I have spoken with many of them and they feel this will be a big improvement over what they have to do now - track the people down that need help. Our Registration Form will help determine which individuals to work with, thus further increasing efficiency.

Once the individual signs the necessary paperwork, then we have to get them and their personal belongings to the Safe Outdoor Space. We are going to need a van or pickup truck to be able to do that.

This is critical: the reason the ABQ police will be able to enforce the trespassing laws is that homeless individuals will be able to go to an alternative location where they are not trespassing, AND take their personal property with them.

What happens after individuals are assigned a Designated Space?

Once in the Safe Outdoor Space, the Rules and service requirements (6 hours per week) will apply.

There is 1 mandatory meeting per month for all residents. Additionally, there is a meeting every week to discuss what is going on in the Safe Outdoor Space, solve problems that arise, etc.

There is an ONSITE Manager and an ASSISTANT who will help oversee the operation of the Safe Outdoor Space daily. The SOS Manager is off site after hours, but available if there is an emergency. Both ONSITE Manager and ASSISTANT will be supplied with cell phones to be able to communicate with police and the SOS Manager.

Scheduling for Security and Cleanup will be done by the onsite management. If a resident fails to show up for their scheduled duty, one of the onsite managers will fill in.

There will be 6' fencing with screening (like a tennis court) and gates around the Safe Outdoor Space. The gates will be open from 7:00am to 8:00pm, then they will be locked for the night. There will also be a Safety Shack for the residents on security to occupy; it will have lights and other necessary equipment to perform their duties.

All requirements for Safe Outdoor Spaces will be observed based upon amendments passed by the City Council of Albuquerque, New Mexico.

Initially, the Safe Outdoor Spaces will have temporary and portable showers, bathrooms, hand washing stations, and meeting spaces. If the City Council removes the temporary edict, then permanent structures will be built to provide the above.

SAFE OUTDOOR SPACE REGISTRATION FORM

Full Name/Nickname:

Date of Intake:

D.O.B./Age:

Date of Entry:

Race/Language:

Date vacated:

Gender:

Veteran:

Health Concerns:

Pets:

Resident has read Rules _____

Staff Signature: _____

Status:

I hereby acknowledge that Safe Outdoor Spaces works closely with all branches of Law Enforcement. Safe Outdoor Spaces will not shelter residents absconding from the law and will assist law enforcement officials with vacating residents with open warrants.

Sign: _____

Employment: periodic – p/t – f/t- day labor

Income: Disability – Gen. Assist. – SSI-SSDI – SNAP – Retirement – Veteran Received:

Basic Needs: ID – Birth Certificate – Social Security Card

Seeking Housing: Yes No Housing Received:

Education: GED – College – Vocational Potential residents will be screened for housing barriers. If you have zero barriers to housing and are not working with a Housing Case Manager, tenancy if denied at intake.



CM Init: ANON
 TRANSLATOR New?

INTAKE REPORT TRACKING

Name: _____ Age: _____ Sex: _____ Intake Date: _____
 Ethnicity: _____ Race: _____ Veteran: _____ Education: _____
 Birth Date: _____ Social Security Number: _____
 Married: _____ Single: _____ Div.: _____ Sep.: _____ Wid.: _____ Partner: _____ Referred by: _____
 Past Month's Residence: _____ Current: _____
 Number of continuous months homeless: _____ Number of times homeless in past 3 yrs: _____
 Chronically Homeless Yes _____ No _____ [Homeless+ Disability + (12 mo. Continuous, or 4+ times for 12+ mo., in 3 yrs.)]
 Income at Intake: _____ Sources: _____
 Resources at Intake: _____
 Number in Household: Adult(s) _____ Children _____ City of Residence: _____

<u>PRIMARY DISABILITY</u>	
Severe Mental Illness	_____
Chronic Alcohol	_____
Drug Abuse	_____
AIDS & Related Diseases	_____
Developmental Disability	_____
Physical	_____
Other	_____

<u>PRIMARY PROBLEMS</u>	
Financial	_____ ID _____ Health _____
Transportation	_____ Mental Illness _____
Domestic Violence	_____
Substance Abuse	_____ Housing _____
Other	_____

Relationship (To Adult above)	Vet	Hisp	Race (see Code below)	DoB	Age	SS#	D-devl P=phys M=mntl	Income 60%-80% AMI

<p><u>FOOD STAMPS</u> Has them _____ Does not _____ Unknown _____</p> <p><u>MORE BENEFITS</u> SCHIP _____ Vet Hlth Care _____ WIC _____ Wkmans Comp _____ Other Cash Inc _____ Other Non-Cash Inc _____ Other: _____</p>	<p><u>BENEFITS</u> SSI _____ SSD _____ Soc. Sec. _____ Health Insurance _____ Medicaid _____ Medicare _____ General Assistance _____ Work Income _____ AFDC/TANF _____ Veteran's _____ Child Support _____ Unemp Benefits _____</p>	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr><td>a.</td><td>American Indian or Alaskan Native</td></tr> <tr><td>b.</td><td>Asian</td></tr> <tr><td>c.</td><td>Black or African-American</td></tr> <tr><td>d.</td><td>Native Hawaiian or Other Pacific Islander</td></tr> <tr><td>e.</td><td>White</td></tr> <tr><td>f.</td><td>American Indian/Alaskan Native & White</td></tr> <tr><td>g.</td><td>Asian & White</td></tr> <tr><td>h.</td><td>Black/African American & White</td></tr> <tr><td>i.</td><td>American Indian/Alaskan Native & Black/African American</td></tr> <tr><td>j.</td><td>Other Multi-Racial</td></tr> </table>	a.	American Indian or Alaskan Native	b.	Asian	c.	Black or African-American	d.	Native Hawaiian or Other Pacific Islander	e.	White	f.	American Indian/Alaskan Native & White	g.	Asian & White	h.	Black/African American & White	i.	American Indian/Alaskan Native & Black/African American	j.	Other Multi-Racial
a.	American Indian or Alaskan Native																					
b.	Asian																					
c.	Black or African-American																					
d.	Native Hawaiian or Other Pacific Islander																					
e.	White																					
f.	American Indian/Alaskan Native & White																					
g.	Asian & White																					
h.	Black/African American & White																					
i.	American Indian/Alaskan Native & Black/African American																					
j.	Other Multi-Racial																					

Δ CAMP HOPE AGREEMENTS 2018 Δ

1. No use, sale, trade or purchase of alcohol or drugs (of any kind)
2. No intoxicated or disruptive behavior
3. No threatening, violent, intimidating or aggressive behavior or language
4. No firearms or illegal weapons allowed on campgrounds or MVCH property
5. No abusive language or discriminatory speech
6. No vandalism including graffiti or urinating or defecating on premises
7. No stealing or destruction of others' personal property, or property designated as belonging to Camp Hope or MVCH.
8. No open fires, to include camping stoves anywhere on the campgrounds or MVCH campus. Grilling is allowed in the designated camp grill area. The horno may be used for cooking but must first be approved by MVCH staff.
9. Visiting minors must be accompanied and supervised by an adult and are not allowed overnight. MVCH staff can assist unaccompanied youth and parents who have children to find emergency shelter.
10. Limited guests (2 per resident) are allowed during the hours of 7 am and 6 pm if they follow the rules. No overnight guests. You are responsible for the actions of your guests. ALL guests are required to sign in, and if hosting a guest you MUST meet them at the guard shack. No unattended visitors in or around Camp Hope or the garden area.
11. No guests except direct family members on the weekend.
12. Overnight stays are limited to registered campers.
13. No one with open warrants is allowed at Camp Hope.
14. No loitering is permitted in front of or around any of the MVCH Alliance Agencies when businesses are closed. Between the hours of 6 pm and 6 am, and on weekends and holidays, Camp Hope is the only area open to people on campus (anyone on campus must be a resident or visiting a resident of Camp Hope).
15. Campers, whether in tents or approved vehicles, may not connect to campus electricity or water. Campers may not use extension cords or hoses. Requests for special needs may be granted in writing by the MVCH Camp Coordinator.
16. No smoking is allowed in tents. Cigarettes should be extinguished in designated containers and butts put in proper containers.
17. No littering.
18. Keep your tent area tidy. Belongings must be confined to inside the tent pad space. Help keep the camp clean.
19. Camp Hope is *emergency sheltering in alternative structures*. If you are not actively working with Camp Hope Coordinator, looking for employment, or applying for housing, you cannot stay in the camp.
20. If you will be gone from camp for longer than 3 days you must communicate with camp manager or camp coordinator about circumstances. Camp Hope is not intended to be a secondary residence. Campers are not allowed to repeatedly stay elsewhere and return to camp intermittently. There are exceptions such as staying at the Gospel Rescue Mission during nights of extremely cold weather.

21. It is recommended that all residents perform and record 6 hours of service in camp a week.
22. Every Tuesday at 10:00 AM the Camp hosts "The Great Conversation". The conversation allows campers, staff, and community members to address our differences and to recognize how much we all have in common. The first Tuesday of every month is a mandatory camp meeting, and the first two meetings after your intake are also mandatory.
23. Campers will stay in the defined campground. A few spaces are available on the Camp parking area for vehicles to be used by camp residents. Vehicles must be registered and given permission to be on the Camp Hope premises. Their owners must follow all Camp Hope rules.
24. No unregistered or inoperable vehicles are allowed on the campus at any time.
25. Campers are responsible for cleaning up their tent before they move out of Camp. Residents who leave an untidy tent space will not be allowed back in camp. They will also be added to the MVCH banned list for littering (The number of months they are banned depends on the number of prior offenses by the resident). If items left behind are not removed within 3 days, they will be discarded as MVCH is not responsible for storing camp resident's property.
26. Donations may not be sold to anyone, for any amount. Anyone found breaking this agreement will be asked to vacate immediately.
27. When leaving Camp Hope, you may only leave with one reasonable truckload of items. This is to prevent hoarding and excess usage of camp resources.
28. Campers who have complaints must follow the Grievance procedure.
29. All dogs and pets coming in to Camp must be up to date on shots and be spayed or neutered. If residents need help with either they will be referred to agencies that may assist them. All dogs must be on a leash at all times as this is City of Las Cruces property.
30. Sex offenders must be registered with the LCPD/Sheriff Dept. Schools within one mile must be notified. This is the responsibility of the offender
31. No drugs except as prescribed and taken as prescribed.
32. All residents must be fully clothed in common areas.
33. Camp quiet hours are 10:00 p.m to 8:00 a.m.
34. Camp Clean up Fridays 9-10 a.m.
35. MVCH has a responsibility to maintain confidentiality, respect and privacy for all residents at the Camp. We ask that clients not utilize social media when regarding to Camp Hope concerns. Contact the Camp Hope Outreach Coordinator for anything in regard to the Camp and Social media.

There is ZERO tolerance for criminal behavior including alcohol and drug use, weapons violations, stealing, vandalism, assault, battery, etc. Offenses will be reported to MVCH staff and appropriate authorities. Criminal behavior will be reported to and dealt with by the Las Cruces Police Department.



MESILLA VALLEY COMMUNITY OF HOPE

Camp Hope Participant Assumption of Risk and Waiver of Liability Relating to Coronavirus/COVID-19

The novel coronavirus, COVID-19, has been declared a worldwide pandemic by the World Health Organization. COVID-19 is extremely contagious and is believed to spread mainly from person-to-person contact. As a result, federal, state, and local governments and federal and state health agencies recommend social distancing and have, in many locations, prohibited the congregation of groups of people.

The MVCH Camp Hope Program has put in place preventative measures and protocols, where possible, to reduce the spread of COVID -19; however, MVCH cannot guarantee that you will not become infected with COVID-19. Attending or participating in the Camp Hope program could increase your risk of contracting COVID-19.



By signing this agreement, I acknowledge the contagious nature of COVID-19 and voluntarily assume the risk that I may be exposed to, or infected by COVID-19 by participating in the Camp Hope program, and that such exposure or infection may result in personal injury, illness, permanent disability, and death. I understand that the risk of becoming exposed to or infected by COVID-19 by participating in the Camp Hope program may result from the actions, omissions, or negligence of myself and others, including, but not limited to, MVCH, City employees and contractors, subcontractors, or their respective employees.

I voluntarily agree to assume all of the foregoing risks and accept sole responsibility for any injury to myself including, but not limited to, personal injury, disability, and death, illness, damage, loss, claim, liability, or expense, of any kind, that I may experience or incur in connection with my participating in the Camp Hope program (the "Claims"). I hereby release, covenant not to sue, discharge, and hold harmless MVCH and the City of Las Cruces, its employees, agents, volunteers and representatives, of and from the Claims, including all liabilities, claims, actions, damages, costs or expenses of any kind arising out of or relating thereto. I understand and agree that this release includes any Claims based on the actions, omissions, or negligence of MVCH, the City of Las Cruces, its employees, agents, volunteers and representatives, whether a COVID -19 infection occurs before, during, or after participation in the Camp Hope program.

Signature _____

Date _____

Print Name _____

Date _____

I understand that if I violate the rules of the camp or the rules of MVCH I will be asked to leave the camp. I agree that I received the rules and I understand them in full.

Resident Name/Signature Date

Witness Name/Signature Date

I understand that depending on the nature of the crime committed or rule infraction, I may be asked to leave the camp immediately. I agree that I will leave the camp or that I may risk being banned from the property or risk the police being called.

Resident Name/Signature Date

Witness Name/Signature Date

I realize that I am staying at Camp Hope of my own volition. I understand that paid staff is not on-hand at the camp at all times.

Camp Hope resident does hereby release and forever discharge and hold harmless MVCH and its successors and assigns from any and all liability, claims, and demands of whatever kind or nature, either in law or in equity that arise or may hereafter arise from the resident's stay at Camp Hope. I agree to defend, indemnify and save harmless MVCH and its officers, agents and employees from any and all suits, actions and claims of any character brought because of any injury or damage received or sustained by any person, persons or property.

Resident Name/Signature Date

Witness Name/Signature Date

CITY OF ALBUQUERQUE



Solid Waste Management Department
Matthew Whelan, Director

July 31, 2022

Dawn Legacy Pointe
Fiscally sponsored by Street Safe New Mexico, a non-profit 501 (c)(3)

Dear Dawn Legacy Pointe,

The City has received your request to use City-owned property for a Safe Outdoor Space as described in the Integrated Development Ordinance, effective July 28, 2022. The property requested is located at 1250 Menaul NE, plat number: SP-81-349. This property is zoned Non-Residential-Light Manufacturing (NR-LM). You have requested the use of 1 acre of this property,

The City grants permission to use this site temporarily for 6 months, with a possible extension of 6 months pending your approved Safe outdoor Space application. This permission is granted however; a lease agreement or license agreement between the City of Albuquerque's Solid Waste Management Department and Dawn Legacy Point will need to be executed prior to commencing operations.

PO Box 1293

Albuquerque

NM 87103

www.cabq.gov

Sincerely,

Matthew Whelan

City of Albuquerque Planning Department
Property Owner Notice Form for Temporary Use Permit



[Note: Items with an asterisk (*) are required.]

July 30, 2022
[Date*]

City of Albuquerque
[Name* of Abutting Property Owner]

PO Box 2248 Albuquerque, New Mexico 87103-2248
[Address* of Property Owner]

RE: Public Notice of Temporary Use Permit

Dear City of Albuquerque [Name* of Property Owner],

In accordance with the procedures of the City of Albuquerque's Integrated Development Ordinance (IDO) **Subsection 14-16-6-5(D)(2)**, this is written notice to you as an abutting Property Owner that an application for a **Temporary Use Permit** will be submitted to the City of Albuquerque Planning Department for a property next to you. This application will be reviewed and decided by the City of Albuquerque Planning Department staff, available by email at codeenforcement@cabq.gov.

1. Property Owner of Subject Property* City of Albuquerque

2. Agent* [if applicable] —

3. Subject Property Address* 1250 Menaul Blvd. NE

4. Location Description vacant land - SW corner of Menaul

5. Zone Atlas Page H-15-Z [Available here: <http://data.cabq.gov/business/zoneatlas/>]

6. Legal Description not available

7. Area of Property [typically in acres] 0.79 acres

8. IDO Zone District NR-LM

9. Overlay Zone(s) [if applicable] —

10. Center or Corridor Area [if applicable] —

11. Current Land Use [vacant, if none] None - vacant

12. Deviations Requested [if applicable] —

13. Variances Requested [if applicable] —

The application will request the temporary use for the following land uses and/or activities:

Safe Outdoor Space

City of Albuquerque Planning Department
Property Owner Notice Form for Temporary Use Permit

[Note: Items with an asterisk (*) are required.]

The application will request that the temporary use be allowed for the following duration:

24 months with an additional [ex: number of days/months/years].

24 months if approved by City of Albuquerque.
This temporary use will operate in the following days and times:

24 hours a day / 365 days a year

NOTE: Anyone may request and the City may require an applicant to attend a City-sponsored facilitated meeting with Neighborhood Associations, based on the complexity and potential impacts of a proposed project [IDO Subsection 14-16-6-4(D)]. To request a Facilitated Meeting regarding this project, contact the Planning Department at devhelp@cabq.gov or 505-924-3955. To view and download the Facilitated Meetings Criteria, visit <http://www.cabq.gov/planning/urban-design-development/facilitated-meetings-for-proposed-development>.

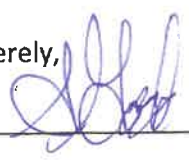
Please contact me with any questions or concerns at 720.333.8288 [phone number*] or via s.goodco@gmail.com [email*].

More information about the project can be found here: [project webpage*, if applicable]

Useful Links

Integrated Development Ordinance (IDO):
<http://www.cabq.gov/planning/codes-policies-regulations/integrated-development-ordinance>

IDO Interactive Map
<https://tinyurl.com/IDOzoningmap>

Sincerely,  _____ [Agent/Property Owner/Developer/Operator]

Cc: _____ [Other Property Owners, if any]

U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
 Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

Albuquerque, NM 87107

Certified Mail Fee \$4.00
 \$
 Extra Services & Fees (check box, add fee \$) (PSN 7530-02-000-9047)
 Return Receipt (hardcopy) \$
 Return Receipt (electronic) \$
 Certified Mail Restricted Delivery \$
 Adult Signature Required \$
 Adult Signature Restricted Delivery \$
 Postage \$0.60
 \$
 Total Postage and Fees \$7.85
 \$



Sent To
 Dawn Legacy Pointe
 Street and Apt. No., or P.O. Box No.
 8409 Central Ave NE
 City, State, ZIP+4®
 ABQ NM 87108

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions



HIGHLAND
 111 ALVARADO DR SE
 ALBUQUERQUE, NM 87108-9998
 (800)275-8777

08/05/2022 11:11 AM

Product	Qty	Unit Price	Price
First-Class Mail® Letter	1		\$0.60
Albuquerque, NM 87107 Weight: 0 lb 0.60 oz Estimated Delivery Date Mon 08/08/2022			
Certified Mail®			\$4.00
Tracking #:	70221670000329274442		
Return Receipt			\$3.25
Tracking #:	9590 9402 7272 1284 5409 63		
Total			\$7.35
US Flags	20	\$0.60	\$12.00

Grand Total: \$19.85

Credit Card Remit \$19.85
 Card Name: VISA
 Account #: XXXXXXXXXXXXX1746
 Approval #: 03624C
 Transaction #: 300
 AID: A0000000031010 Chip
 AL: VISA CREDIT
 PIN: Not Required CHASE VISA

 Every household in the U.S. is now eligible to receive a third set of 8 free test kits.
 Go to www.covidtests.gov

Text your tracking number to 28777 (2USPS) to get the latest status. Standard Message and Data rates may apply. You may also visit www.usps.com USPS Tracking or call 1-800-222-1811.

Preview your Mail
 Track your Packages
 Sign up for FREE @
<https://informedelivery.usps.com>

All sales final on stamps and postage. Refunds for guaranteed services only. Thank you for your business.

Tell us about your experience. Go to: <https://postalexperience.com/Pos> or scan this code with your mobile device,



or call 1-800-410-7420.

7022 1670 0003 2927 4442

City of Albuquerque Planning Department
Property Owner Notice Form for Temporary Use Permit



[Note: Items with an asterisk (*) are required.]

8/4/22
[Date*]

Sunset Memorial Park
[Name* of Abutting Property Owner]

924 Menaul Blvd. NE ABO, NM 87107
[Address* of Property Owner]

RE: Public Notice of Temporary Use Permit

Dear Sunset Memorial Park owner [Name* of Property Owner],

In accordance with the procedures of the City of Albuquerque's Integrated Development Ordinance (IDO) **Subsection 14-16-6-5(D)(2)**, this is written notice to you as an abutting Property Owner that an application for a **Temporary Use Permit** will be submitted to the City of Albuquerque Planning Department for a property next to you. This application will be reviewed and decided by the City of Albuquerque Planning Department staff, available by email at codeenforcement@cabq.gov.

1. Property Owner of Subject Property* City of Albuquerque
2. Agent* [if applicable] not applicable
3. Subject Property Address* 1250 Menaul Blvd. NE
4. Location Description NE corner of Menaul and I-25 Frontage Road
5. Zone Atlas Page H-15-Z [Available here: <http://data.cabq.gov/business/zoneatlas/>]
6. Legal Description not available
7. Area of Property [typically in acres] 0.79 acres
8. IDO Zone District NR-LM
9. Overlay Zone(s) [if applicable] —
10. Center or Corridor Area [if applicable] —
11. Current Land Use [vacant, if none] vacant
12. Deviations Requested [if applicable] —
13. Variances Requested [if applicable] —

The application will request the temporary use for the following land uses and/or activities:

Safe Outdoor Space

City of Albuquerque Planning Department
Property Owner Notice Form for Temporary Use Permit

[Note: Items with an asterisk (*) are required.]

The application will request that the temporary use be allowed for the following duration:

6 months with an additional 6 months possible unless extensions are granted by the City of ABQ.
[ex: number of days/months/years].

This temporary use will operate in the following days and times:

24 hours daily - 365 days per year

NOTE: Anyone may request and the City may require an applicant to attend a City-sponsored facilitated meeting with Neighborhood Associations, based on the complexity and potential impacts of a proposed project [IDO Subsection 14-16-6-4(D)]. To request a Facilitated Meeting regarding this project, contact the Planning Department at devhelp@cabq.gov or 505-924-3955. To view and download the Facilitated Meetings Criteria, visit <http://www.cabq.gov/planning/urban-design-development/facilitated-meetings-for-proposed-development>.

Please contact me with any questions or concerns at 720-333-8288 [phone number*] or via s.goodco@gmail.com [email*].

More information about the project can be found here: [project webpage*, if applicable]

not applicable

Useful Links

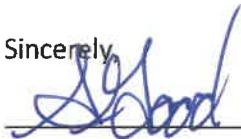
Integrated Development Ordinance (IDO):

<http://www.cabq.gov/planning/codes-policies-regulations/integrated-development-ordinance>

IDO Interactive Map

<https://tinyurl.com/IDOzoningmap>

Sincerely,



[Agent/Property Owner/Developer/Operator]

Cc: City of Albuquerque [Other Property Owners, if any]

City of Albuquerque Planning Department
Property Owner Notice Form for Temporary Use Permit



[Note: Items with an asterisk (*) are required.]

July 30, 2022
[Date*]

Sunset Memorial Park
[Name* of Abutting Property Owner]

924 Menaul Blvd. NE ABQ, NM 87107
[Address* of Property Owner]

RE: Public Notice of Temporary Use Permit

Dear Sunset Memorial Park [Name* of Property Owner],

In accordance with the procedures of the City of Albuquerque's Integrated Development Ordinance (IDO) **Subsection 14-16-6-5(D)(2)**, this is written notice to you as an abutting Property Owner that an application for a **Temporary Use Permit** will be submitted to the City of Albuquerque Planning Department for a property next to you. This application will be reviewed and decided by the City of Albuquerque Planning Department staff, available by email at codeenforcement@cabq.gov.

1. Property Owner of Subject Property* City of Albuquerque
2. Agent* [if applicable] —
3. Subject Property Address* 1250 Menaul Blvd. NE
4. Location Description vacant land - SW corner Menaul and Frontage Road
5. Zone Atlas Page H-15-Z [Available here: <http://data.cabq.gov/business/zoneatlas/>]
6. Legal Description not available
7. Area of Property [typically in acres] 0.79 acres
8. IDO Zone District NR-LM
9. Overlay Zone(s) [if applicable] —
10. Center or Corridor Area [if applicable] —
11. Current Land Use [vacant, if none] None - vacant
12. Deviations Requested [if applicable] —
13. Variances Requested [if applicable] —

The application will request the temporary use for the following land uses and/or activities:

Safe Outdoor Space

City of Albuquerque Planning Department
Property Owner Notice Form for Temporary Use Permit

[Note: Items with an asterisk (*) are required.]

The application will request that the temporary use be allowed for the following duration:

24 months with additional 24 months if approved by the City of Albuquerque [ex: number of days/months/years].

This temporary use will operate in the following days and times:

24 hours a day / 365 days a year

NOTE: Anyone may request and the City may require an applicant to attend a City-sponsored facilitated meeting with Neighborhood Associations, based on the complexity and potential impacts of a proposed project [IDO Subsection 14-16-6-4(D)]. To request a Facilitated Meeting regarding this project, contact the Planning Department at devhelp@cabq.gov or 505-924-3955. To view and download the Facilitated Meetings Criteria, visit <http://www.cabq.gov/planning/urban-design-development/facilitated-meetings-for-proposed-development>.

Please contact me with any questions or concerns at 720-333-8288 [phone number*] or via s.gooden@gmail.com [email*].

More information about the project can be found here: [project webpage*, if applicable]

Useful Links

Integrated Development Ordinance (IDO):

<http://www.cabq.gov/planning/codes-policies-regulations/integrated-development-ordinance>

IDO Interactive Map

<https://tinyurl.com/IDOzoningmap>

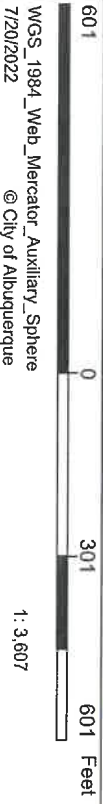
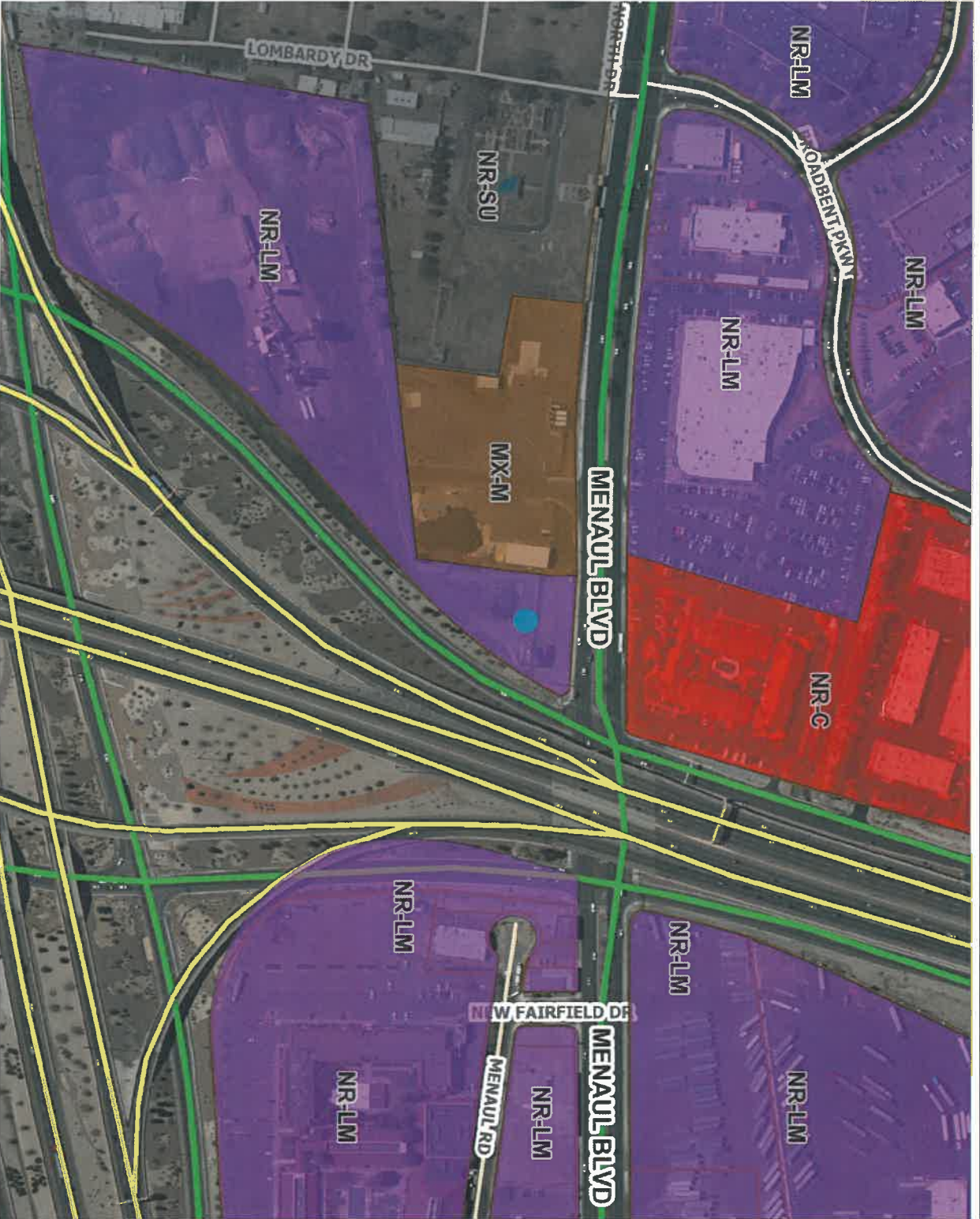
Sincerely,

[Signature] [Agent/Property Owner/Developer/Operator]

Cc: _____ [Other Property Owners, if any]



1250 Menaul Blvd NE Vicinity Map



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

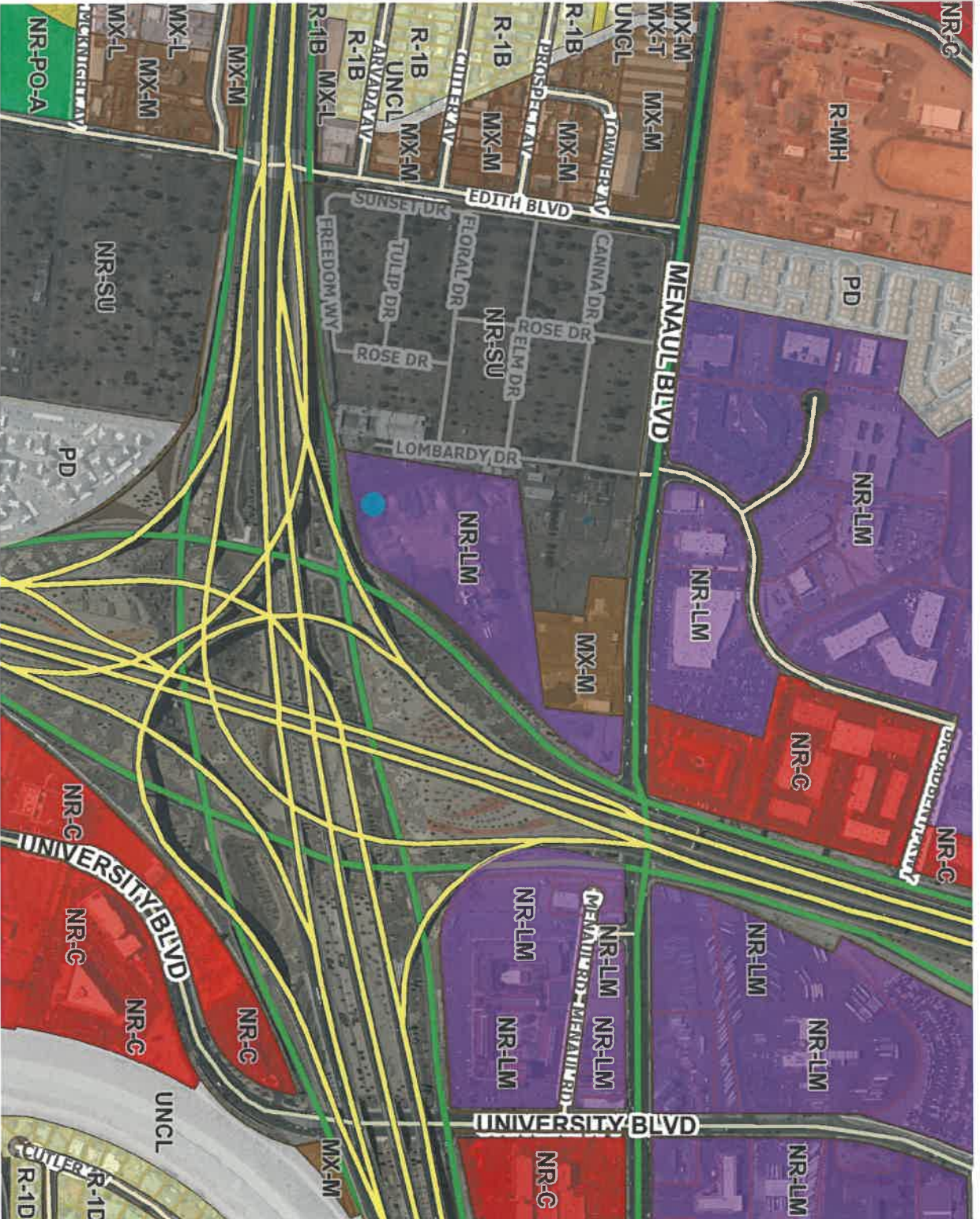
Legend

- IDO Zoning
- R-A
- R-1A
- R-1B
- R-1C
- R-1D
- R-1T
- R-MC
- R-ML
- R-MH
- MX-T
- MX-L
- MX-M
- MX-H
- MX-FB-ID
- MX-FB-FX
- MX-FB-UD
- NR-C
- NR-BP
- NR-LM
- NR-GM
- NR-SU
- NR-PO-A
- NR-PO-B
- NR-PO-C
- NR-PO-D
- PD
- PC
- UNCL
- Bernalillo County Parcels
- Primary Streets

Notes



1250 Menaul Blvd NE Vicinity Map



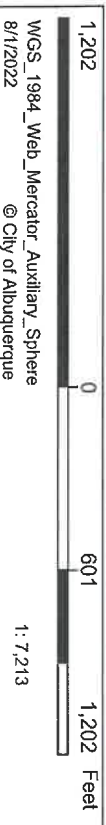
Legend

- IDO Zoning**
- R-A
 - R-1A
 - R-1B
 - R-1C
 - R-1D
 - R-T
 - R-MC
 - R-ML
 - R-MH
 - R-MT
 - R-H
 - R-1B
 - R-1C
 - R-1D
 - R-T
 - R-MC
 - R-ML
 - R-MH
 - R-MT
 - R-H
 - MX-H
 - MX-FB-ID
 - MX-FB-FX
 - MX-FB-UD
 - NR-C
 - NR-BP
 - NR-LM
 - NR-GM
 - NR-SU
 - NR-PO-A
 - NR-PO-B
 - NR-PO-C
 - NR-PO-D
 - PD
 - PC
 - UNCL
- Bernalillo County Parcels
- Primary Streets

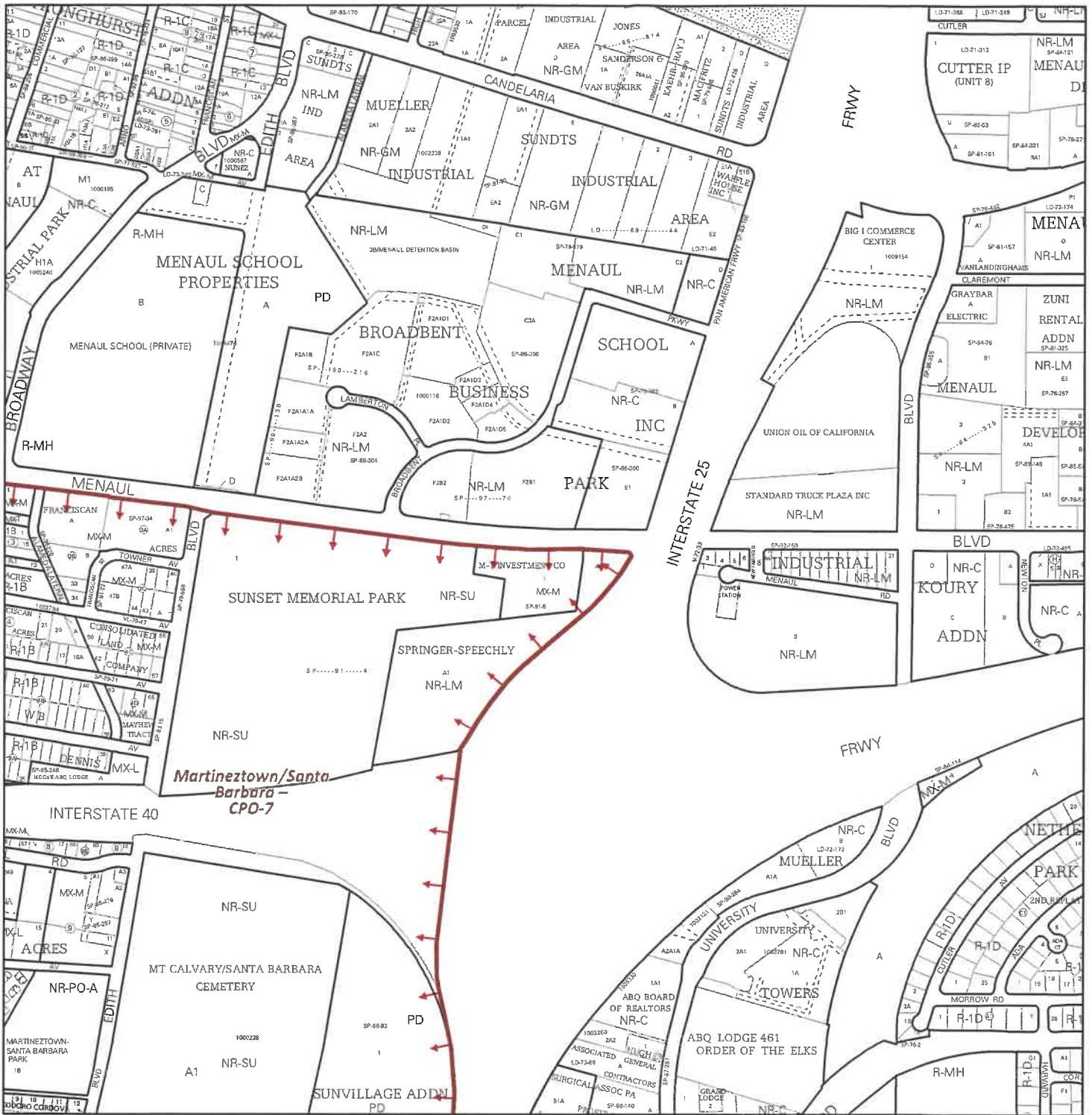
Notes

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



WGS_1984_Web_Mercator_Auxiliary_Sphere
8/1/2022
© City of Albuquerque

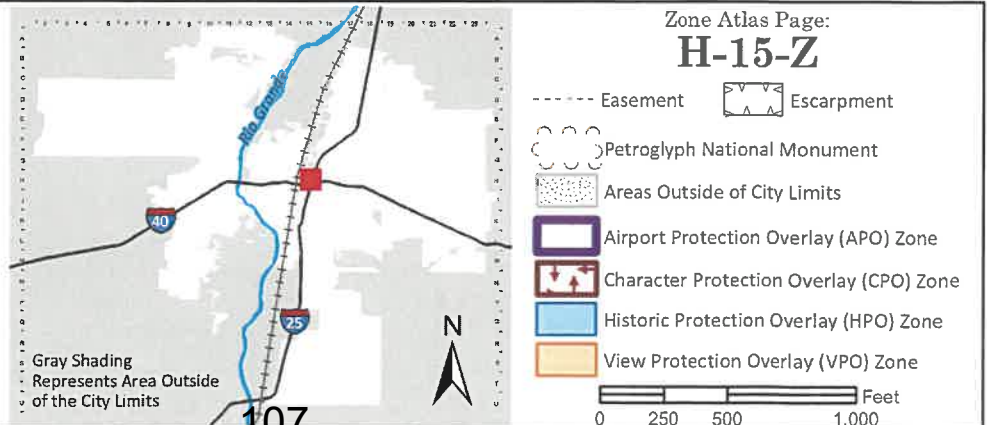


For more details about the Integrated Development Ordinance visit: <http://www.cabq.gov/planning/codes-policies-regulations/integrated-development-ordinance>

IDO Zone Atlas May 2018



IDO Zoning information as of May 17, 2018
The Zone Districts and Overlay Zones are established by the Integrated Development Ordinance (IDO).



August 3, 2022

Jeremy,

Please find enclosed the substitute Vicinity Map and Site Plan for the Safe Outdoor Space application from Dawn Legacy Pointe.

The City wanted them to use a different portion of the same property noted in their application.

Please let me know if you require anything else.

Thanks,

Brad Day

505.328.3726

bradwday1@gmail.com

Palmer, Jeffrey

From: Brad Day <bradwday1@gmail.com>
Sent: Thursday, August 4, 2022 7:36 PM
To: Palmer, Jeffrey
Subject: Re: SOS application for 1250 Menaul Blvd NE

[EXTERNAL] Forward to phishing@cabq.gov and delete if an email causes any concern.

Mr. Palmer, your representation of the Site Plan for our Safe Outdoor Space at 1250 Menaul Blvd. NE, Albuquerque, New Mexico is correct. I would add 2 clarifications: 4. The maximum occupancy is 50 persons. 6. The fence also will have a screen attached making it opaque as required. Thank you for your help in this matter.

Brad Day

On Thu, Aug 4, 2022 at 4:57 PM Palmer, Jeffrey <jppalmer@cabq.gov> wrote:

Good afternoon, Brad,

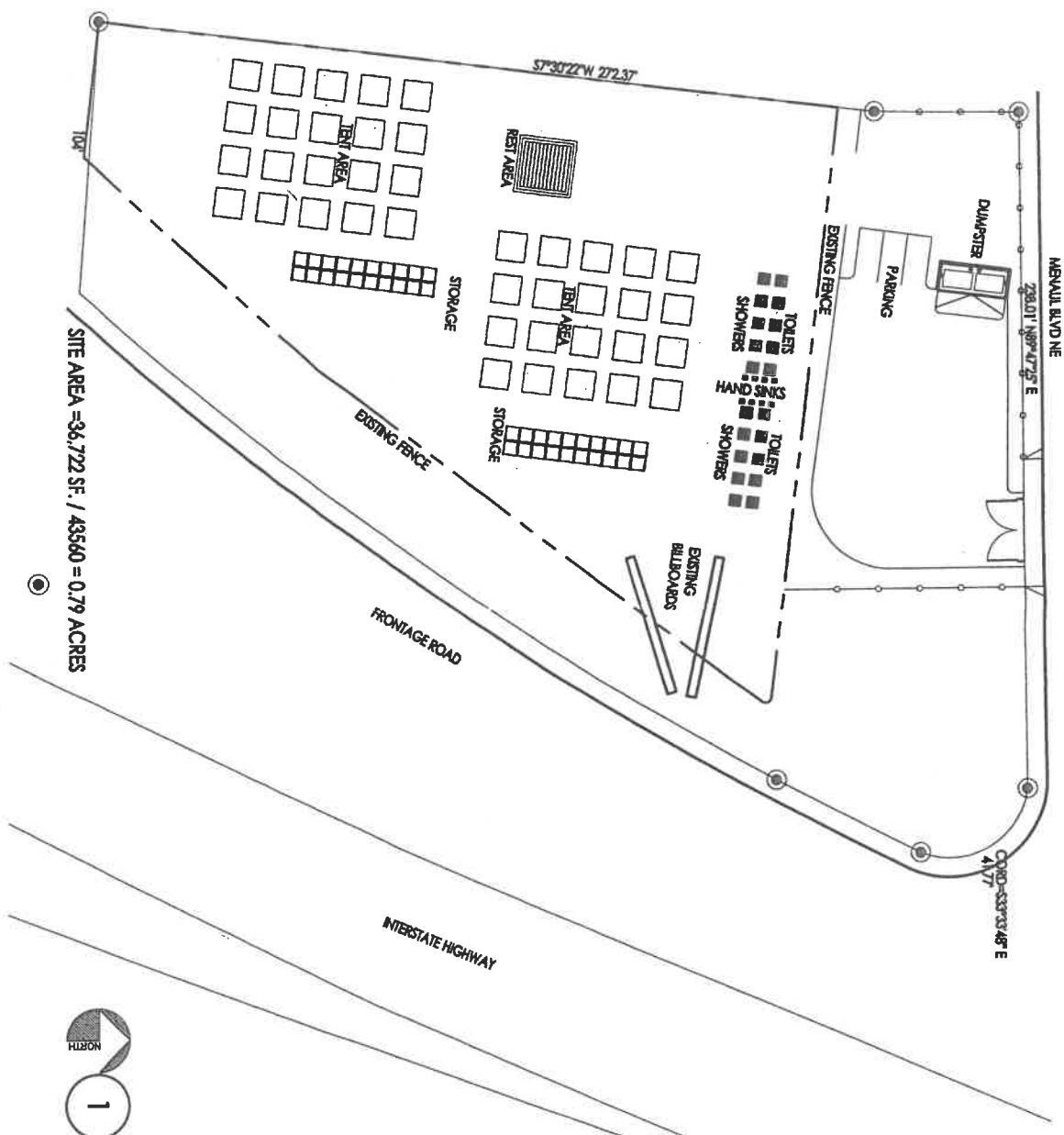
As we discussed this afternoon, we are in the process of reviewing the application submitted by you for Dawn Legacy Pointe, to be located at 1250 Menaul Blvd NE.

Based on our review of the Site Plan, and on our subsequent discussion, I would like to confirm the accuracy of our interpretation of the Site Plan regarding the following items:

1. Toilets = 10 shown
2. Showers = 10 shown
3. Hand sinks = 8 shown
4. Designated spaces = 40 shown (Note: with a maximum occupancy plan for 50, as per the approved Operational Plan)
5. Distance from Toilets and Handwashing stations to further designated space = 200 feet (per measurement on scaled drawing provided).
6. Height of fence = 6 feet

Please confirm that this information is correct and/or provide clarification if needed. Thank you.

Respectfully,



SITE AREA = 36,722 SF. / 43560 = 0.79 ACRES

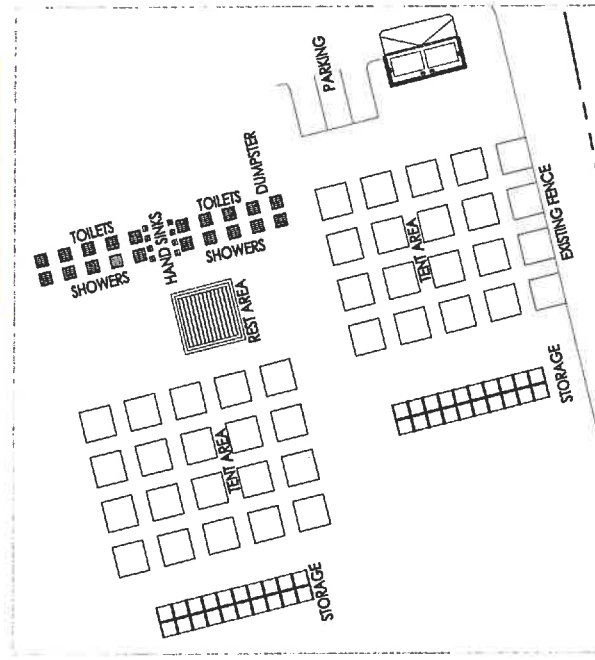


1

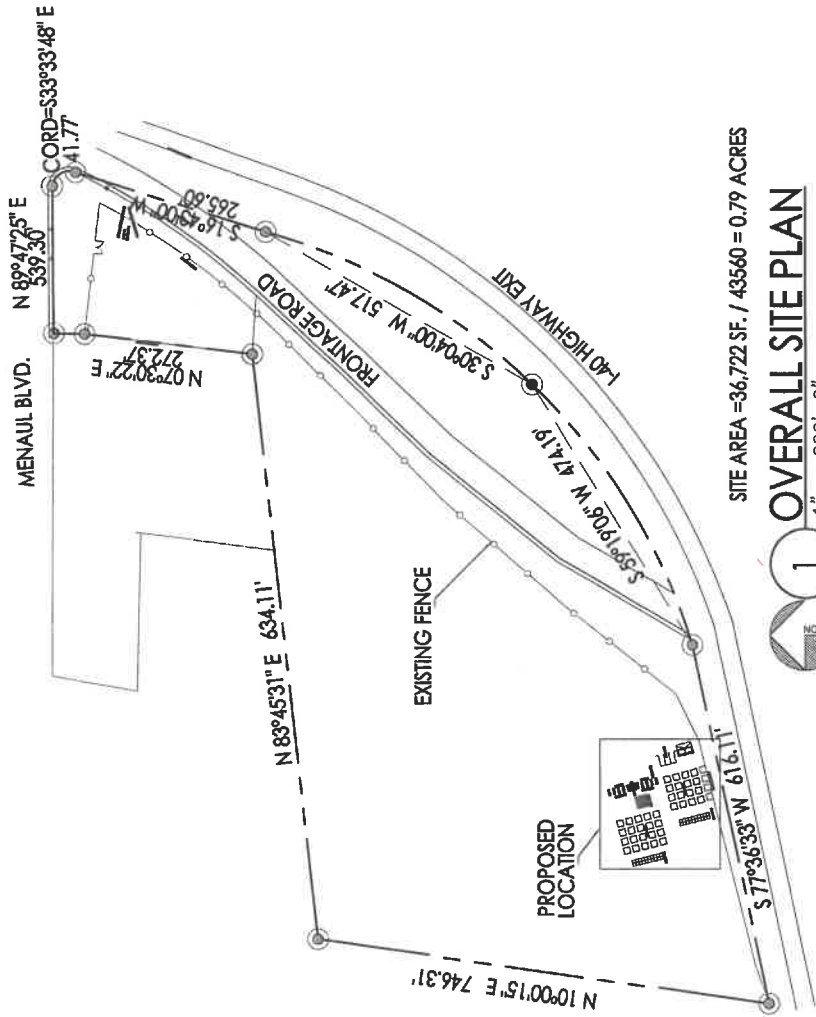
 1" = 40'-0"

SITE PLAN

1ST SUBMITTAL
- REVISIONS



2 1" = 40'-0"



1 SITE AREA = 36,772 SF. / 43560 = 0.79 ACRES



1 1" = 200'-0"



ESSENTIALS FOR DEVELOPING SAFE OUTDOOR SPACES

- 1) Locations: MX-M and H have to be Permissive along with the NR categories C, BP, LM, and GM. Prohibition of fronting Major Transportation Corridors acceptable.

If there are not enough potential locations, or if the Conditional requirements are part of the Amendment for the categories above - it will take 1-2 years to get any Safe Outdoor Spaces built.

STATUS QUO is what will RESULT. Can we wait any longer to address the trespassing, littering, and vandalism?

- 2) 330 feet (1/16 of a mile) separation of a Safe Outdoor Space and low density residential zoning.
- 3) 40 designated spaces maximum (50 persons) with required personal hygiene available. Toilets, Hand Washing, and Showers for every 8 or 10 designated spaces respectively.
- 4) 6 foot screened fencing shall be constructed around the area of the Safe Outdoor Space, except where only light vehicles or RV's occupy the designated spaces.
- 5) A Management Plan or Security Agreement is required to ensure the safety of individuals occupying the designated spaces.

Social services and support facilities shall be offered to the extent possible.

Whatever is agreed upon in addition to the above will still allow the groups who would build the Safe Outdoor Spaces to move ahead. I have a group of commercial property owners, retired business owners, and non-profits who want to build at least 1 of these. However, if our effort is strangled by lack of the 5 essentials, no one is going to want to move ahead. Our group is the one who drafted the original Amendment to the IDO - Ike Benton, Trudy Jones, and Brook Bassan sponsored it. We want Albuquerque to be the unique city it can be, not a small version of the cities who have dealt with the homeless problem unsuccessfully.

Brad Day, CEO Day Properties

✓ ~~ALB BOCA HOTEL LIMITED PRSH~~
1000 MARKET ST BLDG 1
PORTSMOUTH NH 03801

✓ ~~CITY OF ALBUQUERQUE~~
PO BOX 2248
ALBUQUERQUE NM 87103-2248

✓ ~~DCI DONOR SERVICES INC~~
1633 CHURCH ST SUITE 500
NASHVILLE TN 37203-2948

✓ ~~ALB BOCA HOTEL LIMITED PRSH~~
1000 MARKET ST BLDG 1
PORTSMOUTH NH 03801

✓ ~~T-MOBILE PCS HOLDINGS LLC~~
12920 SE 38TH ST
BELLEVUE WA 98006-1350

✓ ~~ARCHDIOCESE SANTA FE CEMETERY~~
CATHOLIC SERVICE BLDG
4000 ST JOSEPHS PL NW
ALBUQUERQUE NM 87120-1714

✓ ~~M-F PARTNERSHIP~~
PO BOX 35280
ALBUQUERQUE NM 87176-5280

✓ ~~SUNSET MEMORIAL PARK~~
PO BOX 25063
ALBUQUERQUE NM 87125-0063

✓ ~~ABQ 1701 LLC~~
3304 W HISTORIC HWY 66
GALLUP NM 87301-6841

✓ ~~BRAR HOTELS GROUP INCORPORATED~~
200 MILL ST
RENO NV 89501-1535

✓ ~~ALBUQ METROPOLITAN BOARD OF REALTORS INC~~
1635 UNIVERSITY BLVD NE
ALBUQUERQUE NM 87102

✓ ~~CFF II SUN VILLAGE LLC & CSA II SUN VILLAGE LLC C/O JESSE MCBAY~~
8012 BEE CAVES RD SUITE 300
AUSTIN TX 78746-4902

✓ ~~1509 UNIVERSITY BLVD NM LLC~~
4525 WILSHIRE BLVD SUITE 210
LOS ANGELES CA 90010-3846

✓ ~~ALB BOCA HOTEL LIMITED PRSH C/O OCEAN PROPS ATTN: N HEBERT~~
1000 MARKET ST UNIT 1
PORTSMOUTH NH 03801-3358

✓ ~~ASSOCIATED GENERAL CONTRS~~
1615 UNIVERSITY BLVD NE
ALBUQUERQUE NM 87102

✓ ~~CHAMISA PROPERTIES LLC~~
1617 UNIVERSITY BLVD NE
ALBUQUERQUE NM 87102

✓ ~~GAECHTER OUTDOOR ADVERTISING INC~~
C/O MIKE GAECHTER PRESIDENT
13 HORIZON DR
FRISCO TX 75034-6840

✓ ~~GREATER ALBUQUERQUE ASSOCIATION OF REALTORS INC~~
1635 UNIVERSITY AVE NE
ALBUQUERQUE NM 87102-1710

✓ ~~TA OPERATING CORPORATION C/O TAX DEPARTMENT~~
24601 CENTER RIDGE RD
WESTLAKE OH 44145-5634

✓ ~~JMDH REAL ESTATE OF ALBUQUERQUE LLC ATTN: CEO~~
1710 WHITESTONE EXPRESSWAY
FLUSHING NY 11357

City of Albuquerque Planning Department
 Property Owner Notice Form for Temporary Use Permit



[Note: Items with an asterisk (*) are required.]

10/17/22
 [Date*]

M-F Partnerships
 [Name* of Abutting Property Owner]

PO Box 35280 Albuquerque, N.M. 87176-
5280
 [Address* of Property Owner]

RE: Public Notice of Temporary Use Permit

Dear M-F Partnerships [Name* of Property Owner],

In accordance with the procedures of the City of Albuquerque's Integrated Development Ordinance (IDO) Subsection 14-16-6-5(D)(2), this is written notice to you as an abutting Property Owner that an application for a Temporary Use Permit will be submitted to the City of Albuquerque Planning Department for a property next to you. This application will be reviewed and decided by the City of Albuquerque Planning Department staff, available by email at codeenforcement@cabq.gov.

1. Property Owner of Subject Property* City of Albuquerque
2. Agent* [if applicable] Licensee: Dawn Legacy Pointe
3. Subject Property Address* 1250 Menaul Blvd. NE
4. Location Description South east corner of Menaul / Frontage Road of I-25
5. Zone Atlas Page H-15-Z [Available here: <http://data.cabq.gov/business/zoneatlas/>]
6. Legal Description N/A
7. Area of Property [typically in acres] 0.78 acres
8. IDO Zone District NR-LM
9. Overlay Zone(s) [if applicable] —
10. Center or Corridor Area [if applicable] —
11. Current Land Use [vacant, if none] vacant
12. Deviations Requested [if applicable] —
13. Variances Requested [if applicable] —

The application will request the temporary use for the following land uses and/or activities:

Safe Outdoor Space for primarily homeless women being trafficked.

City of Albuquerque Planning Department
Property Owner Notice Form for Temporary Use Permit

[Note: Items with an asterisk (*) are required.]

The application will request that the temporary use be allowed for the following duration:

6 months up to 24 months with renewals [ex: number of days/months/years].

This temporary use will operate in the following days and times:

24 hours / 7 days per week

NOTE: Anyone may request and the City may require an applicant to attend a City-sponsored facilitated meeting with Neighborhood Associations, based on the complexity and potential impacts of a proposed project [IDO Subsection 14-16-6-4(D)]. To request a Facilitated Meeting regarding this project, contact the Planning Department at devhelp@cabq.gov or 505-924-3955. To view and download the Facilitated Meetings Criteria, visit <http://www.cabq.gov/planning/urban-design-development/facilitated-meetings-for-proposed-development>.

Please contact me with any questions or concerns at 720.333.8288 [phone number*] or via S.goodco@gmail.com [email*].

More information about the project can be found here: [project webpage*, if applicable]

Useful Links

Integrated Development Ordinance (IDO):

<http://www.cabq.gov/planning/codes-policies-regulations/integrated-development-ordinance>

IDO Interactive Map

<https://tinyurl.com/IDOzoningmap>

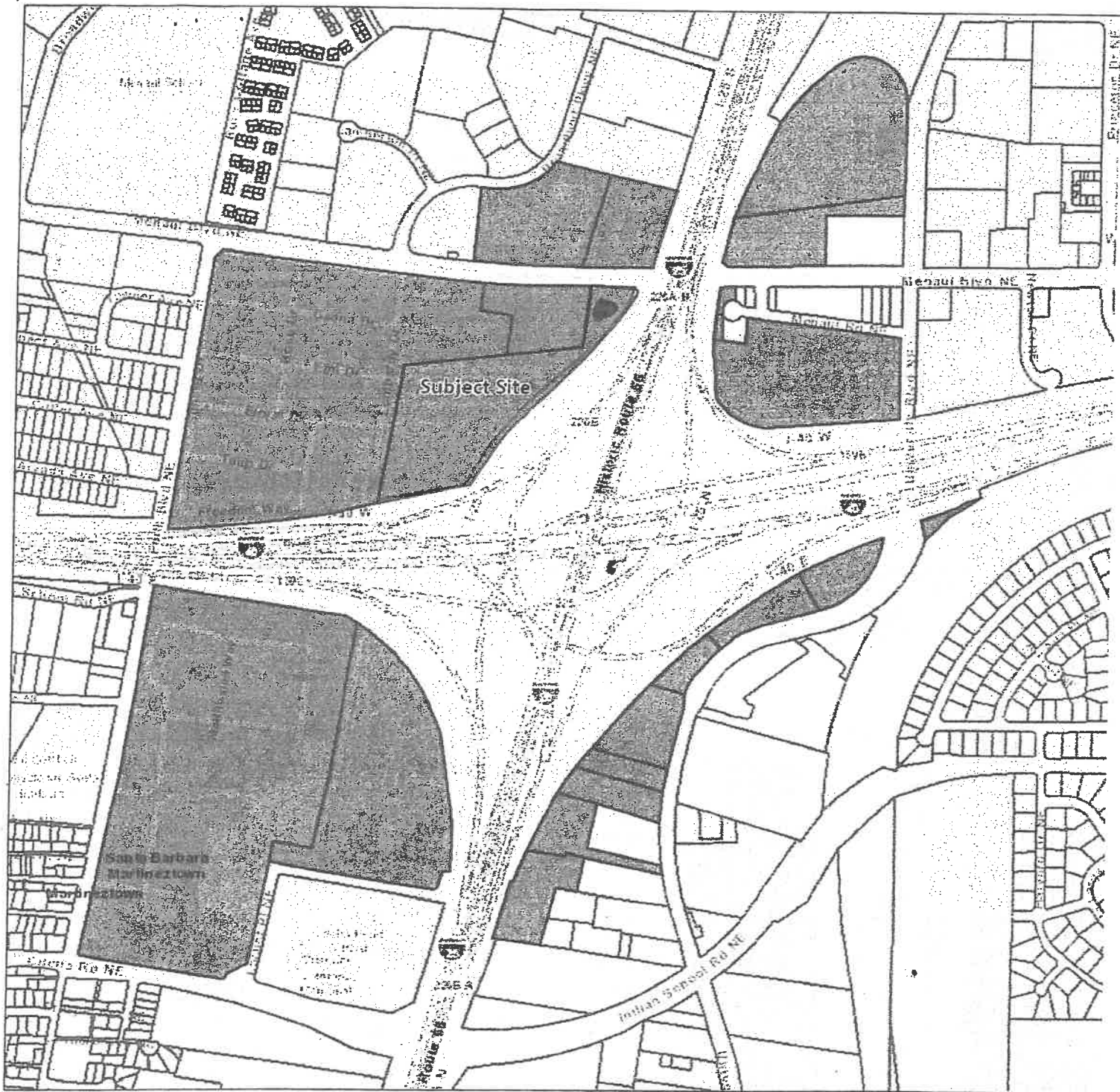
Sincerely,

J. Kylea Good - Dawn Legacy Pointe

[Agent/Property Owner/Developer/Operator]

Cc:

[Other Property Owners, if any]



U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®

ALBUQUERQUE, NM 87102

7021 0950 0001 1423 3422

Certified Mail Fee	\$ 4.00
Extra Services & Fees (check box, add fee to total)	
<input type="checkbox"/> Return Receipt (hardcopy)	\$ 0.00
<input type="checkbox"/> Return Receipt (electronic)	\$ 0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$ 0.00
<input type="checkbox"/> Adult Signature Required	\$ 0.00
<input type="checkbox"/> Adult Signature Restricted Delivery	\$ 0.00
Postage	\$ 0.60
Total Postage and Fees	\$ 4.60



Sent To _____
 Street and Apt. No., or PO Box No. _____
 City, State, ZIP+4® _____

City of Albuquerque Planning Department
 Property Owner Notice Form for Temporary Use Permit



[Note: Items with an asterisk (*) are required.]

10/17/22
 [Date*]

ALB Boca Hotel Limited Partnership
 [Name* of Abutting Property Owner]

1000 Market St. Bldg 1 Portsmouth, NH
 [Address* of Property Owner] 03801

RE: Public Notice of Temporary Use Permit

Dear ALB Boca Hotel Limited Partnership [Name* of Property Owner],

In accordance with the procedures of the City of Albuquerque's Integrated Development Ordinance (IDO) Subsection 14-16-6-5(D)(2), this is written notice to you as an abutting Property Owner that an application for a Temporary Use Permit will be submitted to the City of Albuquerque Planning Department for a property next to you. This application will be reviewed and decided by the City of Albuquerque Planning Department staff, available by email at codeenforcement@cabq.gov.

1. Property Owner of Subject Property* City of Albuquerque
2. Agent* [if applicable] Licensee: Dawn Legacy Pointe
3. Subject Property Address* 1250 Menaul Blvd. NE
4. Location Description South east corner of Menaul & Frontage Road of I-25
5. Zone Atlas Page H-15-Z [Available here: <http://data.cabq.gov/business/zoneatlas/>]
6. Legal Description N/A
7. Area of Property [typically in acres] 0.78 acres
8. IDO Zone District NR-LM
9. Overlay Zone(s) [if applicable] —
10. Center or Corridor Area [if applicable] —
11. Current Land Use [vacant, if none] vacant
12. Deviations Requested [if applicable] —
13. Variances Requested [if applicable] —

The application will request the temporary use for the following land uses and/or activities:

Safe Outdoor Space for primarily homeless women being trafficked.

City of Albuquerque Planning Department
Property Owner Notice Form for Temporary Use Permit

[Note: Items with an asterisk (*) are required.]

The application will request that the temporary use be allowed for the following duration:

6 months up to 24 months with renewals [ex: number of days/months/years].

This temporary use will operate in the following days and times:

24 hours / 7 days per week

NOTE: Anyone may request and the City may require an applicant to attend a City-sponsored facilitated meeting with Neighborhood Associations, based on the complexity and potential impacts of a proposed project [IDO Subsection 14-16-6-4(D)]. To request a Facilitated Meeting regarding this project, contact the Planning Department at devhelp@cabq.gov or 505-924-3955. To view and download the Facilitated Meetings Criteria, visit <http://www.cabq.gov/planning/urban-design-development/facilitated-meetings-for-proposed-development>.

Please contact me with any questions or concerns at 720.333.8288 [phone number*] or via S.goodco@gmail.com [email*].

More information about the project can be found here: [project webpage*, if applicable]

Useful Links

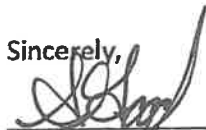
Integrated Development Ordinance (IDO):

<http://www.cabq.gov/planning/codes-policies-regulations/integrated-development-ordinance>

IDO Interactive Map

<https://tinyurl.com/IDOzoningmap>

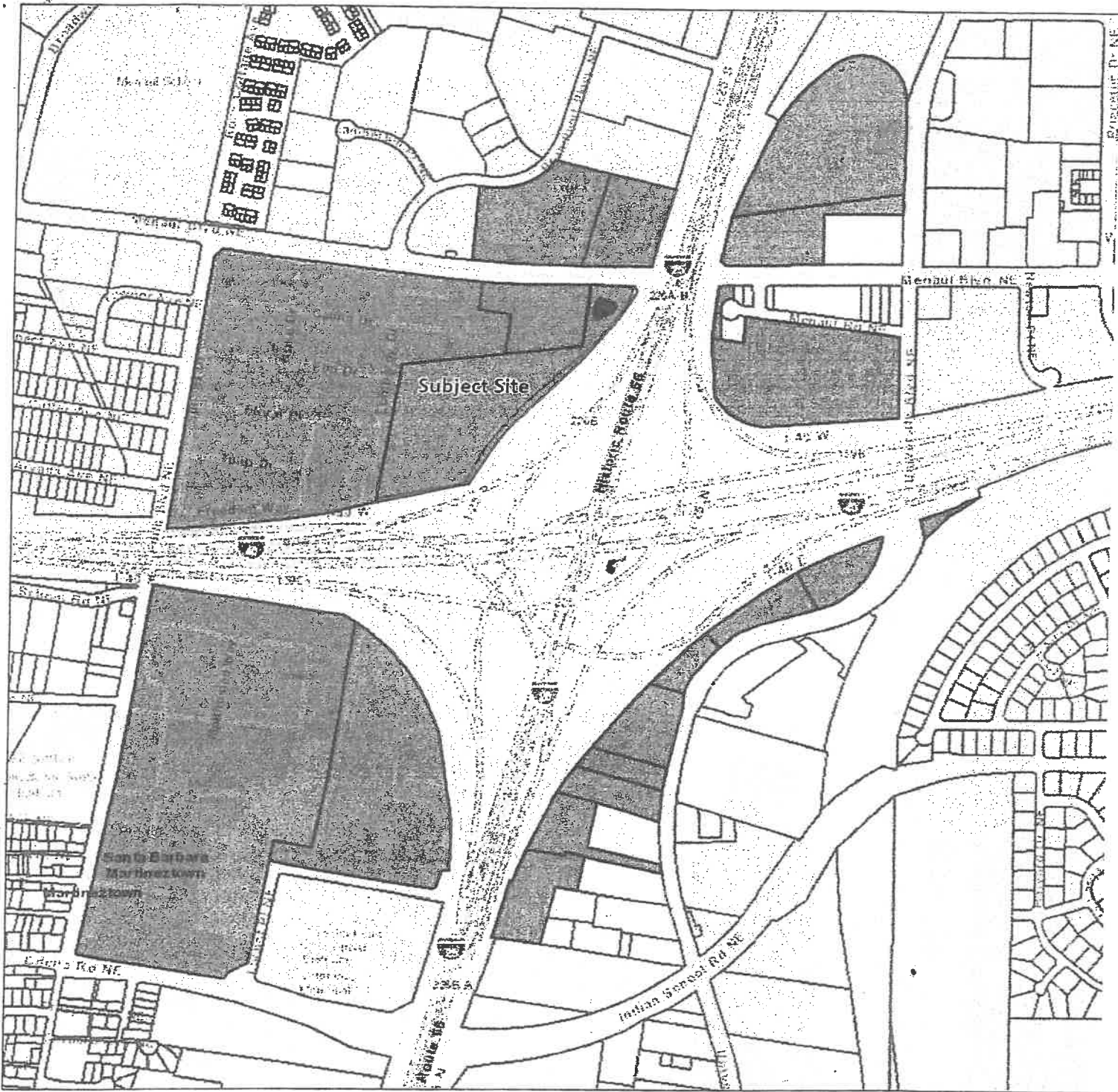
Sincerely,



J. Kylea Good - Dawn Legacy Pointe

[Agent/Property Owner/Developer/Operator]

Cc: _____ [Other Property Owners, if any]



7021 0950 0001 1423 3415

U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

Portsmouth, NH 03801

Certified Mail Fee	\$4.00
Extra Services & Fees (check box, add fee as appropriate)	
<input type="checkbox"/> Return Receipt (hardcopy)	\$0.00
<input type="checkbox"/> Return Receipt (electronic)	\$0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$0.00
<input type="checkbox"/> Adult Signature Required	\$0.00
<input type="checkbox"/> Adult Signature Restricted Delivery	\$0.00

Postage	\$0.60
Total Postage and Fees	\$4.60



Sent To

Street and Apt. No., or PO Box No.

City, State, ZIP+4®

City of Albuquerque Planning Department
Property Owner Notice Form for Temporary Use Permit



[Note: Items with an asterisk (*) are required.]

10/17/22
[Date*]

Brars Hotels Group Incorporated
[Name* of Abutting Property Owner]

200 Mill St. Reno, NV 89501-1535
[Address* of Property Owner]

RE: Public Notice of Temporary Use Permit

Dear Brars Hotels Group Incorporated [Name* of Property Owner],

In accordance with the procedures of the City of Albuquerque's Integrated Development Ordinance (IDO) Subsection 14-16-6-5(D)(2), this is written notice to you as an abutting Property Owner that an application for a Temporary Use Permit will be submitted to the City of Albuquerque Planning Department for a property next to you. This application will be reviewed and decided by the City of Albuquerque Planning Department staff, available by email at codeenforcement@cabq.gov.

1. Property Owner of Subject Property* City of Albuquerque
2. Agent* [if applicable] Licensee: Dawn Legacy Pointe
3. Subject Property Address* 1250 Menaul Blvd. NE
4. Location Description South east corner of Menaul & Frontage Road of I-25
5. Zone Atlas Page H-15-Z [Available here: <http://data.cabq.gov/business/zoneatlas/>]
6. Legal Description N/A
7. Area of Property [typically in acres] 0.78 acres
8. IDO Zone District NR-LM
9. Overlay Zone(s) [if applicable] —
10. Center or Corridor Area [if applicable] —
11. Current Land Use [vacant, if none] vacant
12. Deviations Requested [if applicable] —
13. Variances Requested [if applicable] —

The application will request the temporary use for the following land uses and/or activities:

Safe Outdoor Space for primarily homeless women being trafficked.

City of Albuquerque Planning Department
Property Owner Notice Form for Temporary Use Permit

[Note: Items with an asterisk (*) are required.]

The application will request that the temporary use be allowed for the following duration:

6 months up to 24 months with renewals [ex: number of days/months/years].

This temporary use will operate in the following days and times:

24 hours / 7 days per week

NOTE: Anyone may request and the City may require an applicant to attend a City-sponsored facilitated meeting with Neighborhood Associations, based on the complexity and potential impacts of a proposed project [IDO Subsection 14-16-6-4(D)]. To request a Facilitated Meeting regarding this project, contact the Planning Department at devhelp@cabq.gov or 505-924-3955. To view and download the Facilitated Meetings Criteria, visit <http://www.cabq.gov/planning/urban-design-development/facilitated-meetings-for-proposed-development>.

Please contact me with any questions or concerns at 720.333.8288 [phone number*] or via S.goodleo@gmail.com [email*].

More information about the project can be found here: [project webpage*, if applicable]

Useful Links

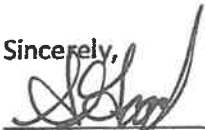
Integrated Development Ordinance (IDO):

<http://www.cabq.gov/planning/codes-policies-regulations/integrated-development-ordinance>

IDO Interactive Map

<https://tinurl.com/IDOzoningmap>

Sincerely,

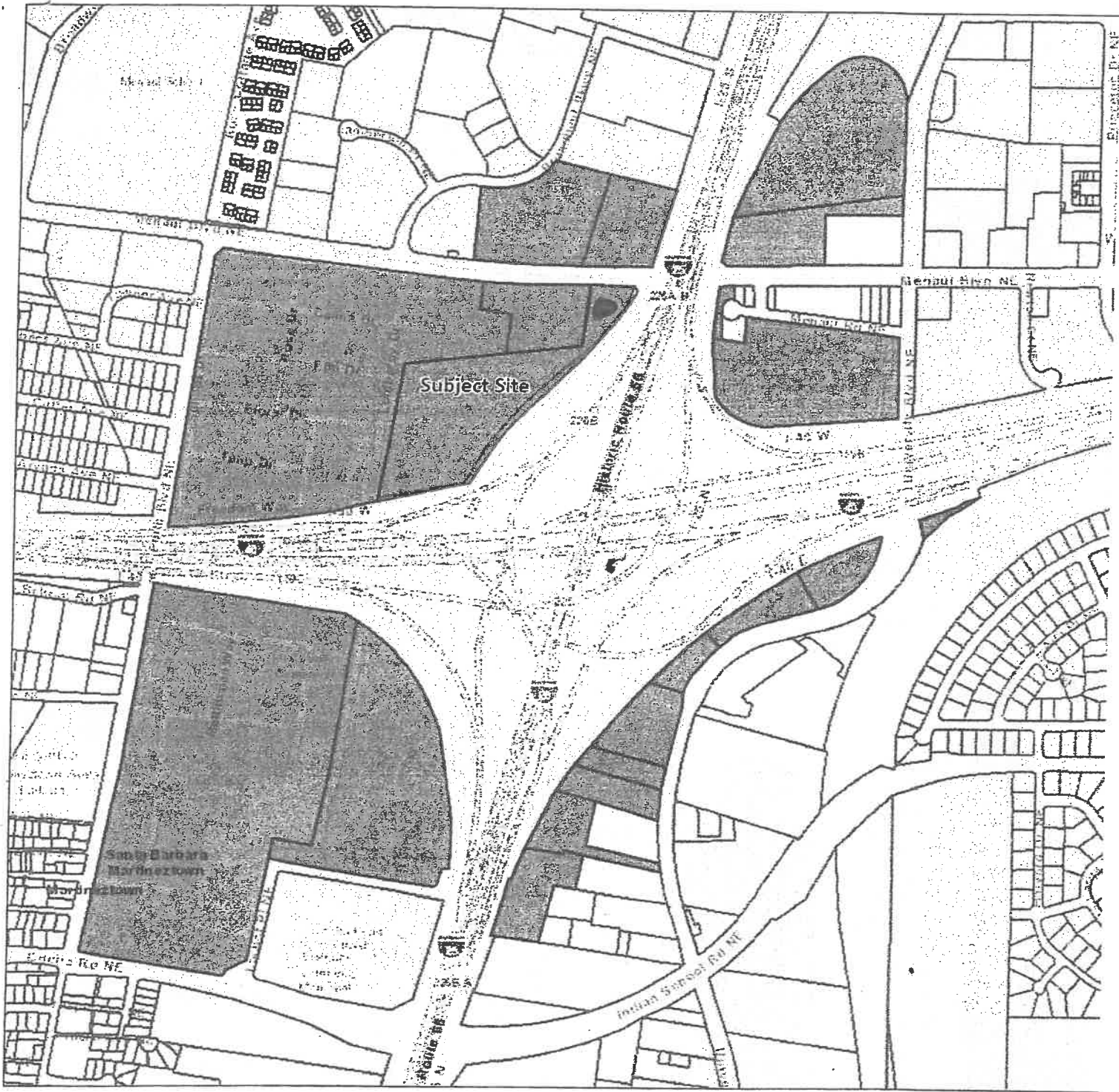


J. Kylea Good - Dawn Legacy Pointe

Cc:

[Agent/Property Owner/Developer/Operator]

[Other Property Owners, if any]



U.S. Postal ServiceTM
CERTIFIED MAIL® RECEIPT
 Domestic Mail Only

For delivery information, visit our website at www.usps.com.

OFFICIAL USE
 RETURN TO 83301

Certified Mail Fee	\$4.00
Extra Services & Fees (check box, add fee as appropriate)	\$0.00
<input type="checkbox"/> Return Receipt (hardcopy)	\$0.00
<input type="checkbox"/> Return Receipt (electronic)	\$0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$0.00
<input type="checkbox"/> Adult Signature Required	\$0.00
<input type="checkbox"/> Adult Signature Restricted Delivery	\$0.00
Postage	\$0.60
Total Postage and Fees	\$4.60

Sent To _____
 Street and Apt. No., or PO Box No. _____
 City, State, ZIP+4[®] _____

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

ALBUQUERQUE NM 87101
 OCT 18 2022
 19/18/2022
 MAIN OFFICE USPS

7021 0950 0001 1423 3330

City of Albuquerque Planning Department
 Property Owner Notice Form for Temporary Use Permit



[Note: Items with an asterisk (*) are required.]

10/17/22
 [Date*]

1509 University Blvd. NM LLC
 [Name* of Abutting Property Owner]

4525 Wilshire Blvd. Ste 210 Los Angeles CA 90010-3846
 [Address* of Property Owner]

RE: Public Notice of Temporary Use Permit

Dear 1509 University Blvd nm LLC [Name* of Property Owner],

In accordance with the procedures of the City of Albuquerque's Integrated Development Ordinance (IDO) Subsection 14-16-6-5(D)(2), this is written notice to you as an abutting Property Owner that an application for a Temporary Use Permit will be submitted to the City of Albuquerque Planning Department for a property next to you. This application will be reviewed and decided by the City of Albuquerque Planning Department staff, available by email at codeenforcement@caba.gov.

1. Property Owner of Subject Property* City of Albuquerque
2. Agent* [if applicable] Licensee: Dawn Legacy Pointe
3. Subject Property Address* 1250 Menaul Blvd. NE
4. Location Description South east corner of Menaul & Frontage Road of I-25
5. Zone Atlas Page H-15-Z [Available here: <http://data.caba.gov/business/zoneatlas/>]
6. Legal Description N/A
7. Area of Property [typically in acres] 0.78 acres
8. IDO Zone District NR-LM
9. Overlay Zone(s) [if applicable] —
10. Center or Corridor Area [if applicable] —
11. Current Land Use [vacant, if none] vacant
12. Deviations Requested [if applicable] —
13. Variances Requested [if applicable] —

The application will request the temporary use for the following land uses and/or activities:

Safe Outdoor Space for primarily homeless women being trafficked.

City of Albuquerque Planning Department
Property Owner Notice Form for Temporary Use Permit

[Note: Items with an asterisk (*) are required.]

The application will request that the temporary use be allowed for the following duration:

6 months up to 24 months with renewals [ex: number of days/months/years].

This temporary use will operate in the following days and times:

24 hours / 7 days per week

NOTE: Anyone may request and the City may require an applicant to attend a City-sponsored facilitated meeting with Neighborhood Associations, based on the complexity and potential impacts of a proposed project [IDO Subsection 14-16-6-4(D)]. To request a Facilitated Meeting regarding this project, contact the Planning Department at devhelp@cabq.gov or 505-924-3955. To view and download the Facilitated Meetings Criteria, visit <http://www.cabq.gov/planning/urban-design-development/facilitated-meetings-for-proposed-development>.

Please contact me with any questions or concerns at 720.333.8288 [phone number*] or via s.goodco@gmail.com [email*].

More information about the project can be found here: [project webpage*, if applicable]

Useful Links

Integrated Development Ordinance (IDO):

<http://www.cabq.gov/planning/codes-policies-regulations/integrated-development-ordinance>

IDO Interactive Map

<https://tinyurl.com/IDOzoningmap>

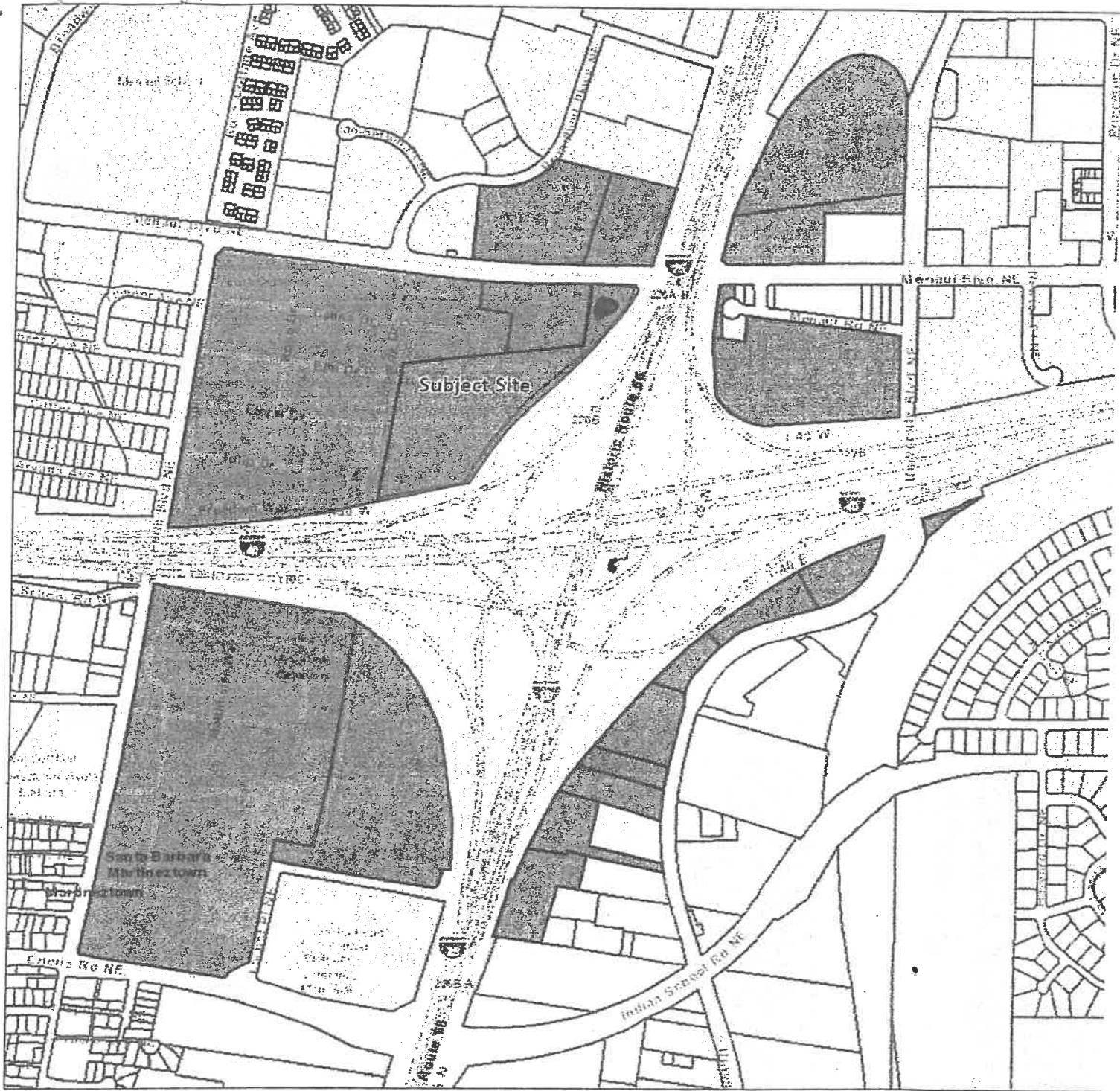
Sincerely,

J. Kylea Good - Dawn Legacy Pointe

[Agent/Property Owner/Developer/Operator]

Cc:

[Other Property Owners, if any]



U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

Los Angeles, CA 90010

7021 0950 0001 1423 3453

Certified Mail Fee	\$	4.00
Extra Services & Fees (check box, add fee as appropriate)		
<input type="checkbox"/> Return Receipt (hardcopy)	\$	0.00
<input type="checkbox"/> Return Receipt (electronic)	\$	0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$	0.00
<input type="checkbox"/> Adult Signature Required	\$	0.00
<input type="checkbox"/> Adult Signature Restricted Delivery	\$	0.00

Postage	\$	0.60
Total Postage and Fees	\$	4.60



Sent To
Street and Apt. No., or PO Box No.
City, State, ZIP+4®

City of Albuquerque Planning Department
Property Owner Notice Form for Temporary Use Permit



[Note: Items with an asterisk (*) are required.]

10/17/22
[Date*]

Chamisa Properties LLC
[Name* of Abutting Property Owner]

1617 University Blvd. NE Albuquerque, NM 87102
[Address* of Property Owner]

RE: Public Notice of Temporary Use Permit

Dear Chamisa Properties, LLC [Name* of Property Owner],

In accordance with the procedures of the City of Albuquerque's Integrated Development Ordinance (IDO) Subsection 14-16-6-5(D)(2), this is written notice to you as an abutting Property Owner that an application for a Temporary Use Permit will be submitted to the City of Albuquerque Planning Department for a property next to you. This application will be reviewed and decided by the City of Albuquerque Planning Department staff, available by email at codeenforcement@cabq.gov.

1. Property Owner of Subject Property* City of Albuquerque
2. Agent* [if applicable] Licensee: Dawn Legacy Pointe
3. Subject Property Address* 1250 Menaul Blvd. NE
4. Location Description South east corner of Menaul & Frontage Road of I-25
5. Zone Atlas Page H-15-Z [Available here: <http://data.cabq.gov/business/zoneatlas/>]
6. Legal Description N/A
7. Area of Property [typically in acres] 0.78 acres
8. IDO Zone District NR-LM
9. Overlay Zone(s) [if applicable] —
10. Center or Corridor Area [if applicable] —
11. Current Land Use [vacant, if none] vacant
12. Deviations Requested [if applicable] —
13. Variances Requested [if applicable] —

The application will request the temporary use for the following land uses and/or activities:

Safe Outdoor Space for primarily homeless women being trafficked.

City of Albuquerque Planning Department
Property Owner Notice Form for Temporary Use Permit

[Note: Items with an asterisk (*) are required.]

The application will request that the temporary use be allowed for the following duration:

6 months up to 24 months with renewals [ex: number of days/months/years].

This temporary use will operate in the following days and times:

24 hours / 7 days per week

NOTE: Anyone may request and the City may require an applicant to attend a City-sponsored facilitated meeting with Neighborhood Associations, based on the complexity and potential impacts of a proposed project [IDO Subsection 14-16-6-4(D)]. To request a Facilitated Meeting regarding this project, contact the Planning Department at devhelp@cabq.gov or 505-924-3955. To view and download the Facilitated Meetings Criteria, visit <http://www.cabq.gov/planning/urban-design-development/facilitated-meetings-for-proposed-development>.

Please contact me with any questions or concerns at 720.333.8288 [phone number*] or via s.goodco@gmail.com [email*].

More information about the project can be found here: [project webpage*, if applicable]

Useful Links

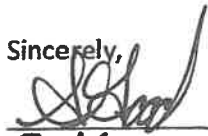
Integrated Development Ordinance (IDO):

<http://www.cabq.gov/planning/codes-policies-regulations/integrated-development-ordinance>

IDO Interactive Map

<https://tinyurl.com/IDOzoningmap>

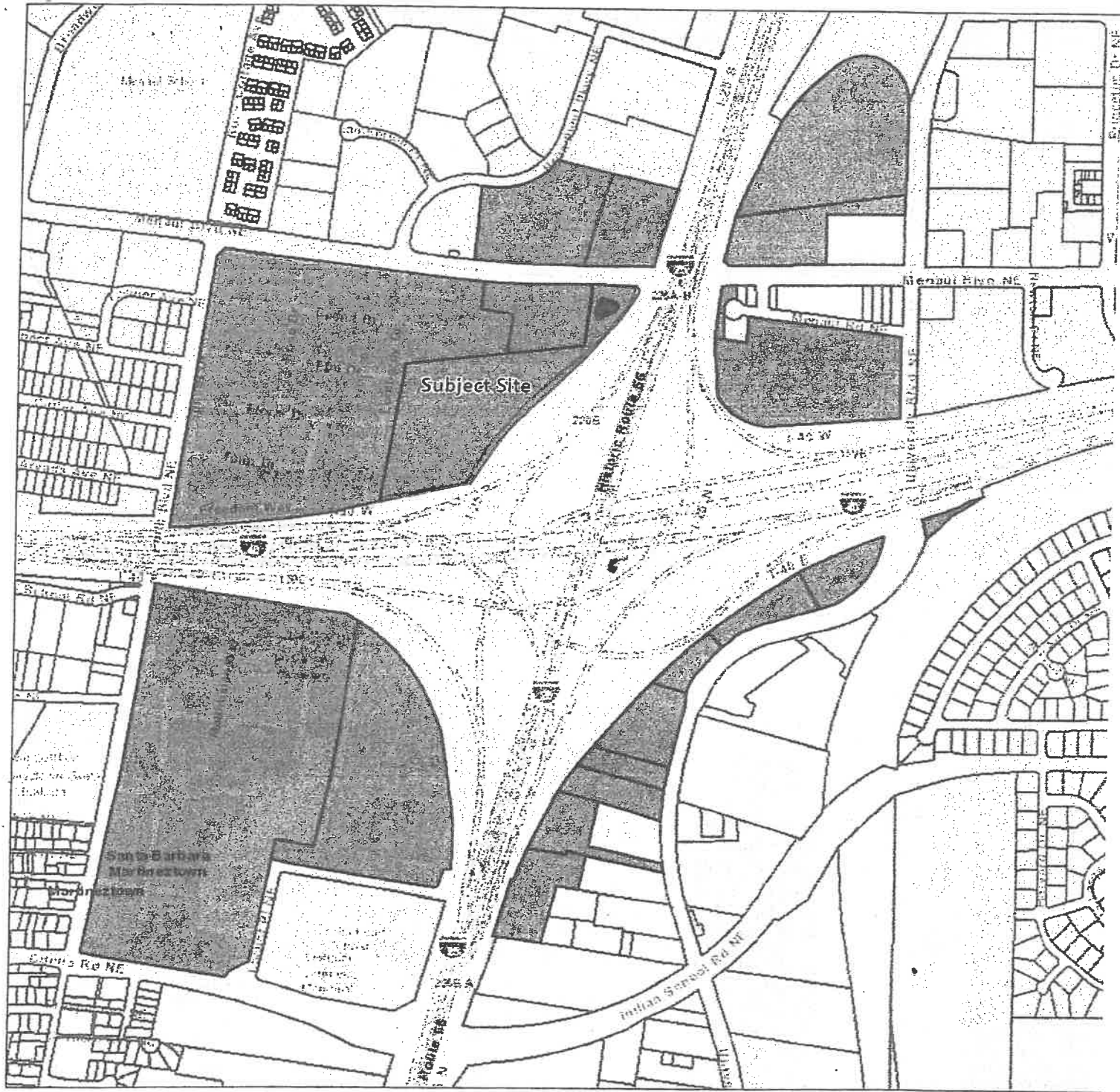
Sincerely,



[Agent/Property Owner/Developer/Operator]

J. Kylea Good - Dawn Legacy Pointe

Cc: _____ [Other Property Owners, if any]



7021 0950 0001 1423 3316

U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

Albuquerque, NM 87101
OFFICIAL USE

Certified Mail Fee	\$4.00
Extra Services & Fees (check box, add fee or subtract)	
<input type="checkbox"/> Return Receipt (hardcopy)	\$0.00
<input type="checkbox"/> Return Receipt (electronic)	\$0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$0.00
<input type="checkbox"/> Adult Signature Required	\$0.00
<input type="checkbox"/> Adult Signature Restricted Delivery	\$0.00

Postage	\$0.60
Total Postage and Fees	\$4.60



Sent To _____
 Street and Apt. No., or PO Box No. _____
 City, State, ZIP+4® _____

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

City of Albuquerque Planning Department
Property Owner Notice Form for Temporary Use Permit



[Note: Items with an asterisk (*) are required.]

10/17/22
 [Date*]

TA Operating Corporation c/o Tax Department
 [Name* of Abutting Property Owner]

24601 Center Ridge Rd. Westlake, OH
 [Address* of Property Owner] 44145-5634

RE: Public Notice of Temporary Use Permit

Dear TA Operating Corporation c/o Tax Dept. [Name* of Property Owner],

In accordance with the procedures of the City of Albuquerque's Integrated Development Ordinance (IDO) **Subsection 14-16-6-5(D)(2)**, this is written notice to you as an abutting Property Owner that an application for a **Temporary Use Permit** will be submitted to the City of Albuquerque Planning Department for a property next to you. This application will be reviewed and decided by the City of Albuquerque Planning Department staff, available by email at codeenforcement@cabq.gov.

1. Property Owner of Subject Property* City of Albuquerque
2. Agent* [if applicable] Licensee: Dawn Legacy Pointe
3. Subject Property Address* 1250 Menaul Blvd. NE
4. Location Description South east corner of Menaul & Frontage Road of I-25
5. Zone Atlas Page H-15-Z [Available here: <http://data.cabq.gov/business/zoneatlas/>]
6. Legal Description N/A
7. Area of Property [typically in acres] 0.78 acres
8. IDO Zone District NR-LM
9. Overlay Zone(s) [if applicable] —
10. Center or Corridor Area [if applicable] —
11. Current Land Use [vacant, if none] vacant
12. Deviations Requested [if applicable] —
13. Variances Requested [if applicable] —

The application will request the temporary use for the following land uses and/or activities:

Safe Outdoor Space for primarily homeless women being trafficked.

City of Albuquerque Planning Department
Property Owner Notice Form for Temporary Use Permit

[Note: Items with an asterisk (*) are required.]

The application will request that the temporary use be allowed for the following duration:

6 months up to 24 months with renewals [ex: number of days/months/years].

This temporary use will operate in the following days and times:

24 hours / 7 days per week

NOTE: Anyone may request and the City may require an applicant to attend a City-sponsored facilitated meeting with Neighborhood Associations, based on the complexity and potential impacts of a proposed project [IDO Subsection 14-16-6-4(D)]. To request a Facilitated Meeting regarding this project, contact the Planning Department at devhelp@cabq.gov or 505-924-3955. To view and download the Facilitated Meetings Criteria, visit <http://www.cabq.gov/planning/urban-design-development/facilitated-meetings-for-proposed-development>.

Please contact me with any questions or concerns at 720.333.8288 [phone number*] or via s.goodee@gmail.com [email*].

More information about the project can be found here: [project webpage*, if applicable]

Useful Links

Integrated Development Ordinance (IDO):

<http://www.cabq.gov/planning/codes-policies-regulations/integrated-development-ordinance>

IDO Interactive Map

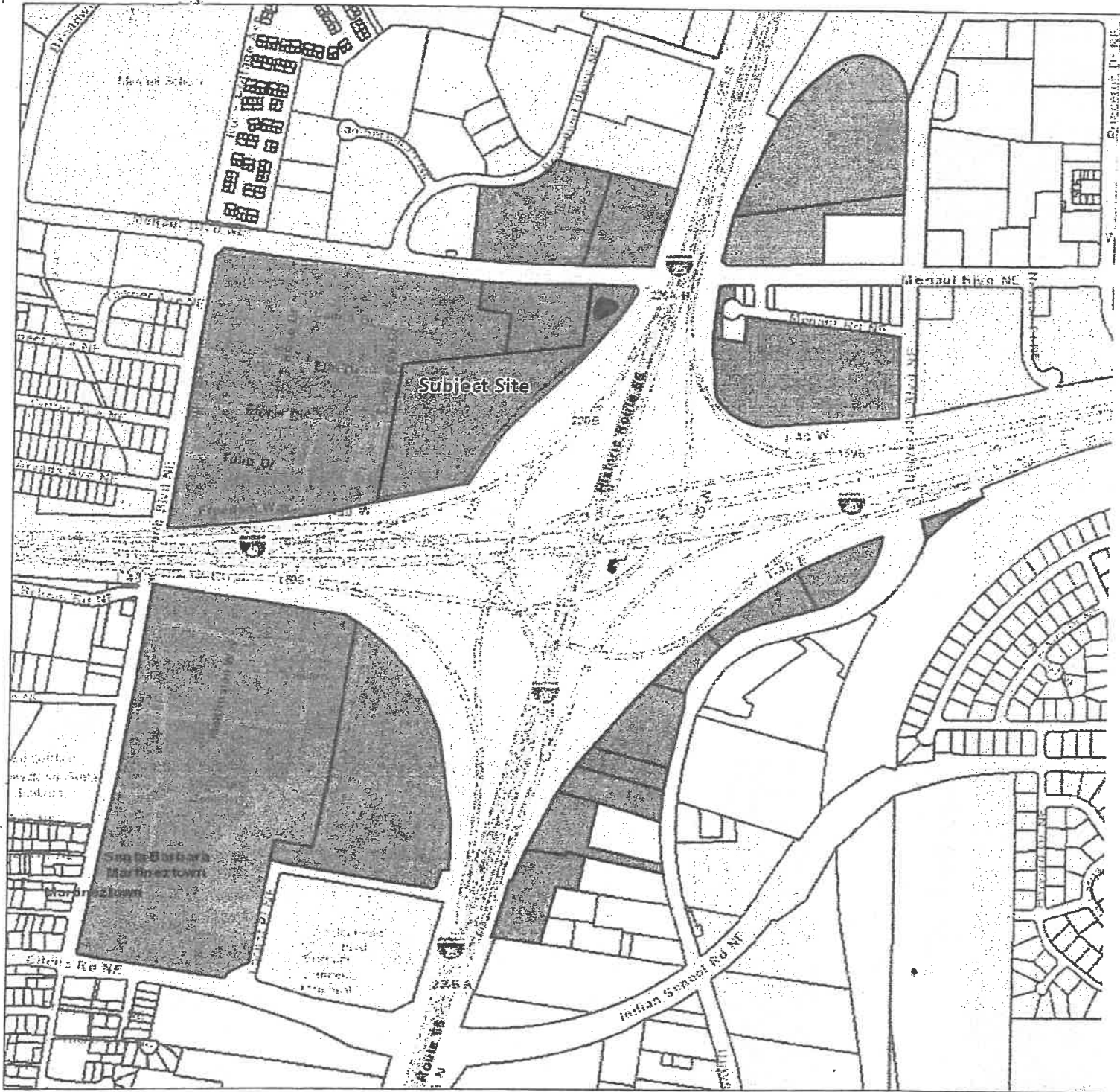
<https://tinyurl.com/IDOzoningmap>

Sincerely,

J. Kylea Good - Dawn Legacy Pointe

[Agent/Property Owner/Developer/Operator]

Cc: _____ [Other Property Owners, if any]



7021 0950 0001 1423 3446

U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com

West Valley City, UT 84119

Certified-Mail Fee	\$4.00
Extra Services & Fees (check box, add fee as appropriate)	\$0.00
<input type="checkbox"/> Return Receipt (hardcopy)	\$0.00
<input type="checkbox"/> Return Receipt (electronic)	\$0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$0.00
<input type="checkbox"/> Adult Signature Required	\$0.00
<input type="checkbox"/> Adult Signature Restricted Delivery	\$0.00
Postage	\$0.60
Total Postage and Fees	\$4.60

Sent To _____
 Street and Apt. No., or PO Box No. _____
 City, State, ZIP+4® _____

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions



City of Albuquerque Planning Department
Property Owner Notice Form for Temporary Use Permit



[Note: Items with an asterisk (*) are required.]

10/17/22
[Date*]

T-Mobile ACS Holdings, LLC
[Name* of Abutting Property Owner]

12920 S.E. 38th St. Bellevue, WA
[Address* of Property Owner] 98006-1350

RE: Public Notice of Temporary Use Permit

Dear T-Mobile ACS Holdings, LLC [Name* of Property Owner],

In accordance with the procedures of the City of Albuquerque's Integrated Development Ordinance (IDO) Subsection 14-16-6-5(D)(2), this is written notice to you as an abutting Property Owner that an application for a Temporary Use Permit will be submitted to the City of Albuquerque Planning Department for a property next to you. This application will be reviewed and decided by the City of Albuquerque Planning Department staff, available by email at codeenforcement@cabq.gov.

1. Property Owner of Subject Property* City of Albuquerque
2. Agent* [if applicable] Licensee: Dawn Legacy Pointe
3. Subject Property Address* 1250 Menaul Blvd. NE
4. Location Description South east corner of Menaul & Frontage Road of I-25
5. Zone Atlas Page H-15-Z [Available here: <http://data.cabq.gov/business/zoneatlas/>]
6. Legal Description N/A
7. Area of Property [typically in acres] 0.78 acres
8. IDO Zone District NR-LM
9. Overlay Zone(s) [if applicable] —
10. Center or Corridor Area [if applicable] —
11. Current Land Use [vacant, if none] vacant
12. Deviations Requested [if applicable] —
13. Variances Requested [if applicable] —

The application will request the temporary use for the following land uses and/or activities:

Safe Outdoor Space for primarily homeless women being trafficked.

City of Albuquerque Planning Department
Property Owner Notice Form for Temporary Use Permit

[Note: Items with an asterisk (*) are required.]

The application will request that the temporary use be allowed for the following duration:

6 months up to 24 months with renewals [ex: number of days/months/years].

This temporary use will operate in the following days and times:

24 hours / 7 days per week

NOTE: Anyone may request and the City may require an applicant to attend a City-sponsored facilitated meeting with Neighborhood Associations, based on the complexity and potential impacts of a proposed project [IDO Subsection 14-16-6-4(D)]. To request a Facilitated Meeting regarding this project, contact the Planning Department at devhelp@cabq.gov or 505-924-3955. To view and download the Facilitated Meetings Criteria, visit <http://www.cabq.gov/planning/urban-design-development/facilitated-meetings-for-proposed-development>.

Please contact me with any questions or concerns at 720.333.8288 [phone number*] or via S.goodco@gmail.com [email*].

More information about the project can be found here: [project webpage*, if applicable]

Useful Links

Integrated Development Ordinance (IDO):

<http://www.cabq.gov/planning/codes-policies-regulations/integrated-development-ordinance>

IDO Interactive Map

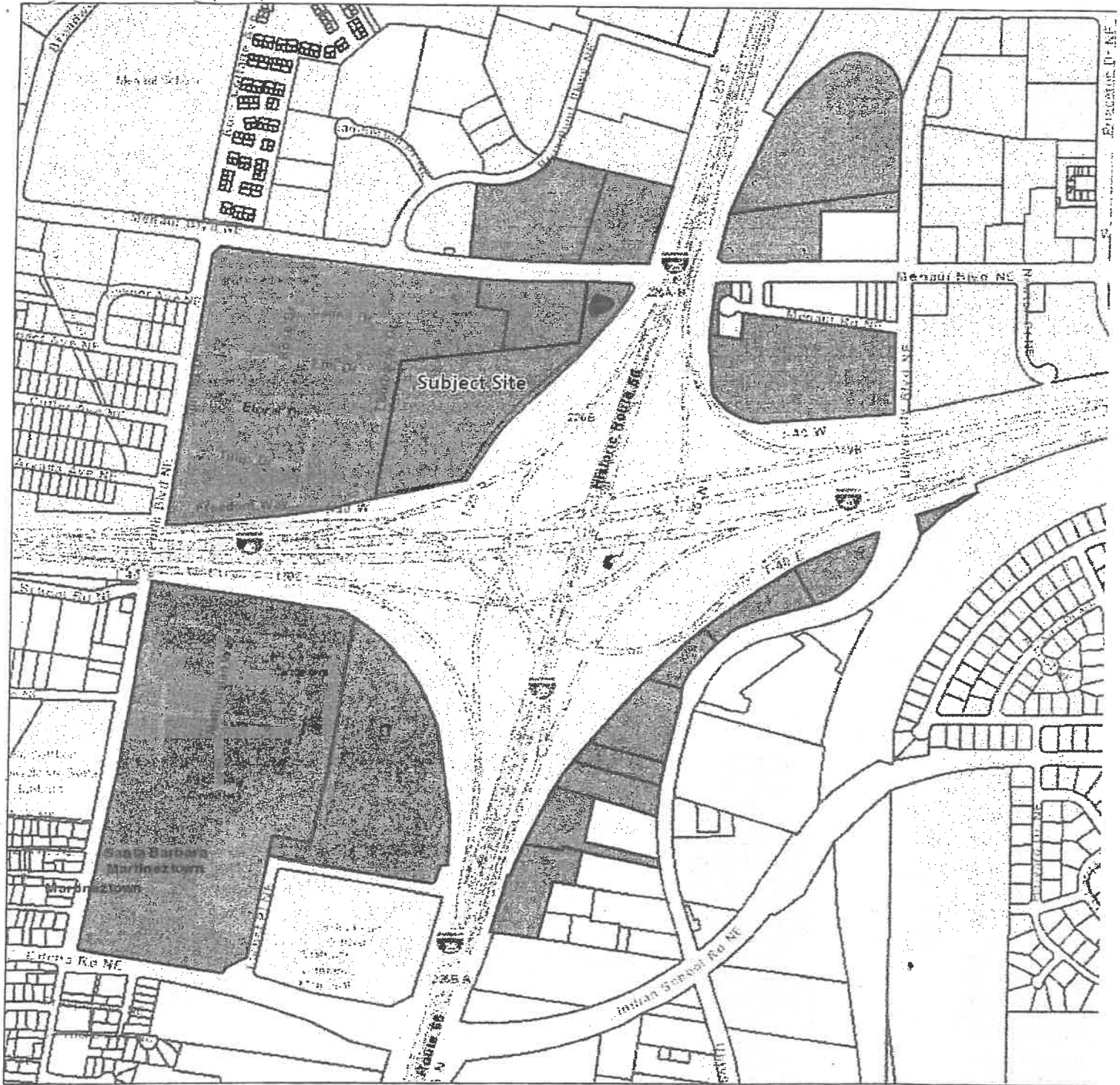
<https://tinyurl.com/IDOzoningmap>

Sincerely,

J. Kylea Good - Dawn Legacy Pointe

[Agent/Property Owner/Developer/Operator]

Cc: _____ [Other Property Owners, if any]



U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

OFFICIAL USE

7021 0950 0001 1423 3439

Certified Mail Fee	\$4.00
Extra Services & Fees (check box, add fee as applicable)	\$0.00
<input type="checkbox"/> Return Receipt (hardcopy)	\$0.00
<input type="checkbox"/> Return Receipt (electronic)	\$0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$0.00
<input type="checkbox"/> Adult Signature Required	\$0.00
<input type="checkbox"/> Adult Signature Restricted Delivery	\$0.00

Postage	\$0.60
Total Postage and Fees	\$4.60



Sent To _____
 Street and Apt. No., or PO Box No. _____
 City, State, ZIP+4® _____

City of Albuquerque Planning Department
Property Owner Notice Form for Temporary Use Permit



[Note: Items with an asterisk (*) are required.]

10/17/22
[Date*]

Albuquerque Metropolitan Board of Realtors, Inc.
[Name* of Abutting Property Owner]

1635 University Blvd. NE Albuquerque, NM
[Address* of Property Owner] 87102

RE: Public Notice of Temporary Use Permit

Dear Albuquerque Metropolitan Board of Realtors, Inc. [Name* of Property Owner],

In accordance with the procedures of the City of Albuquerque's Integrated Development Ordinance (IDO) Subsection 14-16-6-5(D)(2), this is written notice to you as an abutting Property Owner that an application for a Temporary Use Permit will be submitted to the City of Albuquerque Planning Department for a property next to you. This application will be reviewed and decided by the City of Albuquerque Planning Department staff, available by email at codeenforcement@cabq.gov.

1. Property Owner of Subject Property* City of Albuquerque
2. Agent* [if applicable] Licensee: Dawn Legacy Pointe
3. Subject Property Address* 1250 Menaul Blvd. NE
4. Location Description South east corner of Menaul & Frontage Road of I-25
5. Zone Atlas Page H-15-2 [Available here: <http://data.cabq.gov/business/zoneatlas/>]
6. Legal Description N/A
7. Area of Property [typically in acres] 0.78 acres
8. IDO Zone District NR-LM
9. Overlay Zone(s) [if applicable] —
10. Center or Corridor Area [if applicable] —
11. Current Land Use [vacant, if none] vacant
12. Deviations Requested [if applicable] —
13. Variances Requested [if applicable] —

The application will request the temporary use for the following land uses and/or activities:

Safe Outdoor Space for primarily homeless women being trafficked.

City of Albuquerque Planning Department
Property Owner Notice Form for Temporary Use Permit

[Note: Items with an asterisk (*) are required.]

The application will request that the temporary use be allowed for the following duration:

6 months up to 24 months with renewals [ex: number of days/months/years].

This temporary use will operate in the following days and times:

24 hours / 7 days per week

NOTE: Anyone may request and the City may require an applicant to attend a City-sponsored facilitated meeting with Neighborhood Associations, based on the complexity and potential impacts of a proposed project [IDO Subsection 14-16-6-4(D)]. To request a Facilitated Meeting regarding this project, contact the Planning Department at devhelp@cabq.gov or 505-924-3955. To view and download the Facilitated Meetings Criteria, visit <http://www.cabq.gov/planning/urban-design-development/facilitated-meetings-for-proposed-development>.

Please contact me with any questions or concerns at 720.333.8288 [phone number*] or via s.goodco@gmail.com [email*].

More information about the project can be found here: [project webpage*, if applicable]

Useful Links

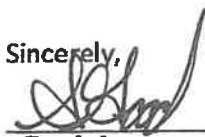
Integrated Development Ordinance (IDO):

<http://www.cabq.gov/planning/codes-policies-regulations/integrated-development-ordinance>

IDO Interactive Map

<https://tinyurl.com/IDOzoningmap>

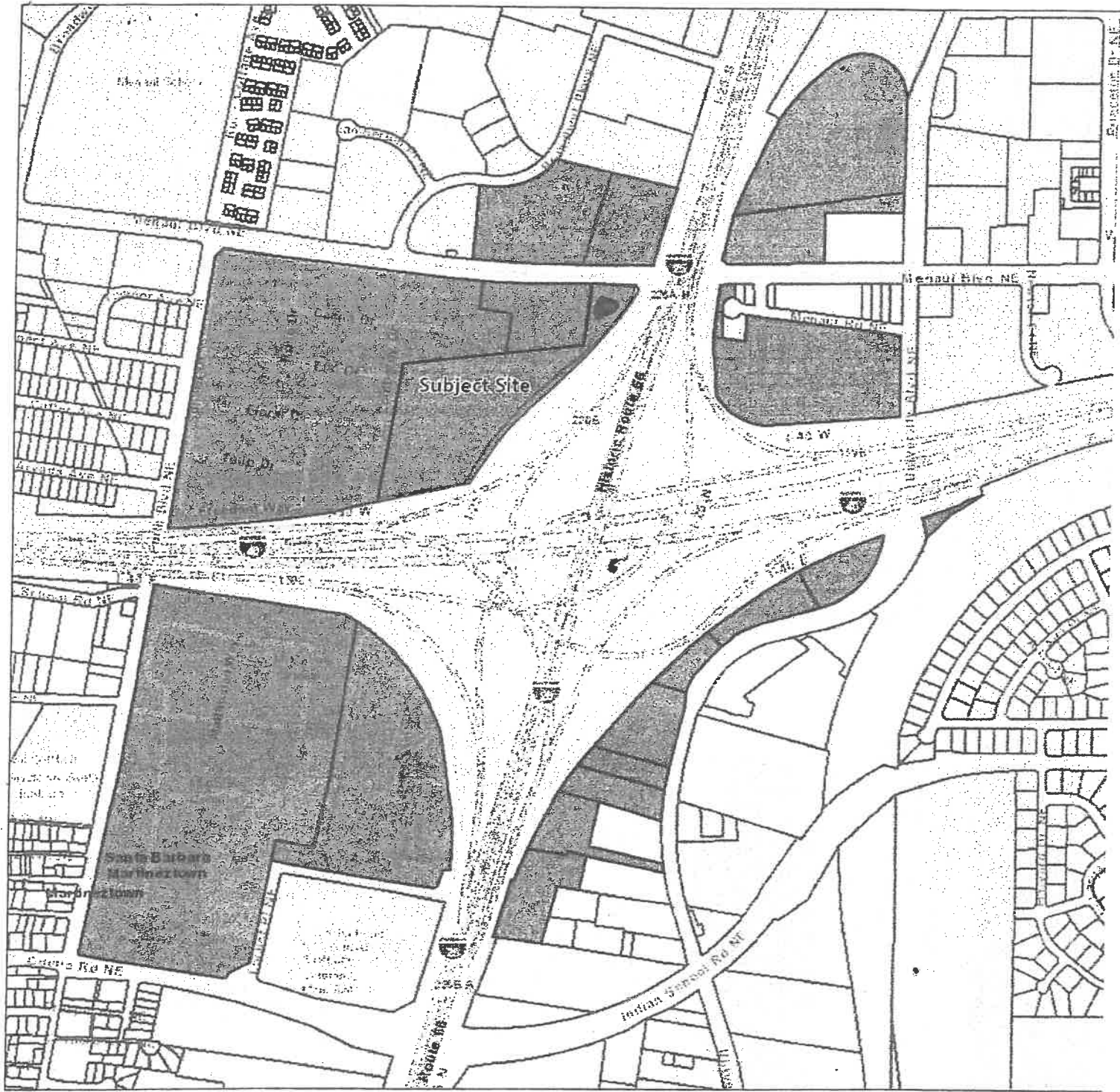
Sincerely,



J. Kylea Good - Dawn Legacy Pointe

[Agent/Property Owner/Developer/Operator]

Cc: _____ [Other Property Owners, if any]



7021 0950 0001 1423 3323

U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

Albuquerque, NM 87120

OFFICIAL USE

Certified-Mail Fee	\$4.00
Extra Services & Fees (check box, add fee as appropriate)	
<input type="checkbox"/> Return Receipt (hardcopy)	\$0.00
<input type="checkbox"/> Return Receipt (electronic)	\$0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$0.00
<input type="checkbox"/> Adult Signature Required	\$0.00
<input type="checkbox"/> Adult Signature Restricted Delivery	\$0.00

Postage	\$0.60
Total Postage and Fees	\$4.60

0101
UCT 18 2022
 Postmark
 Here
MAIN OFFICE USPS
 10/18/2022

Sent To _____
 Street and Apt. No., or PO Box No. _____
 City, State, ZIP+4® _____

City of Albuquerque Planning Department
 Property Owner Notice Form for Temporary Use Permit



[Note: Items with an asterisk (*) are required.]

10/17/22
 [Date*]

ALB Boca Hotel Ltd. Partnership % Ocean Props ATTN: W. Hebert
 [Name* of Abutting Property Owner]

1000 Market St. Unit 1 Portsmouth, NH
 [Address* of Property Owner] 03801-3358

RE: Public Notice of Temporary Use Permit

Dear ALB Boca Hotel Ltd. Partnership % Ocean Props ATTN: N. Hebert
 [Name* of Property Owner],

In accordance with the procedures of the City of Albuquerque's Integrated Development Ordinance (IDO) Subsection 14-16-6-5(D)(2), this is written notice to you as an abutting Property Owner that an application for a Temporary Use Permit will be submitted to the City of Albuquerque Planning Department for a property next to you. This application will be reviewed and decided by the City of Albuquerque Planning Department staff, available by email at codeenforcement@cabq.gov.

1. Property Owner of Subject Property* City of Albuquerque
2. Agent* [if applicable] Licensee: Dawn Legacy Pointe
3. Subject Property Address* 1250 Menaul Blvd. NE
4. Location Description South east corner of Menaul & Frontage Road of I-25
5. Zone Atlas Page H-15-Z [Available here: <http://data.cabq.gov/business/zoneatlas/>]
6. Legal Description N/A
7. Area of Property [typically in acres] 0.78 acres
8. IDO Zone District NR-LM
9. Overlay Zone(s) [if applicable] —
10. Center or Corridor Area [if applicable] —
11. Current Land Use [vacant, if none] vacant
12. Deviations Requested [if applicable] —
13. Variances Requested [if applicable] —

The application will request the temporary use for the following land uses and/or activities:
Safe Outdoor Space for primarily homeless women being trafficked.

City of Albuquerque Planning Department
Property Owner Notice Form for Temporary Use Permit

[Note: Items with an asterisk (*) are required.]

The application will request that the temporary use be allowed for the following duration:

6 months up to 24 months with renewals [ex: number of days/months/years].

This temporary use will operate in the following days and times:

24 hours / 7 days per week

NOTE: Anyone may request and the City may require an applicant to attend a City-sponsored facilitated meeting with Neighborhood Associations, based on the complexity and potential impacts of a proposed project [IDO Subsection 14-16-6-4(D)]. To request a Facilitated Meeting regarding this project, contact the Planning Department at devhelp@cabq.gov or 505-924-3955. To view and download the Facilitated Meetings Criteria, visit <http://www.cabq.gov/planning/urban-design-development/facilitated-meetings-for-proposed-development>.

Please contact me with any questions or concerns at 720.333.8288 [phone number*] or via S.goodco@gmail.com [email*].

More information about the project can be found here: [project webpage*, if applicable]

Useful Links

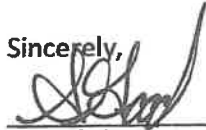
Integrated Development Ordinance (IDO):

<http://www.cabq.gov/planning/codes-policies-regulations/integrated-development-ordinance>

IDO Interactive Map

<https://tinyurl.com/IDOzoningmap>

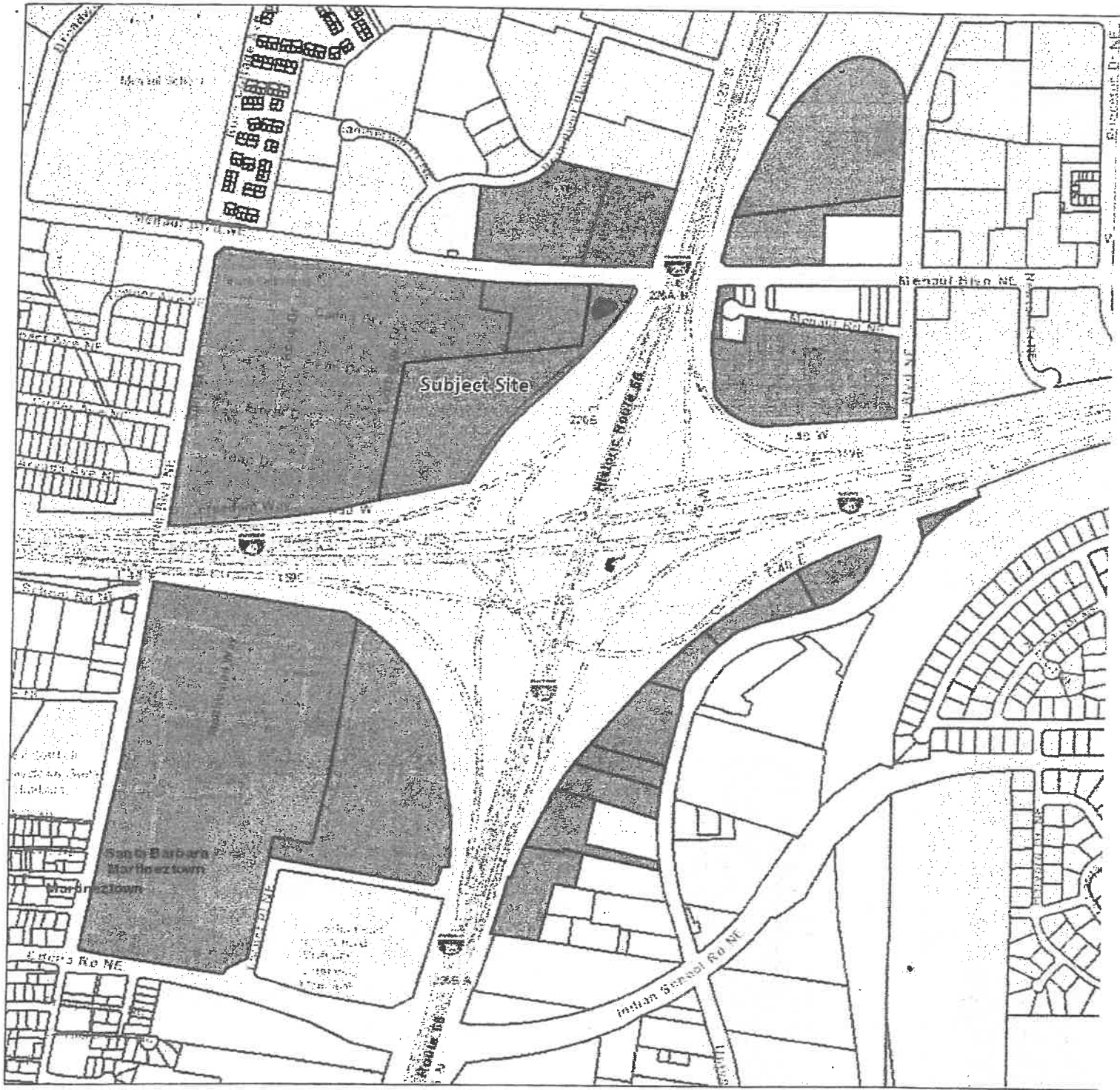
Sincerely,



J. Kylea Good - Dawn Legacy Pointe

[Agent/Property Owner/Developer/Operator]

Cc: _____ [Other Property Owners, if any]



U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

7021 0950 0001 1423 3309

OFFICIAL USE

Certified Mail Fee	\$4.00
Extra Services & Fees (check box, add fee as appropriate)	
<input type="checkbox"/> Return Receipt (hardcopy)	\$0.00
<input type="checkbox"/> Return Receipt (electronic)	\$0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$0.00
<input type="checkbox"/> Adult Signature Required	\$0.00
<input type="checkbox"/> Adult Signature Restricted Delivery	\$0.00

Postage \$0.60

Total Postage and Fees \$4.60

Sent To

Street and Apt. No., or PO Box No.

City, State, ZIP+4®



PS Form 3800, April 2015 PSN 7530-02-000-9047

See Reverse for Instructions

City of Albuquerque Planning Department
Property Owner Notice Form for Temporary Use Permit



[Note: Items with an asterisk (*) are required.]

10/17/22
[Date*]

Gaechter Outdoor Advertising Inc. % Mike Gaechter, Pres.
[Name* of Abutting Property Owner]
13 Horizon Dr. Juisco, Texas 75034.684
[Address* of Property Owner]

RE: Public Notice of Temporary Use Permit

Dear Gaechter Outdoor Advertising Inc. % Mike Gaechter, Pres.
[Name* of Property Owner],

In accordance with the procedures of the City of Albuquerque's Integrated Development Ordinance (IDO) Subsection 14-16-6-5(D)(2), this is written notice to you as an abutting Property Owner that an application for a Temporary Use Permit will be submitted to the City of Albuquerque Planning Department for a property next to you. This application will be reviewed and decided by the City of Albuquerque Planning Department staff, available by email at codeenforcement@cabq.gov.

1. Property Owner of Subject Property* City of Albuquerque
2. Agent* [if applicable] Licensee: Dawn Legacy Pointe
3. Subject Property Address* 1250 Menaul Blvd. NE
4. Location Description South east corner of Menaul & Frontage Road of I-25
5. Zone Atlas Page H-15-Z [Available here: <http://data.cabq.gov/business/zoneatlas/>]
6. Legal Description N/A
7. Area of Property [typically in acres] 0.78 acres
8. IDO Zone District NR-LM
9. Overlay Zone(s) [if applicable] —
10. Center or Corridor Area [if applicable] —
11. Current Land Use [vacant, if none] vacant
12. Deviations Requested [if applicable] —
13. Variances Requested [if applicable] —

The application will request the temporary use for the following land uses and/or activities:

Safe Outdoor Space for primarily homeless women being trafficked.

City of Albuquerque Planning Department
Property Owner Notice Form for Temporary Use Permit

[Note: Items with an asterisk (*) are required.]

The application will request that the temporary use be allowed for the following duration:

6 months up to 24 months with renewals [ex: number of days/months/years].

This temporary use will operate in the following days and times:

24 hours / 7 days per week

NOTE: Anyone may request and the City may require an applicant to attend a City-sponsored facilitated meeting with Neighborhood Associations, based on the complexity and potential impacts of a proposed project [IDO Subsection 14-16-6-4(D)]. To request a Facilitated Meeting regarding this project, contact the Planning Department at devhelp@cabq.gov or 505-924-3955. To view and download the Facilitated Meetings Criteria, visit <http://www.cabq.gov/planning/urban-design-development/facilitated-meetings-for-proposed-development>.

Please contact me with any questions or concerns at 720.333.8288 [phone number*] or via s.goodco@gmail.com [email*].

More information about the project can be found here: [project webpage*, if applicable]

Useful Links

Integrated Development Ordinance (IDO):

<http://www.cabq.gov/planning/codes-policies-regulations/integrated-development-ordinance>

IDO Interactive Map

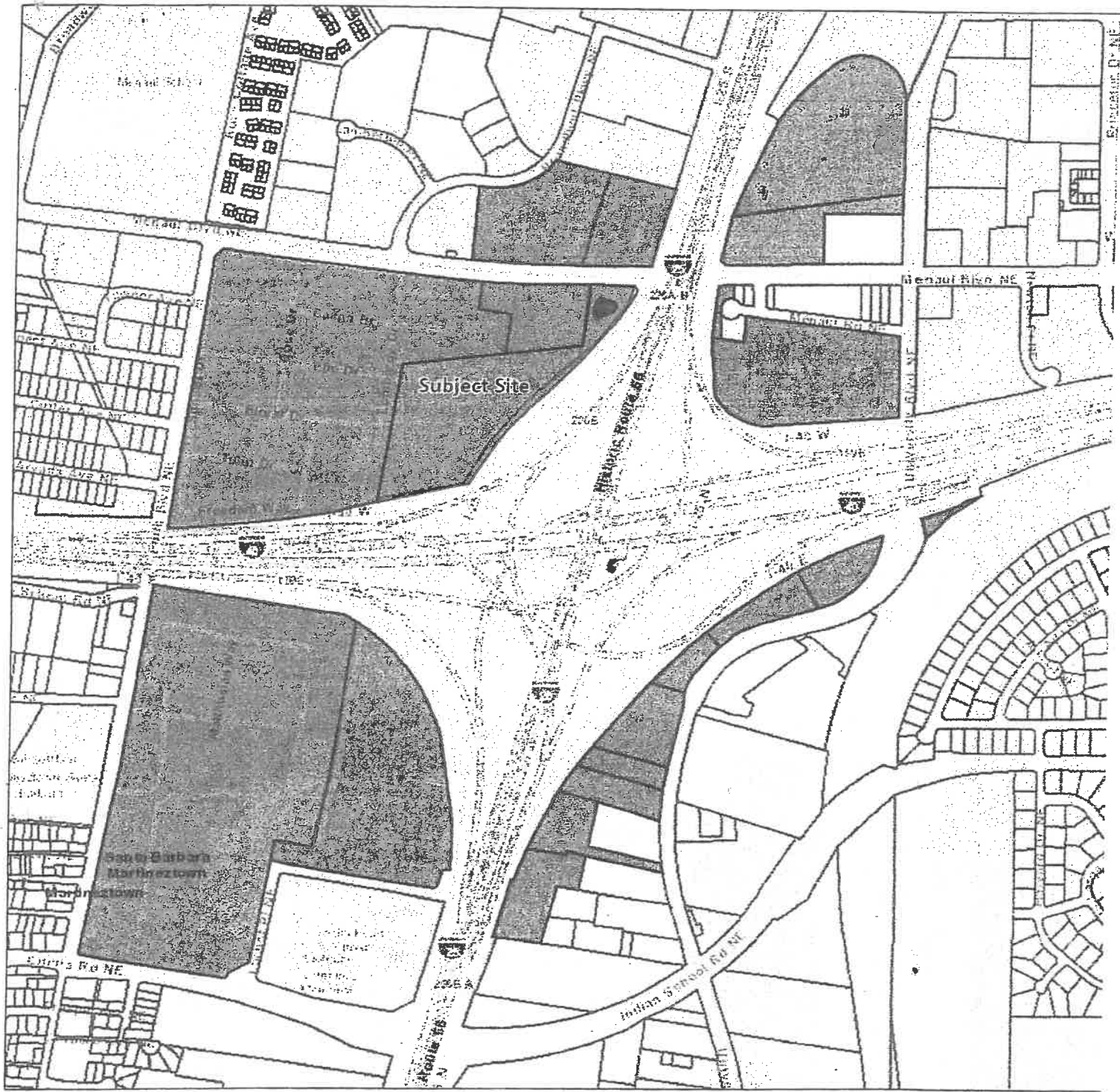
<https://tinyurl.com/IDOzoningmap>

Sincerely,

J. Kylea Good - Dawn Legacy Pointe

[Agent/Property Owner/Developer/Operator]

Cc: _____ [Other Property Owners, if any]



U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com™.

7021 0950 0001 1423 3408

OFFICIAL USE

Frederick, TX 75035

Certified Mail Fee \$ 4.00

Extra Services & Fees (check box, add fee as appropriate)

<input type="checkbox"/> Return Receipt (hardcopy)	\$ <u>0.00</u>
<input type="checkbox"/> Return Receipt (electronic)	\$ <u>0.00</u>
<input type="checkbox"/> Certified Mail Restricted Delivery	\$ <u>0.00</u>
<input type="checkbox"/> Adult Signature Required	\$ <u>0.00</u>
<input type="checkbox"/> Adult Signature Restricted Delivery	\$ <u>0.00</u>

Postage \$ 0.60

Total Postage and Fees \$ 4.60

Sent To _____

Street and Apt. No., or PO Box No. _____

City, State, ZIP+4® _____

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for instructions



City of Albuquerque Planning Department
Property Owner Notice Form for Temporary Use Permit



[Note: Items with an asterisk (*) are required.]

10/17/22
 [Date*]

JMAH Real Estate of Albuquerque, LLC ATTN: CEO
 [Name* of Abutting Property Owner]

1710 Whitestone Expressway Flushing, NY
 [Address* of Property Owner] 11357

RE: Public Notice of Temporary Use Permit

Dear JMAH Real Estate of Albuquerque, LLC ATTN: CEO
 [Name* of Property Owner],

In accordance with the procedures of the City of Albuquerque's Integrated Development Ordinance (IDO) Subsection 14-16-6-5(D)(2), this is written notice to you as an abutting Property Owner that an application for a Temporary Use Permit will be submitted to the City of Albuquerque Planning Department for a property next to you. This application will be reviewed and decided by the City of Albuquerque Planning Department staff, available by email at codeenforcement@cabq.gov.

1. Property Owner of Subject Property* City of Albuquerque
2. Agent* [if applicable] Licensee: Dawn Legacy Pointe
3. Subject Property Address* 1250 Menaul Blvd. NE
4. Location Description South east corner of Menaul / Frontage Road of I-25
5. Zone Atlas Page H-15-Z [Available here: <http://data.cabq.gov/business/zoneatlas/>]
6. Legal Description N/A
7. Area of Property [typically in acres] 0.78 acres
8. IDO Zone District NR-LM
9. Overlay Zone(s) [if applicable] —
10. Center or Corridor Area [if applicable] —
11. Current Land Use [vacant, if none] vacant
12. Deviations Requested [if applicable] —
13. Variances Requested [if applicable] —

The application will request the temporary use for the following land uses and/or activities:

Safe Outdoor Space for primarily homeless women being trafficked.

City of Albuquerque Planning Department
Property Owner Notice Form for Temporary Use Permit

[Note: Items with an asterisk (*) are required.]

The application will request that the temporary use be allowed for the following duration:

6 months up to 24 months with renewals [ex: number of days/months/years].

This temporary use will operate in the following days and times:

24 hours / 7 days per week

NOTE: Anyone may request and the City may require an applicant to attend a City-sponsored facilitated meeting with Neighborhood Associations, based on the complexity and potential impacts of a proposed project [IDO Subsection 14-16-6-4(D)]. To request a Facilitated Meeting regarding this project, contact the Planning Department at devhelp@cabq.gov or 505-924-3955. To view and download the Facilitated Meetings Criteria, visit <http://www.cabq.gov/planning/urban-design-development/facilitated-meetings-for-proposed-development>.

Please contact me with any questions or concerns at 720.333.8288 [phone number*] or via s.goodco@gmail.com [email*].

More information about the project can be found here: [project webpage*, if applicable]

Useful Links

Integrated Development Ordinance (IDO):

<http://www.cabq.gov/planning/codes-policies-regulations/integrated-development-ordinance>

IDO Interactive Map

<https://tinyurl.com/IDOzoningmap>

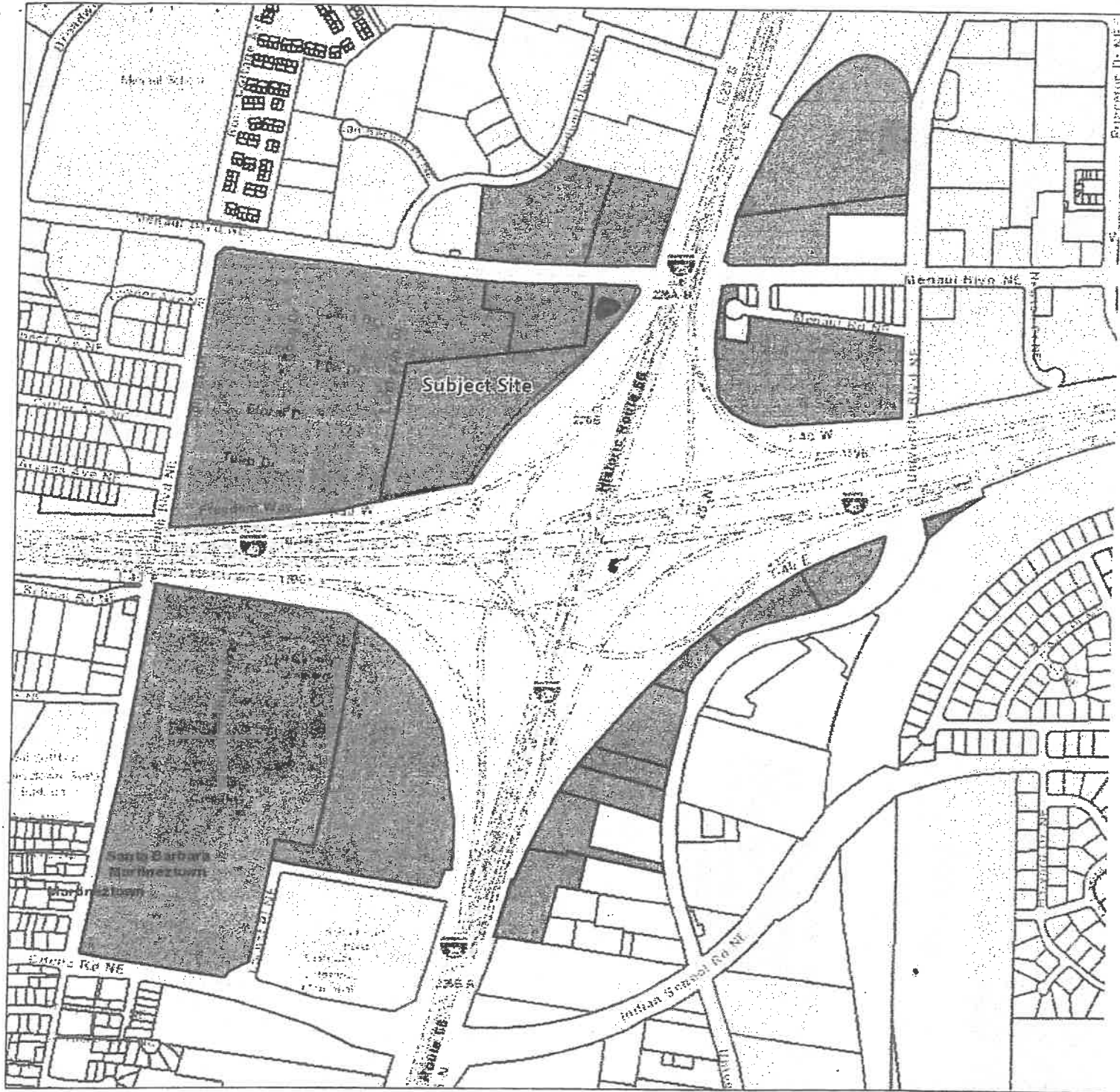
Sincerely,



J. Kylea Good - Dawn Legacy Pointe

[Agent/Property Owner/Developer/Operator]

Cc: _____ [Other Property Owners, if any]



7021 0950 0001 1423 3392

U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

Whitestone NY 11377

Certified Mail Fee	\$4.00
Extra Services & Fees (check box, add fee as appropriate)	\$0.00
<input type="checkbox"/> Return Receipt (hardcopy)	\$0.00
<input type="checkbox"/> Return Receipt (electronic)	\$0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$0.00
<input type="checkbox"/> Adult Signature Required	\$0.00
<input type="checkbox"/> Adult Signature Restricted Delivery	\$0.00

Postage \$0.60

Total Postage and Fees \$4.60



Sent To
Street and Apt. No., or PO Box No.
City, State, ZIP+4®

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

City of Albuquerque Planning Department
Property Owner Notice Form for Temporary Use Permit



[Note: Items with an asterisk (*) are required.]

00/17/22
[Date*]

DCI Donor Services, Inc.

[Name* of Abutting Property Owner]

1633 Church St. Ste 500 Nashville, TN

[Address* of Property Owner]

37203-2948

RE: Public Notice of Temporary Use Permit

Dear DCI Donor Services, Inc. [Name* of Property Owner],

In accordance with the procedures of the City of Albuquerque's Integrated Development Ordinance (IDO) Subsection 14-16-6-5(D)(2), this is written notice to you as an abutting Property Owner that an application for a Temporary Use Permit will be submitted to the City of Albuquerque Planning Department for a property next to you. This application will be reviewed and decided by the City of Albuquerque Planning Department staff, available by email at codeenforcement@cabq.gov.

1. Property Owner of Subject Property* City of Albuquerque
2. Agent* [if applicable] Licensee: Dawn Legacy Pointe
3. Subject Property Address* 1250 Menaul Blvd. NE
4. Location Description South east corner of Menaul / Frontage Road of I-25
5. Zone Atlas Page H-15-Z [Available here: <http://data.cabq.gov/business/zoneatlas/>]
6. Legal Description N/A
7. Area of Property [typically in acres] 0.78 acres
8. IDO Zone District NR-LM
9. Overlay Zone(s) [if applicable] —
10. Center or Corridor Area [if applicable] —
11. Current Land Use [vacant, if none] vacant
12. Deviations Requested [if applicable] —
13. Variances Requested [if applicable] —

The application will request the temporary use for the following land uses and/or activities:

Safe Outdoor Space for primarily homeless women being trafficked.

City of Albuquerque Planning Department
Property Owner Notice Form for Temporary Use Permit

[Note: Items with an asterisk (*) are required.]

The application will request that the temporary use be allowed for the following duration:

6 months up to 24 months with renewals [ex: number of days/months/years].

This temporary use will operate in the following days and times:

24 hours / 7 days per week

NOTE: Anyone may request and the City may require an applicant to attend a City-sponsored facilitated meeting with Neighborhood Associations, based on the complexity and potential impacts of a proposed project [IDO Subsection 14-16-6-4(D)]. To request a Facilitated Meeting regarding this project, contact the Planning Department at devhelp@cabq.gov or 505-924-3955. To view and download the Facilitated Meetings Criteria, visit <http://www.cabq.gov/planning/urban-design-development/facilitated-meetings-for-proposed-development>.

Please contact me with any questions or concerns at 720.333.8288 [phone number*] or via S.goodco@gmail.com [email*].

More information about the project can be found here: [project webpage*, if applicable]

Useful Links

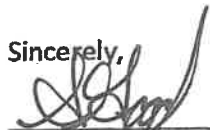
Integrated Development Ordinance (IDO):

<http://www.cabq.gov/planning/codes-policies-regulations/integrated-development-ordinance>

IDO Interactive Map

<https://tinyurl.com/IDOzoningmap>

Sincerely,

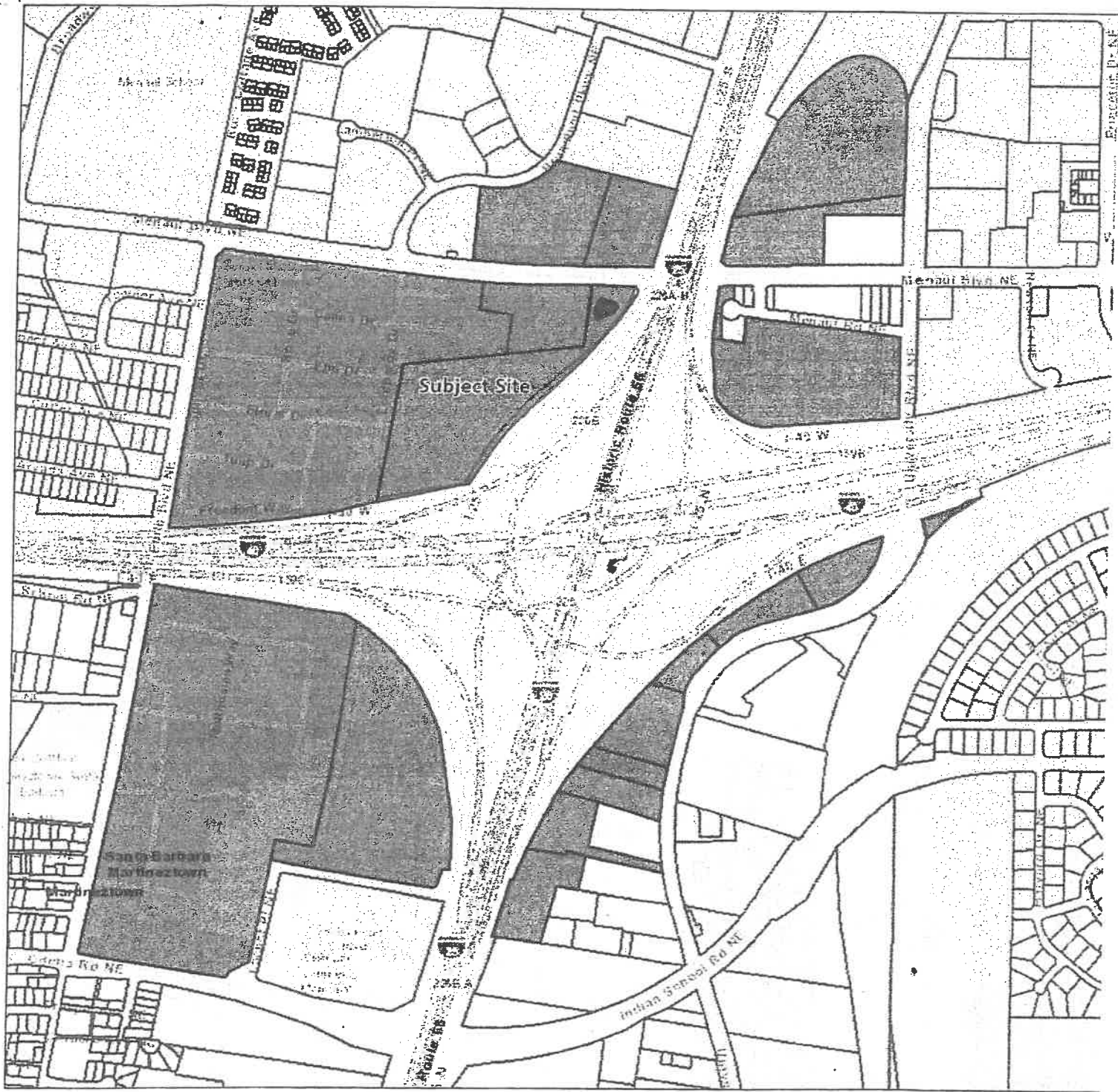


J. Kylea Good - Dawn Legacy Pointe

[Agent/Property Owner/Developer/Operator]

Cc:

[Other Property Owners, if any]



7021 0950 0001 1423 3385

U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

Na ~~Official Use~~

Certified Mail Fee	\$4.00
Extra Services & Fees (check box, add fee as appropriate)	\$0.00
<input type="checkbox"/> Return Receipt (hardcopy)	\$0.00
<input type="checkbox"/> Return Receipt (electronic)	\$0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$0.00
<input type="checkbox"/> Adult Signature Required	\$0.00
<input type="checkbox"/> Adult Signature Restricted Delivery	\$0.00

Postage \$0.60
Total Postage and Fees \$4.60



Sent To _____
 Street and Apt. No., or PO Box No. _____
 City, State, ZIP+4® _____

City of Albuquerque Planning Department
Property Owner Notice Form for Temporary Use Permit



[Note: Items with an asterisk (*) are required.]

10/17/22
 [Date*]

Archdiocese Santa Fe Cemetery Catholic Service Bldg.
 [Name* of Abutting Property Owner]

4000 St. Josephs Place NW Albuquerque, N.M.
 [Address* of Property Owner] 87120-1714

RE: Public Notice of Temporary Use Permit

Dear Archdiocese Santa Fe Cemetery Catholic Service Bldg. [Name* of Property Owner],

In accordance with the procedures of the City of Albuquerque's Integrated Development Ordinance (IDO) Subsection 14-16-6-5(D)(2), this is written notice to you as an abutting Property Owner that an application for a **Temporary Use Permit** will be submitted to the City of Albuquerque Planning Department for a property next to you. This application will be reviewed and decided by the City of Albuquerque Planning Department staff, available by email at codeenforcement@cabq.gov.

1. Property Owner of Subject Property* City of Albuquerque
2. Agent* [if applicable] Licensee: Dawn Legacy Pointe
3. Subject Property Address* 1250 Menaul Blvd. NE
4. Location Description South east corner of Menaul & Frontage Road of I-25
5. Zone Atlas Page H-15-Z [Available here: <http://data.cabq.gov/business/zoneatlas/>]
6. Legal Description N/A
7. Area of Property [typically in acres] 0.78 acres
8. IDO Zone District NR-LM
9. Overlay Zone(s) [if applicable] —
10. Center or Corridor Area [if applicable] —
11. Current Land Use [vacant, if none] vacant
12. Deviations Requested [if applicable] —
13. Variances Requested [if applicable] —

The application will request the temporary use for the following land uses and/or activities:

Safe Outdoor Space for primarily homeless women being trafficked.

City of Albuquerque Planning Department
Property Owner Notice Form for Temporary Use Permit

[Note: Items with an asterisk (*) are required.]

The application will request that the temporary use be allowed for the following duration:

6 months up to 24 months with renewals [ex: number of days/months/years].

This temporary use will operate in the following days and times:

24 hours / 7 days per week

NOTE: Anyone may request and the City may require an applicant to attend a City-sponsored facilitated meeting with Neighborhood Associations, based on the complexity and potential impacts of a proposed project [IDO Subsection 14-16-6-4(D)]. To request a Facilitated Meeting regarding this project, contact the Planning Department at devhelp@cabq.gov or 505-924-3955. To view and download the Facilitated Meetings Criteria, visit <http://www.cabq.gov/planning/urban-design-development/facilitated-meetings-for-proposed-development>.

Please contact me with any questions or concerns at 720.333.8288 [phone number*] or via S.goodco@gmail.com [email*].

More information about the project can be found here: [project webpage*, if applicable]

Useful Links

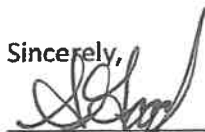
Integrated Development Ordinance (IDO):

<http://www.cabq.gov/planning/codes-policies-regulations/integrated-development-ordinance>

IDO Interactive Map

<https://tinyurl.com/IDOzoningmap>

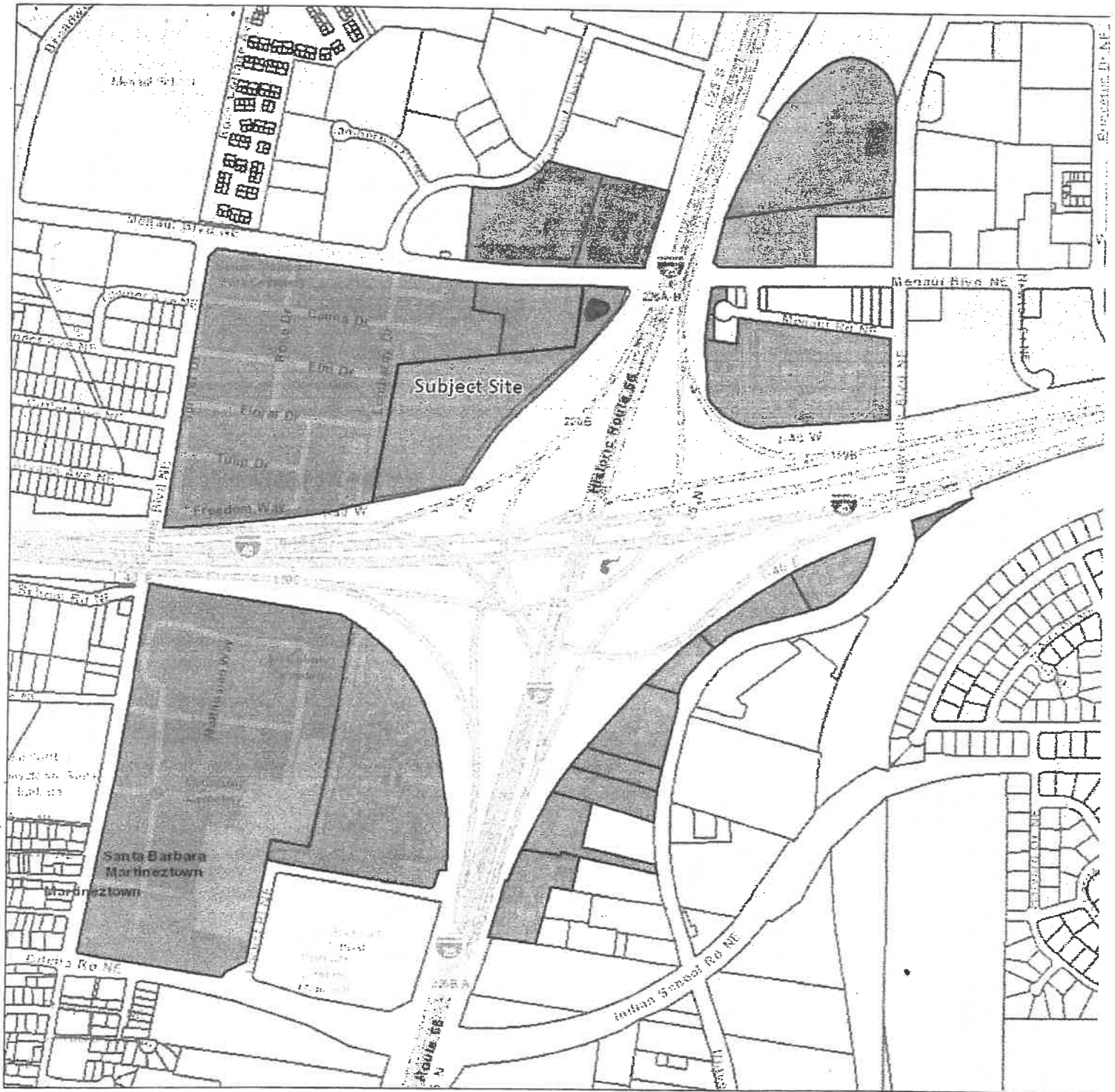
Sincerely,



[Agent/Property Owner/Developer/Operator]

J. Kylea Good - Dawn Legacy Pointe

Cc: _____ [Other Property Owners, if any]



7021 0950 0001 1423 3347

U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

Albuquerque, NM 87101
OFFICIAL USE

Certified Mail Fee	\$4.00
Extra Services & Fees (check box, add fee as appropriate)	\$0.00
<input type="checkbox"/> Return Receipt (hardcopy)	\$0.00
<input type="checkbox"/> Return Receipt (electronic)	\$0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$0.00
<input type="checkbox"/> Adult Signature Required	\$0.00
<input type="checkbox"/> Adult Signature Restricted Delivery	\$0.00
Postage	\$0.60
Total Postage and Fees	\$4.60



Sent To _____
 Street and Apt. No., or PO Box No. _____
 City, State, ZIP+4® _____

City of Albuquerque Planning Department
Property Owner Notice Form for Temporary Use Permit



[Note: Items with an asterisk (*) are required.]

10/17/22
[Date*]

ABQ 1701, LLC

[Name* of Abutting Property Owner]

3304 W. Historic Hwy. 66 Gallup, NM
[Address* of Property Owner] 87301-6841

RE: Public Notice of Temporary Use Permit

Dear ABQ 1701, LLC [Name* of Property Owner],

In accordance with the procedures of the City of Albuquerque's Integrated Development Ordinance (IDO) Subsection 14-16-6-5(D)(2), this is written notice to you as an abutting Property Owner that an application for a Temporary Use Permit will be submitted to the City of Albuquerque Planning Department for a property next to you. This application will be reviewed and decided by the City of Albuquerque Planning Department staff, available by email at codeenforcement@cabq.gov.

1. Property Owner of Subject Property* City of Albuquerque
2. Agent* [if applicable] Licensee: Dawn Legacy Pointe
3. Subject Property Address* 1250 Menaul Blvd. NE
4. Location Description South east corner of Menaul & Frontage Road of I-25
5. Zone Atlas Page H-15-Z [Available here: <http://data.cabq.gov/business/zoneatlas/>]
6. Legal Description N/A
7. Area of Property [typically in acres] 0.78 acres
8. IDO Zone District NR-LM
9. Overlay Zone(s) [if applicable] —
10. Center or Corridor Area [if applicable] —
11. Current Land Use [vacant, if none] vacant
12. Deviations Requested [if applicable] —
13. Variances Requested [if applicable] —

The application will request the temporary use for the following land uses and/or activities:

Safe Outdoor Space for primarily homeless women being trafficked.

City of Albuquerque Planning Department
Property Owner Notice Form for Temporary Use Permit

[Note: Items with an asterisk (*) are required.]

The application will request that the temporary use be allowed for the following duration:

6 months up to 24 months with renewals [ex: number of days/months/years].

This temporary use will operate in the following days and times:

24 hours / 7 days per week

NOTE: Anyone may request and the City may require an applicant to attend a City-sponsored facilitated meeting with Neighborhood Associations, based on the complexity and potential impacts of a proposed project [IDO Subsection 14-16-6-4(D)]. To request a Facilitated Meeting regarding this project, contact the Planning Department at devhelp@cabq.gov or 505-924-3955. To view and download the Facilitated Meetings Criteria, visit <http://www.cabq.gov/planning/urban-design-development/facilitated-meetings-for-proposed-development>.

Please contact me with any questions or concerns at 720.333.8288 [phone number*] or via s.goodco@gmail.com [email*].

More information about the project can be found here: [project webpage*, if applicable]

Useful Links

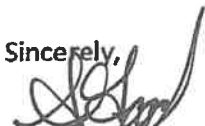
Integrated Development Ordinance (IDO):

<http://www.cabq.gov/planning/codes-policies-regulations/integrated-development-ordinance>

IDO Interactive Map

<https://tinyurl.com/IDOzoningmap>

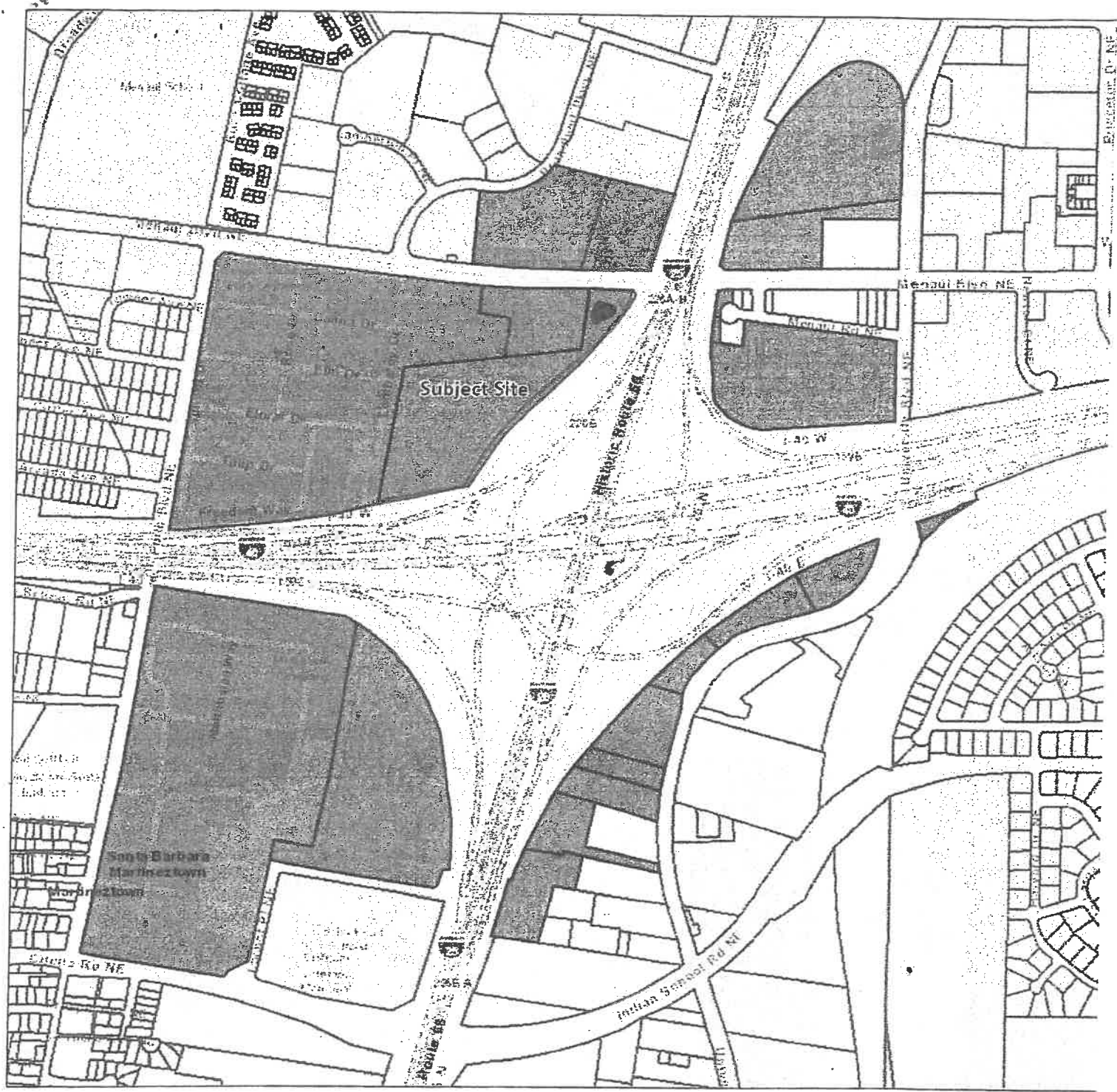
Sincerely,



J. Kylea Good - Dawn Legacy Pointe

[Agent/Property Owner/Developer/Operator]

Cc: _____ [Other Property Owners, if any]



U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

Go to www.usps.com for more information.

7021 0950 0001 1423 3378

Certified Mail Fee	\$4.00
Extra Services & Fees (check box, add fee as appropriate)	\$0.00
<input type="checkbox"/> Return Receipt (hardcopy)	\$0.00
<input type="checkbox"/> Return Receipt (electronic)	\$0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$0.00
<input type="checkbox"/> Adult Signature Required	\$0.00
<input type="checkbox"/> Adult Signature Restricted Delivery	\$0.00
Postage	\$0.60
Total Postage and Fees	\$4.60



Sent To _____
 Street and Apt. No., or PO Box No. _____
 City, State, ZIP+4® _____

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

City of Albuquerque Planning Department
Property Owner Notice Form for Temporary Use Permit



[Note: Items with an asterisk (*) are required.]

10/17/22
[Date*]

CFF II Sun Village LLC & CSA II Sun Village LLC
[Name* of Abutting Property Owner] c/o Jesse McBay

8012 Bee Caves Rd. Ste 300 Austin, TX
[Address* of Property Owner] 78746-4902

RE: Public Notice of Temporary Use Permit

CFF II Sun Village, LLC & CSA II Sun Village LLC
Dear c/o Jesse McBay [Name* of Property Owner],

In accordance with the procedures of the City of Albuquerque's Integrated Development Ordinance (IDO) Subsection 14-16-6-5(D)(2), this is written notice to you as an abutting Property Owner that an application for a Temporary Use Permit will be submitted to the City of Albuquerque Planning Department for a property next to you. This application will be reviewed and decided by the City of Albuquerque Planning Department staff, available by email at codeenforcement@cabq.gov.

1. Property Owner of Subject Property* City of Albuquerque
2. Agent* [if applicable] Licensee: Dawn Legacy Pointe
3. Subject Property Address* 1250 Menaul Blvd. NE
4. Location Description South east corner of Menaul & Frontage Road of I-25
5. Zone Atlas Page H-15-Z [Available here: <http://data.cabq.gov/business/zoneatlas/>]
6. Legal Description N/A
7. Area of Property [typically in acres] 0.78 acres
8. IDO Zone District NR-LM
9. Overlay Zone(s) [if applicable] -
10. Center or Corridor Area [if applicable] -
11. Current Land Use [vacant, if none] vacant
12. Deviations Requested [if applicable] -
13. Variances Requested [if applicable] -

The application will request the temporary use for the following land uses and/or activities:

Safe Outdoor Space for primarily homeless women being trafficked.

City of Albuquerque Planning Department
Property Owner Notice Form for Temporary Use Permit

[Note: Items with an asterisk (*) are required.]

The application will request that the temporary use be allowed for the following duration:

6 months up to 24 months with renewals [ex: number of days/months/years].

This temporary use will operate in the following days and times:

24 hours / 7 days per week

NOTE: Anyone may request and the City may require an applicant to attend a City-sponsored facilitated meeting with Neighborhood Associations, based on the complexity and potential impacts of a proposed project [IDO Subsection 14-16-6-4(D)]. To request a Facilitated Meeting regarding this project, contact the Planning Department at devhelp@cabq.gov or 505-924-3955. To view and download the Facilitated Meetings Criteria, visit <http://www.cabq.gov/planning/urban-design-development/facilitated-meetings-for-proposed-development>.

Please contact me with any questions or concerns at 720.333.8288 [phone number*] or via S.goodleo@gmail.com [email*].

More information about the project can be found here: [project webpage*, if applicable]

Useful Links

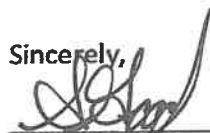
Integrated Development Ordinance (IDO):

<http://www.cabq.gov/planning/codes-policies-regulations/integrated-development-ordinance>

IDO Interactive Map

<https://tinyurl.com/IDOzoningmap>

Sincerely,

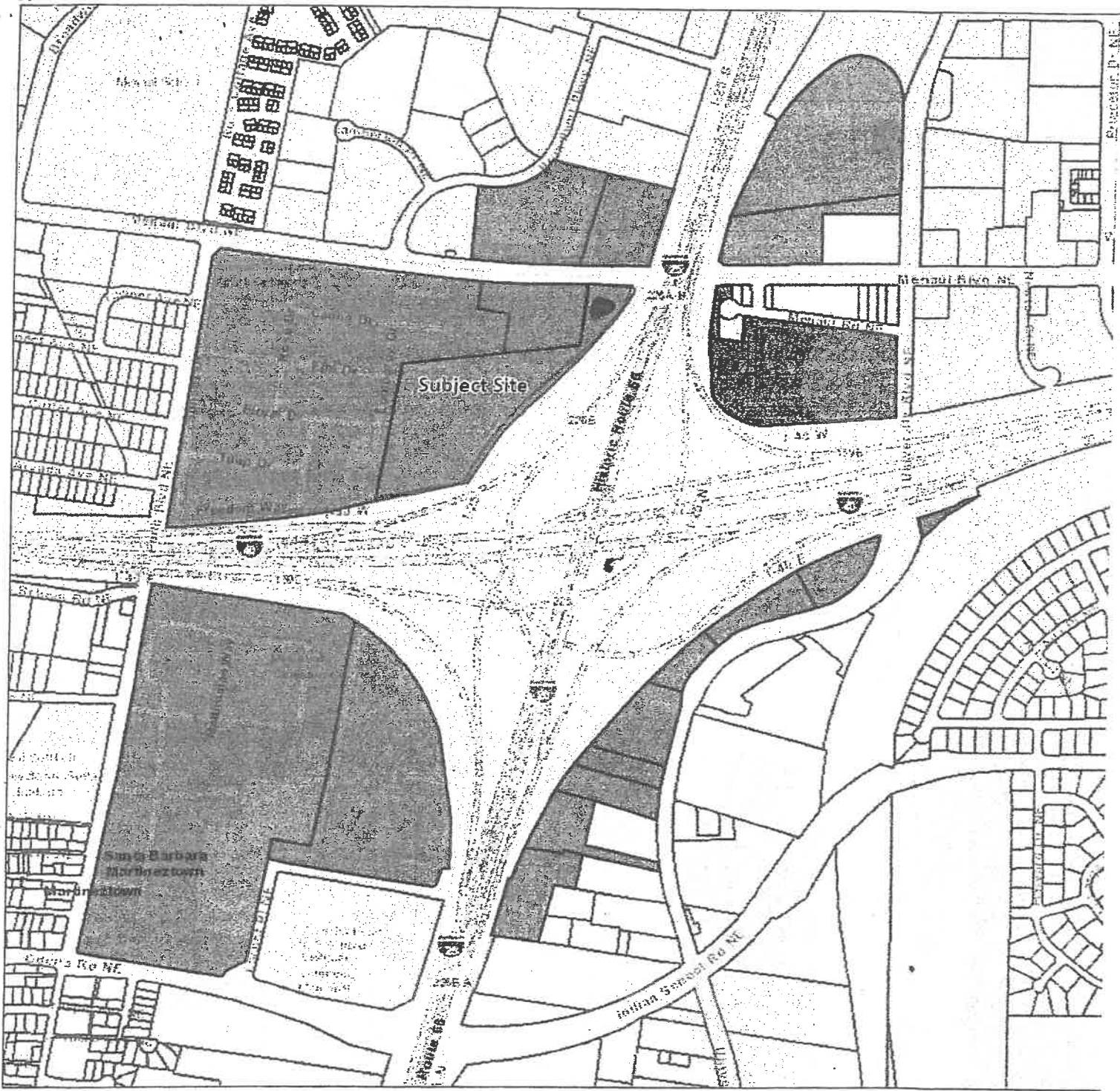


J. Kylea Good - Dawn Legacy Pointe

[Agent/Property Owner/Developer/Operator]

Cc:

[Other Property Owners, if any]



7021 0950 0001 1423 3361

U.S. Postal Service™ CERTIFIED MAIL® RECEIPT Domestic Mail Only	
For delivery information, visit our website at www.usps.com ®.	
Austin TX 78746	
Certified-Mail Fee	\$4.00
Extra Services & Fees (check box, add fee as appropriate)	\$0.00
<input type="checkbox"/> Return Receipt (hardcopy)	\$0.00
<input type="checkbox"/> Return Receipt (electronic)	\$0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$0.00
<input type="checkbox"/> Adult Signature Required	\$0.00
<input type="checkbox"/> Adult Signature Restricted Delivery	\$0.00
Postage	\$0.60
Total Postage and Fees	\$4.60
Sent To	
Street and Apt. No., or PO Box No.	
City, State, ZIP+4®	
PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions	



City of Albuquerque Planning Department
Property Owner Notice Form for Temporary Use Permit



[Note: Items with an asterisk (*) are required.]

10/17/22
[Date*]

Associated General Contractors
[Name* of Abutting Property Owner]

1615 University Blvd. NE ABQ, NM
[Address* of Property Owner] 87102

RE: Public Notice of Temporary Use Permit

Dear Associated General Contractors [Name* of Property Owner],

In accordance with the procedures of the City of Albuquerque's Integrated Development Ordinance (IDO) Subsection 14-16-6-5(D)(2), this is written notice to you as an abutting Property Owner that an application for a Temporary Use Permit will be submitted to the City of Albuquerque Planning Department for a property next to you. This application will be reviewed and decided by the City of Albuquerque Planning Department staff, available by email at codeenforcement@cabq.gov.

1. Property Owner of Subject Property* City of Albuquerque
2. Agent* [if applicable] Licensee: Dawn Legacy Pointe
3. Subject Property Address* 1250 Menaul Blvd. NE
4. Location Description South east corner of Menaul & Frontage Road of I-25
5. Zone Atlas Page H-15-Z [Available here: <http://data.cabq.gov/business/zoneatlas/>]
6. Legal Description N/A
7. Area of Property [typically in acres] 0.78 acres
8. IDO Zone District NR-LM
9. Overlay Zone(s) [if applicable] —
10. Center or Corridor Area [if applicable] —
11. Current Land Use [vacant, if none] vacant
12. Deviations Requested [if applicable] —
13. Variances Requested [if applicable] —

The application will request the temporary use for the following land uses and/or activities:

Safe Outdoor Space for primarily homeless women being trafficked.

City of Albuquerque Planning Department
Property Owner Notice Form for Temporary Use Permit

[Note: Items with an asterisk (*) are required.]

The application will request that the temporary use be allowed for the following duration:

6 months up to 24 months with renewals [ex: number of days/months/years].

This temporary use will operate in the following days and times:

24 hours / 7 days per week

NOTE: Anyone may request and the City may require an applicant to attend a City-sponsored facilitated meeting with Neighborhood Associations, based on the complexity and potential impacts of a proposed project [IDO Subsection 14-16-6-4(D)]. To request a Facilitated Meeting regarding this project, contact the Planning Department at devhelp@cabq.gov or 505-924-3955. To view and download the Facilitated Meetings Criteria, visit <http://www.cabq.gov/planning/urban-design-development/facilitated-meetings-for-proposed-development>.

Please contact me with any questions or concerns at 720.333.8288 [phone number*] or via S.goodleo@gmail.com [email*].

More information about the project can be found here: [project webpage*, if applicable]

Useful Links

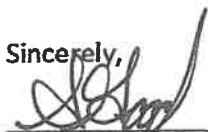
Integrated Development Ordinance (IDO):

<http://www.cabq.gov/planning/codes-policies-regulations/integrated-development-ordinance>

IDO Interactive Map

<https://tinyurl.com/IDOzoningmap>

Sincerely,

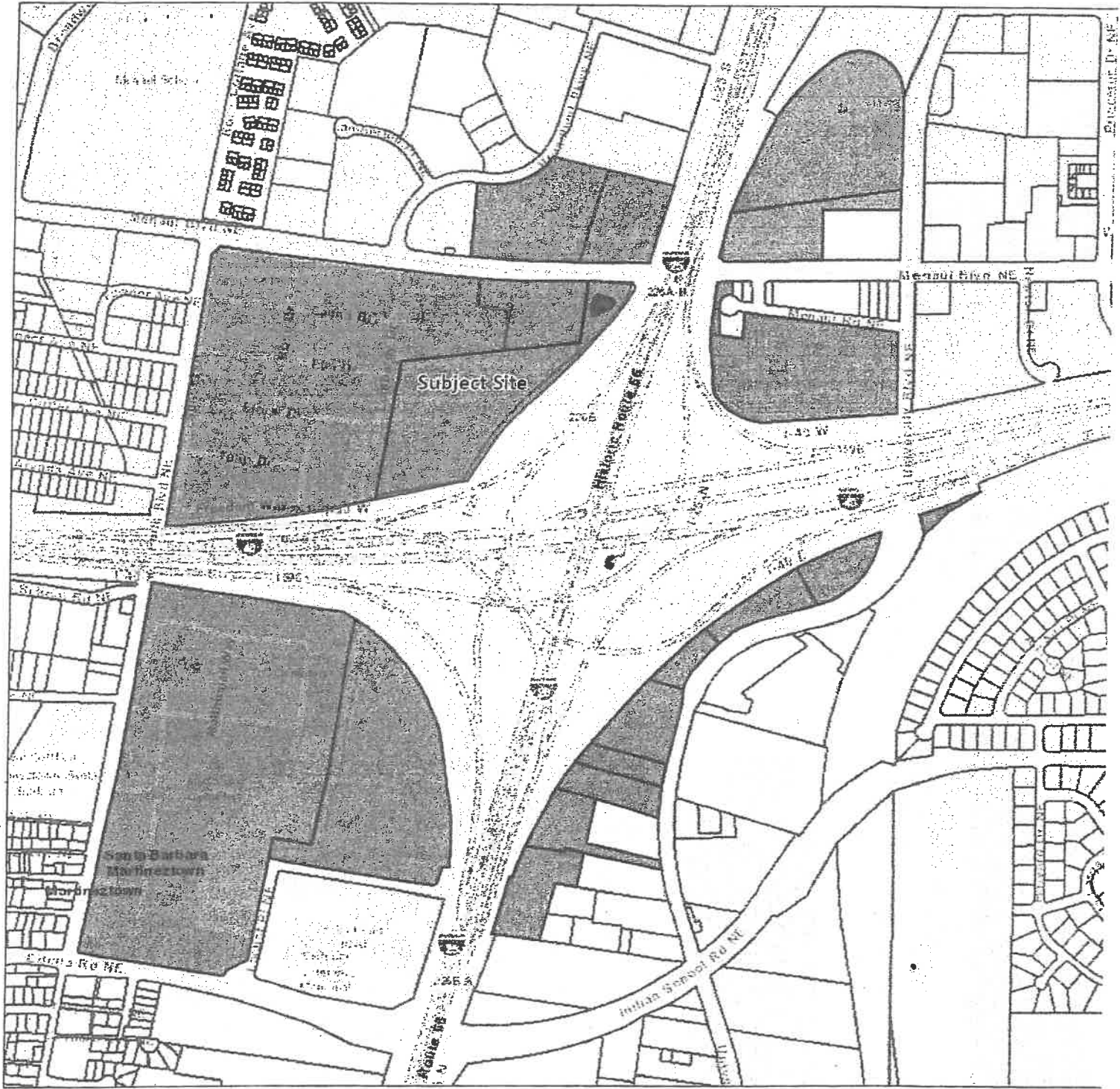


J. Kylea Good - Dawn Legacy Pointe

Cc:

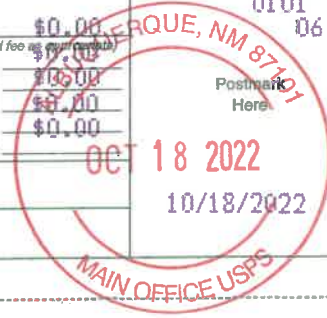
[Agent/Property Owner/Developer/Operator]

[Other Property Owners, if any]



7021 0950 0001 1423 3354

U.S. Postal Service™ CERTIFIED MAIL® RECEIPT Domestic Mail Only	
For delivery information, visit our website at www.usps.com ®.	
Albuquerque, NM 87102	
OFFICIAL USE	
Certified Mail Fee	\$4.00
Extra Services & Fees (check box, add fee as appropriate)	\$0.00
<input type="checkbox"/> Return Receipt (hardcopy)	\$0.00
<input type="checkbox"/> Return Receipt (electronic)	\$0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$0.00
<input type="checkbox"/> Adult Signature Required	\$0.00
<input type="checkbox"/> Adult Signature Restricted Delivery	\$0.00
Postage	\$0.60
Total Postage and Fees	\$4.60
Sent To	
Street and Apt. No., or PO Box No.	
City, State, ZIP+4®	
PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions	



City of Albuquerque Planning Department
 Property Owner Notice Form for Temporary Use Permit



[Note: Items with an asterisk (*) are required.]

10/17/22
 [Date*]

Greater ABQ Association of Realtors, Inc.
 [Name* of Abutting Property Owner]

1635 University Blvd NE ABQ, NM 87102-1710
 [Address* of Property Owner]

RE: Public Notice of Temporary Use Permit

Dear Greater ABQ Association of Realtors, Inc. [Name* of Property Owner],

In accordance with the procedures of the City of Albuquerque's Integrated Development Ordinance (IDO) Subsection 14-16-6-5(D)(2), this is written notice to you as an abutting Property Owner that an application for a Temporary Use Permit will be submitted to the City of Albuquerque Planning Department for a property next to you. This application will be reviewed and decided by the City of Albuquerque Planning Department staff, available by email at codeenforcement@cabaq.gov.

1. Property Owner of Subject Property* City of Albuquerque
2. Agent* [if applicable] Licensee: Dawn Legacy Pointe
3. Subject Property Address* 1250 Menaul Blvd. NE
4. Location Description South east corner of Menaul & Frontage Road of I-25
5. Zone Atlas Page H-15-Z [Available here: <http://data.cabaq.gov/business/zoneatlas/>]
6. Legal Description N/A
7. Area of Property [typically in acres] 0.78 acres
8. IDO Zone District NR-LM
9. Overlay Zone(s) [if applicable] —
10. Center or Corridor Area [if applicable] —
11. Current Land Use [vacant, if none] vacant
12. Deviations Requested [if applicable] —
13. Variances Requested [if applicable] —

The application will request the temporary use for the following land uses and/or activities:

Safe Outdoor Space for primarily homeless women being trafficked.

City of Albuquerque Planning Department
Property Owner Notice Form for Temporary Use Permit

[Note: Items with an asterisk (*) are required.]

The application will request that the temporary use be allowed for the following duration:

6 months up to 24 months with renewals [ex: number of days/months/years].

This temporary use will operate in the following days and times:

24 hours / 7 days per week

NOTE: Anyone may request and the City may require an applicant to attend a City-sponsored facilitated meeting with Neighborhood Associations, based on the complexity and potential impacts of a proposed project [IDO Subsection 14-16-6-4(D)]. To request a Facilitated Meeting regarding this project, contact the Planning Department at devhelp@cabq.gov or 505-924-3955. To view and download the Facilitated Meetings Criteria, visit <http://www.cabq.gov/planning/urban-design-development/facilitated-meetings-for-proposed-development>.

Please contact me with any questions or concerns at 720.333.8288 [phone number*] or via S.goodco@gmail.com [email*].

More information about the project can be found here: [project webpage*, if applicable]

Useful Links

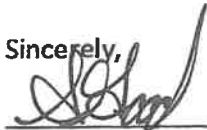
Integrated Development Ordinance (IDO):

<http://www.cabq.gov/planning/codes-policies-regulations/integrated-development-ordinance>

IDO Interactive Map

<https://tinyurl.com/IDOzoningmap>

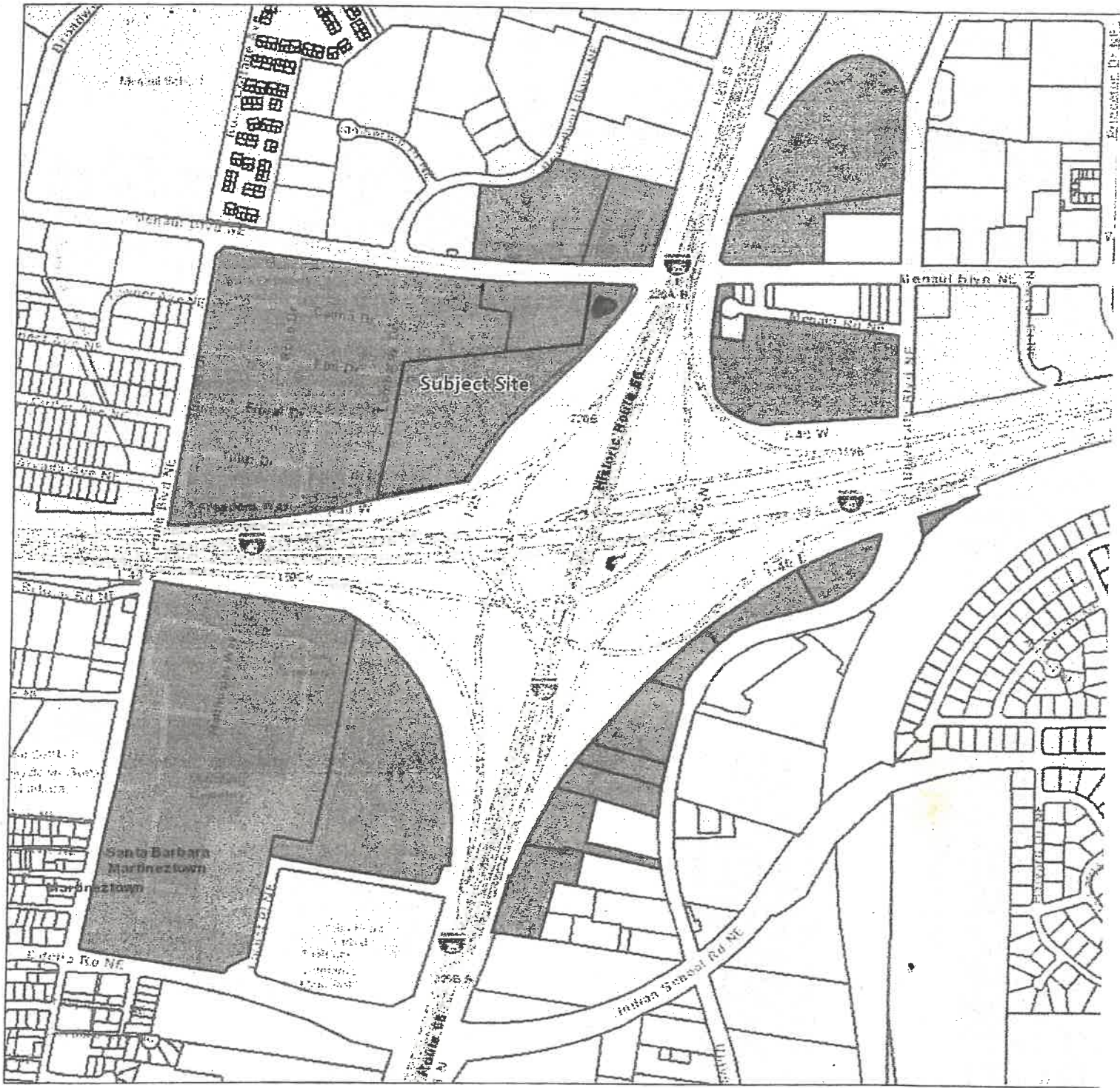
Sincerely,



J. Kylea Good - Dawn Legacy Pointe

[Agent/Property Owner/Developer/Operator]

Cc: _____ [Other Property Owners, if any]



U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

7021 0950 0001 1423 3460

OFFICIAL USE

Certified Mail Fee	\$4.00
Extra Services & Fees (check box, add fee as appropriate)	\$0.00
<input type="checkbox"/> Return Receipt (hardcopy)	\$0.00
<input type="checkbox"/> Return Receipt (electronic)	\$0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$0.00
<input type="checkbox"/> Adult Signature Required	\$0.00
<input type="checkbox"/> Adult Signature Restricted Delivery	\$0.00
Postage	\$0.60
Total Postage and Fees	\$4.60

Sent To _____
 Street and Apt. No., or PO Box No. _____
 City, State, ZIP+4® _____

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions



SAFE OUTDOOR SPACE APPROVAL

TO: Jeremy Keiser

City of Albuquerque Planning Department

FROM: Dawn Legacy Pointe

Operator

Mr. Keiser, we have complied with the Notice Requirements that the Hearing Officer required - all 20 property owners. Our understanding is that our Approval for the Safe Outdoor Space at 1250 Menaul Blvd. NE is now in effect.

If there are more appeals, we trust that the Hearing Officer will hear them expeditiously and make a final recommendation. There were 2 items that were mentioned in his remand that need your attention:

- 1) We did fill out an Application on the Planning Department's website. The Hearing Officer stated that there was no copy of our Application in the documents the Planning Department gave him. Please make sure he receives it.
- 2) The Hearing Officer mentioned there was a few pages on the Security and Operation Plan for the Safe Outdoor Space. This was an Executive Summary we submitted which was approved by Family and Community Services. There is a lot more detail which may be important to the Hearing Officer.

Therefore, we are giving Jeff Palmer a copy of the much more detailed Security and Operation Plan supplement which may be of interest to the Hearing Officer. Please make sure he receives this also.

Thank you and your Department for your assistance in helping us to provide a safe and secure option for homeless women who are now on the street.

Safe Outdoor Space Safety Team and Volunteer Training Manual

Contents

1. Roles, responsibilities, and volunteer opportunities
2. General safety protocol
3. Daily camp management and camp office management
4. Day shift/guest sign-in duties and night shift duty paperwork

1. Roles, responsibilities, and volunteer opportunities

- a. SOS Office Management** - maintaining the SOS's records and paperwork
- b. Safety team management** - scheduling and managing day and night shift duties, overseeing daily functions, emergency response
- c. Day shift sign-in duty** - making sure all guests that enter the SOS sign in; monitoring guests while in the camp
- d. Night shift safety watch** - hourly SOS walk through, and emergency response
- e. SOS grounds upkeep** - emptying garbage cans, cigarette butts and debris, clean camp perimeter, dishes, outside coffee station, tent maintenance, bathroom clean-up
- f. Donation trailer clean-up** - sort donations in the donation trailer, distribute donations, accept donations from donors and give donation receipts
- g. Clean-up** - debris around any garden spaces and around parking lot
- h. Volunteer Projects** - any special projects like gardens or when groups come

2. General safety protocol

- a. Emergency phone numbers** - these numbers are in order of response priority, and chain of communication
- b. Police, Fire, Medical** - 911
- c. Police dispatch** - (505)n 243- COPS / 311 for ABQ Community Safety

Safety at Safe Outdoor Spaces is always a primary concern, and has been part of the way we as an unhoused community have invested in forming our own self governance. Like any community, we are concerned about fire safety, criminal behavior, mental/general health issues, as well as making sure our residents can endure the elements. Being part of the Volunteer Staff and Safety Team is about taking care of ourselves and each other, even though this is a transitional situation for most, to be vigilant in learning to communicate with each other and remind each other about the privilege of living at the Safe Outdoor Space, and that is it up to all of us to make it work out.

Many challenges are faced out here, drug and alcohol abuse, theft, violence, mental health problems, and chronic health issues. Dealing with these conflicts with patience and compassion, together, one person at a time, all learning the appropriate responses to any of the micro-crises that arise, is the key that continues to allow the Safe Outdoor Space to grow in peace, and help people along the way. It is important, as while still learning to meet the challenges better, to outline strategies for Staff, Volunteers, and Client Residents on how to approach different emergency situations.

- A. Aggression and physical violence - 911 - Police
- B. Drug and alcohol abuse - 911 - Police or Emergency Medical Technical (EMT)
- C. Health issues - 911 - EMT
- D. Mental health, depression, suicide, anxiety - 911 - Police/EMT
- E. Conflicts outside of the SOS - 911 - Police

In all cases, after the appropriate authorities are called, notify SOS Staff to let them know what is going on. If the emergency is severe, also call the Board Chair. Please write down and file an incident report for each situation and make sure it is given to the SOS Staff immediately.

3. Daily SOS management

The SOS Management has been responsible for creating their own office and format for how the daily functions and operations of the SOS and the client residents that live here together as a community can work together more effectively. It has been our goal to leave a working template behind so that a new group of volunteers can easily assume the roles and tasks at hand, and to be able to continue to grow and expand our working relationship with other organizations. There is a file for every aspect of what we do here and we are constantly trying to improve how to make the paperwork easy to access and understand. Be diligent to get the hang of it.

Registering New Clients - Intake

When someone wants to move into the SOS, they must first apply and if accepted do an intake with SOS Staff (typically the SOS Outreach Coordinator). After an individual has an intake slip from the Staff Member, they will be directed to where they will find out what tent site they will be on and get added to the roster.

SOS Placement

- A. Resident Information - double check - date of birth, veteran status, pets, vehicle numbers (VIN/license plate), and emergency contacts on the intake

sheet so that they can be entered into the client resident roster and SOS database. Our office uses a **SOS Status Tracking Form**, which the new resident should fill out before being placed, so that we can better help people find work, get housing, or receive services. **Make sure to also write the current date and the tent or space the new resident is moving into on the intake sheet.** The intake sheet can then be filed in the Current Registrations Folder so that this information can be entered into the database the next time the SOS Roster is updated. The new resident should then be given a copy of the rules, in English or Spanish, and **sign the rules sheet** which is in the SOS Rules folder.

- B. Moving In - After all this has been done, the new Client Resident is ready to move in. Ask if they need any gear such as sleeping bags, blankets, pillows, pads, etc. The SOS Community Manager or Coordinator will get them if there are not any in the SOS storage. Make sure to ask the new Client Resident if they have any questions about the SOS, and try to make them feel welcome.

Camp Roster

The SOS Roster needs to be updated at least once per week, or as needed depending on how much traffic there is of Client Residents moving in and out. If the roster is not kept up it makes it hard to see who is in the SOS and what spaces are available for potential Client Residents to move into. It is also the SOS Staff responsibility to keep the roster up to date so that the Albuquerque Police Department (APD), EMTs, and Fire Response can be easily directed to who and where residents are in case of an emergency.

SOS Roster information is updated by the SOS Outreach Coordinator in Google Drive and shared with various SOS Staff and Board of Directors.

Vacated Records

Whenever a Client Resident vacates the SOS, for whatever reason, it is documented and tracked to the data team. If they get housing, are asked to leave for violating the rules, move somewhere else, leave for health reasons, or even go MIA, write their status on the Client Resident's Intake Form with the date they vacate. There is also a Vacated Form in the Vacated file, where the Intake Form is then filed after being updated, that should also be filled out with the same information. Vacated files should be updated weekly, including transferring the current information to the computer database Vacated file. This information is also part of the Monthly Reports that are filed before the end of each month.

Personal Belongings Inventory and Storage

If a Former Client Resident leaves the SOS, but cannot take all their belongings with them, the SOS can keep personal possessions in storage for up to three (3) calendar days. Their belongings must be properly bagged and labeled with their full name and the date before being put into the storage container. A rudimentary inventory of the Former Client Resident's belongings, number of bags/suitcases, gear, tent etc. must be logged in the Personal Belongings Sheet, dated, and filed. When the Former Client Resident comes to pick up their belongings, the date and initials of the individual should be put on the Personal Belongings Inventory Sheet next to their entry.

4. Day Shift/Guest Sign-in Duties and Night Shift Duty

Safety team assignment - day/night shift duty:

It generally is good practice to get Client Residents to sign up for day or night shifts on Sunday, or before the next SOS business week starts, for the *whole* week. The days, shifts (AM/PM), and the names of the Volunteers should be written on the dry erase board, *clearly*, so that everyone can see who is working. At the beginning or end of each volunteer shift, the Volunteer needs to sign the Service Hours Log so that the service hours can be tallied up at the end of each month for the SOS. The tally is required and we must be submitting all the volunteer hours monthly.

Day Guest Sign-In

Every morning at 7am the first person on watch can get the Guest Sign-in clipboard. It is important that every person that walks through the front gates, including Volunteers, signs in. When someone signs in as a Client Resident Guest, make sure the Client Resident they are visiting is currently at the SOS. Client Resident Guests that remain at the SOS for more than an hour, or repeatedly come and go after signing in once, should be asked to leave. The Client Resident the Guest was visiting should be immediately informed of the rule infraction. Client Residents must always be present at the SOS when their Guest is on the SOS property, and Guests will be asked to leave if this rule is broken. Client Residents who break the rule should be immediately notified of the rule upon their return. If the clipboard runs out of Sign-in Sheets during the course of the day, you can get new ones in the Guard Shack in the folder marked SOS Sign-in Sheets. Guests who sign-in on the clipboard are here to visit Client Residents or to volunteer. People who do not live at the SOS and are not volunteering or being given a tour by a designated Staff, Board, or Volunteer are not to be wandering around, consuming beverages or food, or loitering and under no circumstances are guests allowed in residents' tents. At the end of the day, the Volunteer on the last shift can return the

Guest Sign-in clipboard to its proper place. Remember, there are no client resident guests allowed in the SOS before 7am or after 6pm, and that is every client resident's responsibility.

Night Shift Safety Team Duties

At 6pm the first person on night watch can get the Time Log Sheet, so that they can log every hour when they walk around the SOS. If something is seen that is not a serious situation that needs an incident report, it can be written on the Time Log Sheet so that Staff or the Board can address it the following day. For any situation that involves confrontation or may require 911, please wake up the SOS Community Manager so you are not getting involved with emergency situations alone. In the event of any emergency situation, an incident report should be written immediately while the situation and details are easily recalled, so that the report can be given to the SOS Staff and Board Chair first thing in the morning. If the Night Shift Safety Team are using flashlights, please remember to put the batteries in the charger so the following Night Shift Safety Team will have a fully charged flashlight.

Remember - if you see something suspicious outside the community at night, do not approach by yourself. Wake up another Staff Member, SOS Volunteer, or Client Resident to keep watch or approach with you!

SOS Paperwork

All incident reports should be filled out shortly after the situation occurs so that the details are fresh. Please write clearly, professionally, and include all the important information so the SO Staff can know exactly what occurred. These reports are not a place to vent, so be careful not to embellish the incident. Have all the witnesses of the incident sign and date the report along with any other Safety Team members that were present. After discussing it with the SOS Community Manager, make a recommendation as necessary.

If the SOS Client Resident has a grievance of any kind they should request and be provided with a Grievance Form, which are kept in the Guard Shack. It is their responsibility to fill the form out, take a photo of the Grievance Form if they wish, and submit the Grievance Form to the SOS Staff. Try not to get involved in disputes in the camp, but simply direct Client Residents to follow the correct grievance procedure.

Volunteer Hours Log

The Volunteer Hours Log is kept in the SOS Guard Shack. When volunteers are starting or ending their shifts they *must* sign the Volunteer Hours Log. SOS staff who noticed the Volunteer Hour Log has not been signed by a Volunteer are responsible for ensuring the Volunteer signs the log. All volunteer hours including sign-in desk duty, night watch, trash can emptying, grounds maintenance, camp upkeep, and also special projects should be logged shortly after they are completed. At the end of the month, these volunteer hours are tallied and given to the SOS Staff and Board so the SOS can help the agency represent the work being done accurately including for funding reports.

Donations Log

The Donations Log is also kept in the Guard Shack, and should be utilized for incoming donations. Whenever an individual or group brings items to the SOS Community, ask for their name and if they would like a receipt for a tax deduction. If they do not want a receipt for tax deduction purposes, simply list the items donated and the appropriate information in the log. Some donors may also choose to remain anonymous. The Donation Receipts are also kept with the logs and can be filled out with the donors' information along with the items donated. One copy of the receipt goes to the donor and the other half to the SOS Staff. Ask the donor for permission to mention their contribution on the SOS social media, and thank them for their donation.

Safe Outdoor Space Security Protocol

It is *everyone's* responsibility to keep the SOS Community safe. If you see or hear something suspicious against our agreements, inform the Safety Team, the Community Manager, or Outreach Coordinator.

Safety Officer

1. It is the Safety Officer's responsibility to patrol the SOS boundaries
2. If something dangerous is seen or heard, do not be put in harm's way. Immediately *report* the situation to the security or police. Each phone number is listed in the Guard Shack. You must also report it to the SOS Staff and in the event of a severe incident also report to the Board Chair.
3. Share information with the other Client Residents, particularly those new to the SOS Community, about what the policies and procedures are.
4. The Safety Officer is the Point Person for any major concerns at the SOS Community, and responsible to de-escalate conflicts between Client Residents, call security/police if needed, and help figure out the Safety Officer schedule.

SOS Security

1. Night shift: Patrol the perimeter of the SOS Community at least twice during the shift.
2. Make sure Guests sign in, and do not allow any Guest to go back to the tents unless they are accompanied by SOS Staff, Board Member, a Volunteer, or a Client Resident.
3. There are Time Logs in the Guard Shack. Log any important events, such as Guests coming, uninvited Visitors dropping by, donations coming in, incidents, police being called, etc.
4. Incident reports must be written and reported to the SOS Community Manager and the Outreach Coordinator.
5. Food donations go straight to the storage area. Clothing donations should be sent to the bin as soon as possible.
6. Do not allow Client Residents to take entire bags/boxes of donations to their tent. It is important that the donations are shared and not hoarded.
7. Belligerent/intimidating/threatening behavior is not allowed. Incidences of this behavior must be logged into the Time Log and written on an Incident Report Sheet.

✓ ALB BOCA HOTEL LIMITED PRTSHP
1000 MARKET ST BLDG 1
PORTSMOUTH NH 03801

✓ CITY OF ALBUQUERQUE
PO BOX 2248
ALBUQUERQUE NM 87103-2248

✓ DCI DONOR SERVICES INC
1633 CHURCH ST SUITE 500
NASHVILLE TN 37203-2948

✓ ALB BOCA HOTEL LIMITED PRTSHP
1000 MARKET ST BLDG 1
PORTSMOUTH NH 03801

✓ T-MOBILE PCS HOLDINGS LLC
12920 SE 38TH ST
BELLEVUE WA 98006-1350

✓ ARCHDIOCESE SANTA FE CEMETERY
CATHOLIC SERVICE BLDG
4000 ST JOSEPHS PL NW
ALBUQUERQUE NM 87120-1714

✓ M-F PARTNERSHIP
PO BOX 35280
ALBUQUERQUE NM 87176-5280

✓ SUNSET MEMORIAL PARK
PO BOX 25063
ALBUQUERQUE NM 87125-0063

✓ ABQ 1701 LLC
3304 W HISTORIC HWY 66
GALLUP NM 87301-6841

✓ BRAR HOTELS GROUP INCORPORATED
200 MILL ST
RENO NV 89501-1535

✓ ALBUQ METROPOLITAN BOARD OF
REALTORS INC
1635 UNIVERSITY BLVD NE
ALBUQUERQUE NM 87102

✓ CFF II SUN VILLAGE LLC & CSA II SUN
VILLAGE LLC C/O JESSE MCBAY
8012 BEE CAVES RD SUITE 300
AUSTIN TX 78746-4902

✓ 1509 UNIVERSITY BLVD NM LLC
4525 WILSHIRE BLVD SUITE 210
LOS ANGELES CA 90010-3846

✓ ALB BOCA HOTEL LIMITED PRTSHP C/O
OCEAN PROPS ATTN: N HEBERT
1000 MARKET ST UNIT 1
PORTSMOUTH NH 03801-3358

✓ ASSOCIATED GENERAL CONTRS
1615 UNIVERSITY BLVD NE
ALBUQUERQUE NM 87102

✓ CHAMISA PROPERTIES LLC
1617 UNIVERSITY BLVD NE
ALBUQUERQUE NM 87102

✓ GAECHTER OUTDOOR ADVERTISING INC
C/O MIKE GAECHTER PRESIDENT
13 HORIZON DR
FRISCO TX 75034-6840

✓ GREATER ALBUQUERQUE ASSOCIATION
OF REALTORS INC
1635 UNIVERSITY AVE NE
ALBUQUERQUE NM 87102-1710

✓ TA OPERATING CORPORATION C/O TAX
DEPARTMENT
24601 CENTER RIDGE RD
WESTLAKE OH 44145-5634

✓ JMDH REAL ESTATE OF ALBUQUERQUE
LLC ATTN: CEO
1710 WHITESTONE EXPRESSWAY
FLUSHING NY 11357

Safe Outdoor Space Safety Team and Volunteer Training Manual

Contents

1. Roles, responsibilities, and volunteer opportunities
2. General safety protocol
3. Daily camp management and camp office management
4. Day shift/guest sign-in duties and night shift duty paperwork

1. Roles, responsibilities, and volunteer opportunities

- a. SOS Office Management** - maintaining the SOS's records and paperwork
- b. Safety team management** - scheduling and managing day and night shift duties, overseeing daily functions, emergency response
- c. Day shift sign-in duty** - making sure all guests that enter the SOS sign in; monitoring guests while in the camp
- d. Night shift safety watch** - hourly SOS walk through, and emergency response
- e. SOS grounds upkeep** - emptying garbage cans, cigarette butts and debris, clean camp perimeter, dishes, outside coffee station, tent maintenance, bathroom clean-up
- f. Donation trailer clean-up** - sort donations in the donation trailer, distribute donations, accept donations from donors and give donation receipts
- g. Clean-up** - debris around any garden spaces and around parking lot
- h. Volunteer Projects** - any special projects like gardens or when groups come

2. General safety protocol

- a. Emergency phone numbers** - these numbers are in order of response priority, and chain of communication
- b. Police, Fire, Medical** - 911
- c. Police dispatch** - (505)n 243- COPS / 311 for ABQ Community Safety

Safety at Safe Outdoor Spaces is always a primary concern, and has been part of the way we as an unhoused community have invested in forming our own self governance. Like any community, we are concerned about fire safety, criminal behavior, mental/general health issues, as well as making sure our residents can endure the elements. Being part of the Volunteer Staff and Safety Team is about taking care of ourselves and each other, even though this is a transitional situation for most, to be vigilant in learning to communicate with each other and remind each other about the privilege of living at the Safe Outdoor Space, and that is it up to all of us to make it work out.

Many challenges are faced out here, drug and alcohol abuse, theft, violence, mental health problems, and chronic health issues. Dealing with these conflicts with patience and compassion, together, one person at a time, all learning the appropriate responses to any of the micro-crises that arise, is the key that continues to allow the Safe Outdoor Space to grow in peace, and help people along the way. It is important, as while still learning to meet the challenges better, to outline strategies for Staff, Volunteers, and Client Residents on how to approach different emergency situations.

- A. Aggression and physical violence - 911 - Police
- B. Drug and alcohol abuse - 911 - Police or Emergency Medical Technical (EMT)
- C. Health issues - 911 - EMT
- D. Mental health, depression, suicide, anxiety - 911 - Police/EMT
- E. Conflicts outside of the SOS - 911 - Police

In all cases, after the appropriate authorities are called, notify SOS Staff to let them know what is going on. If the emergency is severe, also call the Board Chair. Please write down and file an incident report for each situation and make sure it is given to the SOS Staff immediately.

3. Daily SOS management

The SOS Management has been responsible for creating their own office and format for how the daily functions and operations of the SOS and the client residents that live here together as a community can work together more effectively. It has been our goal to leave a working template behind so that a new group of volunteers can easily assume the roles and tasks at hand, and to be able to continue to grow and expand our working relationship with other organizations. There is a file for every aspect of what we do here and we are constantly trying to improve how to make the paperwork easy to access and understand. Be diligent to get the hang of it.

Registering New Clients - Intake

When someone wants to move into the SOS, they must first apply and if accepted do an intake with SOS Staff (typically the SOS Outreach Coordinator). After an individual has an intake slip from the Staff Member, they will be directed to where they will find out what tent site they will be on and get added to the roster.

SOS Placement

- A. Resident Information - double check - date of birth, veteran status, pets, vehicle numbers (VIN/license plate), and emergency contacts on the intake

sheet so that they can be entered into the client resident roster and SOS database. Our office uses a **SOS Status Tracking Form**, which the new resident should fill out before being placed, so that we can better help people find work, get housing, or receive services. **Make sure to also write the current date and the tent or space the new resident is moving into on the intake sheet.** The intake sheet can then be filed in the Current Registrations Folder so that this information can be entered into the database the next time the SOS Roster is updated. The new resident should then be given a copy of the rules, in English or Spanish, and **sign the rules sheet** which is in the SOS Rules folder.

- B. Moving In - After all this has been done, the new Client Resident is ready to move in. Ask if they need any gear such as sleeping bags, blankets, pillows, pads, etc. The SOS Community Manager or Coordinator will get them if there are not any in the SOS storage. Make sure to ask the new Client Resident if they have any questions about the SOS, and try to make them feel welcome.

Camp Roster

The SOS Roster needs to be updated at least once per week, or as needed depending on how much traffic there is of Client Residents moving in and out. If the roster is not kept up it makes it hard to see who is in the SOS and what spaces are available for potential Client Residents to move into. It is also the SOS Staff responsibility to keep the roster up to date so that the Albuquerque Police Department (APD), EMTs, and Fire Response can be easily directed to who and where residents are in case of an emergency.

SOS Roster information is updated by the SOS Outreach Coordinator in Google Drive and shared with various SOS Staff and Board of Directors.

Vacated Records

Whenever a Client Resident vacates the SOS, for whatever reason, it is documented and tracked to the data team. If they get housing, are asked to leave for violating the rules, move somewhere else, leave for health reasons, or even go MIA, write their status on the Client Resident's Intake Form with the date they vacate. There is also a Vacated Form in the Vacated file, where the Intake Form is then filed after being updated, that should also be filled out with the same information. Vacated files should be updated weekly, including transferring the current information to the computer database Vacated file. This information is also part of the Monthly Reports that are filed before the end of each month.

Personal Belongings Inventory and Storage

If a Former Client Resident leaves the SOS, but cannot take all their belongings with them, the SOS can keep personal possessions in storage for up to three (3) calendar days. Their belongings must be properly bagged and labeled with their full name and the date before being put into the storage container. A rudimentary inventory of the Former Client Resident's belongings, number of bags/suitcases, gear, tent etc. must be logged in the Personal Belongings Sheet, dated, and filed. When the Former Client Resident comes to pick up their belongings, the date and initials of the individual should be put on the Personal Belongings Inventory Sheet next to their entry.

4. Day Shift/Guest Sign-in Duties and Night Shift Duty

Safety team assignment - day/night shift duty:

It generally is good practice to get Client Residents to sign up for day or night shifts on Sunday, or before the next SOS business week starts, for the *whole* week. The days, shifts (AM/PM), and the names of the Volunteers should be written on the dry erase board, *clearly*, so that everyone can see who is working. At the beginning or end of each volunteer shift, the Volunteer needs to sign the Service Hours Log so that the service hours can be tallied up at the end of each month for the SOS. The tally is required and we must be submitting all the volunteer hours monthly.

Day Guest Sign-In

Every morning at 7am the first person on watch can get the Guest Sign-in clipboard. It is important that every person that walks through the front gates, including Volunteers, signs in. When someone signs in as a Client Resident Guest, make sure the Client Resident they are visiting is currently at the SOS. Client Resident Guests that remain at the SOS for more than an hour, or repeatedly come and go after signing in once, should be asked to leave. The Client Resident the Guest was visiting should be immediately informed of the rule infraction. Client Residents must always be present at the SOS when their Guest is on the SOS property, and Guests will be asked to leave if this rule is broken. Client Residents who break the rule should be immediately notified of the rule upon their return. If the clipboard runs out of Sign-in Sheets during the course of the day, you can get new ones in the Guard Shack in the folder marked SOS Sign-in Sheets. Guests who sign-in on the clipboard are here to visit Client Residents or to volunteer. People who do not live at the SOS and are not volunteering or being given a tour by a designated Staff, Board, or Volunteer are not to be wandering around, consuming beverages or food, or loitering and under no circumstances are guests allowed in residents' tents. At the end of the day, the Volunteer on the last shift can return the

Guest Sign-in clipboard to its proper place. Remember, there are no client resident guests allowed in the SOS before 7am or after 6pm, and that is every client resident's responsibility.

Night Shift Safety Team Duties

At 6pm the first person on night watch can get the Time Log Sheet, so that they can log every hour when they walk around the SOS. If something is seen that is not a serious situation that needs an incident report, it can be written on the Time Log Sheet so that Staff or the Board can address it the following day. For any situation that involves confrontation or may require 911, please wake up the SOS Community Manager so you are not getting involved with emergency situations alone. In the event of any emergency situation, an incident report should be written immediately while the situation and details are easily recalled, so that the report can be given to the SOS Staff and Board Chair first thing in the morning. If the Night Shift Safety Team are using flashlights, please remember to put the batteries in the charger so the following Night Shift Safety Team will have a fully charged flashlight.

Remember - if you see something suspicious outside the community at night, do not approach by yourself. Wake up another Staff Member, SOS Volunteer, or Client Resident to keep watch or approach with you!

SOS Paperwork

All incident reports should be filled out shortly after the situation occurs so that the details are fresh. Please write clearly, professionally, and include all the important information so the SO Staff can know exactly what occurred. These reports are not a place to vent, so be careful not to embellish the incident. Have all the witnesses of the incident sign and date the report along with any other Safety Team members that were present. After discussing it with the SOS Community Manager, make a recommendation as necessary.

If the SOS Client Resident has a grievance of any kind they should request and be provided with a Grievance Form, which are kept in the Guard Shack. It is their responsibility to fill the form out, take a photo of the Grievance Form if they wish, and submit the Grievance Form to the SOS Staff. Try not to get involved in disputes in the camp, but simply direct Client Residents to follow the correct grievance procedure.

Volunteer Hours Log

The Volunteer Hours Log is kept in the SOS Guard Shack. When volunteers are starting or ending their shifts they *must* sign the Volunteer Hours Log. SOS staff who noticed the Volunteer Hour Log has not been signed by a Volunteer are responsible for ensuring the Volunteer signs the log. All volunteer hours including sign-in desk duty, night watch, trash can emptying, grounds maintenance, camp upkeep, and also special projects should be logged shortly after they are completed. At the end of the month, these volunteer hours are tallied and given to the SOS Staff and Board so the SOS can help the agency represent the work being done accurately including for funding reports.

Donations Log

The Donations Log is also kept in the Guard Shack, and should be utilized for incoming donations. Whenever an individual or group brings items to the SOS Community, ask for their name and if they would like a receipt for a tax deduction. If they do not want a receipt for tax deduction purposes, simply list the items donated and the appropriate information in the log. Some donors may also choose to remain anonymous. The Donation Receipts are also kept with the logs and can be filled out with the donors' information along with the items donated. One copy of the receipt goes to the donor and the other half to the SOS Staff. Ask the donor for permission to mention their contribution on the SOS social media, and thank them for their donation.

Safe Outdoor Space Security Protocol

It is *everyone's* responsibility to keep the SOS Community safe. If you see or hear something suspicious against our agreements, inform the Safety Team, the Community Manager, or Outreach Coordinator.

Safety Officer

1. It is the Safety Officer's responsibility to patrol the SOS boundaries
2. If something dangerous is seen or heard, do not be put in harm's way. Immediately *report* the situation to the security or police. Each phone number is listed in the Guard Shack. You must also report it to the SOS Staff and in the event of a severe incident also report to the Board Chair.
3. Share information with the other Client Residents, particularly those new to the SOS Community, about what the policies and procedures are.
4. The Safety Officer is the Point Person for any major concerns at the SOS Community, and responsible to de-escalate conflicts between Client Residents, call security/police if needed, and help figure out the Safety Officer schedule.

SOS Security

1. Night shift: Patrol the perimeter of the SOS Community at least twice during the shift.
2. Make sure Guests sign in, and do not allow any Guest to go back to the tents unless they are accompanied by SOS Staff, Board Member, a Volunteer, or a Client Resident.
3. There are Time Logs in the Guard Shack. Log any important events, such as Guests coming, uninvited Visitors dropping by, donations coming in, incidents, police being called, etc.
4. Incident reports must be written and reported to the SOS Community Manager and the Outreach Coordinator.
5. Food donations go straight to the storage area. Clothing donations should be sent to the bin as soon as possible.
6. Do not allow Client Residents to take entire bags/boxes of donations to their tent. It is important that the donations are shared and not hoarded.
7. Belligerent/intimidating/threatening behavior is not allowed. Incidences of this behavior must be logged into the Time Log and written on an Incident Report Sheet.

Elizabeth Holguin

How do we get them in the door?

Reviewed 11/10/22

Once the facility is ready, the person selected for Outreach will begin visiting encampments to recruit the individuals into a secure situation with the basic services they need.

The description of what is available at the Safe Outdoor Space is made clear to the individuals that are spoken to.

If they decide they would like to apply, the Outreach person will sit down with the individual and review the Registration form and fill in as much as possible.

A decision has to be made as to whether the individual will be able to reside in the Safe Outdoor Space. The SOS Manager has to have experience in dealing with mental illness, drug and alcohol addiction, and how this person would be able to handle the Rules for being in a designated space.

Not everyone will be a good fit. Those who have become homeless because of circumstances beyond their control; those who want to work but need a permanent place to clean up, receive mail, and get help obtaining a job are going to be at the top of the list as far as securing a space. We will take people who do take drugs, drink alcohol -but none of that is allowed when in the facility, and they have to follow the rules.

We will coordinate with the other Non-Profits that can offer services that will help our residents. Being in one place is going to be really efficient for them - I have spoken with many of them and they feel this will be a big improvement over what they have to do now - track the people down that need help. Our Registration Form will help determine which individuals to work with, thus further increasing efficiency.

Once the individual signs the necessary paperwork, then we have to get them and their personal belongings to the Safe Outdoor Space.

What happens after individuals are assigned a Designated Space?

- Once in the Safe Outdoor Space, the Rules and service requirements (6 hours per week) will apply.
- Once guests are assigned a space, intake paperwork will be completed to include a client/resident agreement, assumption of risk and waiver of liability form, HMIS demographics packet, and a VI-SPDAT to capture relevant demographics, and evaluate the housing vulnerability index for all guests.
- There is 1 mandatory meeting per month for all residents. Additionally, there is a meeting every week to discuss what is going on in the Safe Outdoor Space, solve problems that arise, etc.
- There is an ONSITE Manager and an OUTREACH WORKER who will help oversee the operation of the Safe Outdoor Space daily. The SOS Manager is off site after hours, but available if there is an emergency. Both ONSITE Manager and OUTREACH WORKER will be supplied with cell phones to be able to communicate with police.
- Security Plan: Security will be on-site 24/7. A contracted security guard will be present from the hours of 1900-0700 daily for the first three months. The MANAGER will provide security and oversight from 0700-1900. After a three month period, incident logs will be reviewed and we will choose to continue security or transition to camper run security (Camp Hope model) depending on analysis.
- There will be 6' fencing with screening (like a tennis court) and gates around the Safe Outdoor Space. The gates will be open from 7:00am to 8:00pm, then they will be locked for the night. There will also be a Safety Shack for the residents on security to occupy; it will have lights and other necessary equipment to perform their duties.
- All City and program requirements for Safe Outdoor Spaces will be followed.
- Initially, the Safe Outdoor Spaces will have temporary and portable showers, bathrooms, hand washing stations, and meeting spaces.

SAFE OUTDOOR SPACE REGISTRATION FORM

Full Name/Nickname:

Date of Intake:

D.O.B./Age:

Date of Entry:

Race/Language:

Date vacated:

Gender:

Veteran:

Health Concerns:

Pets:

Resident has read Rules _____

Staff Signature: _____

Status:

I hereby acknowledge that Safe Outdoor Spaces works closely with all branches of Law Enforcement. Safe Outdoor Spaces will not shelter residents absconding from the law and will assist law enforcement officials with vacating residents with open warrants.

Sign: _____

Employment: periodic - p/t - f/t- day labor

Income: Disability - Gen. Assist. - SSI-SSDI - SNAP - Retirement - Veteran

Received:

Basic Needs: ID - Birth Certificate - Social Security Card

Seeking Housing: Yes No Housing Received:

Education: GED - College -Vocational Potential residents will be screened for housing barriers. If you have zero barriers to housing and are not working with a Housing Case Manager, tenancy is denied at intake.

Dawn Legacy Pointe Guest Agreements

1. No use, sale, trade or purchase of alcohol or drugs (of any kind)
2. No intoxicated or disruptive behavior
3. No threatening, violent, intimidating or aggressive behavior or language.
4. No firearms or illegal weapons allowed on campgrounds or property
5. No abusive language or discriminatory speech
6. No vandalism including graffiti or urinating or defecating on premises
7. No stealing or destruction of others' personal property, or property designated as belonging to Dawn Legacy Pointe or CABQ
8. No open fires. to include camping stoves anywhere on the campgrounds or property. Grilling is allowed in the designated camp grill area.
9. Visiting minors must be accompanied and supervised by an adult and are not allowed overnight. Staff can assist unaccompanied youth and parents who have children to find emergency shelter.
10. Limited guests (2 per resident) are allowed during the hours of 7 am and 6 pm if they follow the rules in designated guest areas outside of resident space. No overnight guests. You are responsible for the actions of your guests. ALL guests are required to sign in, and if hosting a guest you must greet the at the guard shack. No unattended guests permitted on property

11. No one with open felony warrants is allowed on-site
12. No loitering is permitted in front of or around the property.
13. Campers may not connect to campus electricity or water. Campers may not use extension cords or hoses. Requests for special needs may be granted in writing by the Community Manager.
14. No smoking is allowed in tents. Cigarettes should be extinguished in designated containers and butts put in proper containers.
15. No littering.
16. Keep your tent area tidy. Belongings must be confined to inside the tent pad space. Help keep the camp clean.
17. Dawn Legacy Pointe is *emergency sheltering in alternative structures*. If you are not actively working with case management to look for employment, or applying for housing, you cannot stay in the camp.
18. If you will be gone from camp for longer than 3 days you must communicate with the camp manager or your case manager about circumstances. Dawn Legacy Pointe is not intended to be a secondary residence. Campers are not allowed to repeatedly stay elsewhere and return to camp intermittently. There are exceptions such as staying at the Westside Emergency Housing Center during nights of extremely cold weather.

19. It is recommended that all residents perform and record 6 hours of service in camp a week. Participation in a weekly meeting is also mandatory for all campers.
20. Campers stay in the defined campground.
21. No unregistered or inoperable vehicles are allowed on the campus at any time.
22. Campers are responsible for cleaning up their tent before they move out of Camp. Residents who leave an untidy tent space will not be allowed back in camp.
23. Donations may not be sold to anyone, for any amount. Anyone found breaking this agreement will be asked to vacate immediately.
24. When leaving Dawn Legacy Pointe, you may only leave with one reasonable truckload of items. This is to prevent hoarding and excess usage of camp resources.
25. All dogs and pets coming in to Camp must be up to date on shots and be spayed or neutered. If residents need help with either they will be referred to agencies that may assist them. All dogs must be on a leash at all times as this is City of Albuquerque property.
26. No drugs except as prescribed and taken as prescribed.
27. All residents must be fully clothed in common areas.
28. Camp quiet hours are 10:00 p.m to 8:00 a.m.
29. Camp Clean up Fridays 9-10 a.m.
- 35: Dawn Legacy Pointe has a responsibility to maintain confidentiality, respect and privacy for all residents at the Camp. We ask that clients not utilize social media regarding camp concerns. Contact the Outreach Coordinator for anything in regard to the Camp and Social media.

There is ZERO tolerance for criminal behavior including alcohol and drug use, weapons violations, stealing, vandalism, assault, battery, etc. Offenses will be reported to APD by camp staff.

SECURITY PLAN

- There is an ONSITE Manager and an OUTREACH WORKER who will help oversee the operation of the Safe Outdoor Space daily. The SOS Manager is off site after hours, but available if there is an emergency. Both ONSITE Manager and OUTREACH WORKER will be supplied with cell phones to be able to communicate with police.
- A contracted security guard will be present from the hours of 1900-0700 daily for the first three months. At that time, incident logs will be reviewed and we will choose to continue security or transition to camper run security (Camp Hope model) depending on analysis.

COMMUNITY COMMITMENT

- A Good Neighbor Agreement will be addressed with surrounding businesses and Neighborhood Associations.
- A Neighborhood Advisory group will be created to discuss successes and opportunities for improvement. This platform will allow neighborhoods in proximity to other SOS sites in the city to collaborate and share best practices.

Dawn Legacy Pointe Participant Assumption of Risk and Waiver of Liability

Relating to Coronavirus/COVID-19

The novel coronavirus, COVID-19, has been declared a worldwide pandemic by the World Health Organization. COVID-19 is extremely contagious and is believed to spread mainly from person-to-person contact. As a result, federal, state, and local governments and federal and state health agencies recommend social distancing and have, in many locations, prohibited the congregation of groups of people.

Dawn Legacy Pointe has put in place preventative measures and protocols, where possible, to reduce the spread of COVID -19; however, we cannot guarantee that you will not become infected with COVID-19. Attending or participating in the Camp Hope program could increase your risk of contracting COVID-19.

.....

By signing this agreement, I acknowledge the contagious nature of COVID-19 and voluntarily assume the risk that I may be exposed to, or infected by COVID-19 by participating in the program, and that such exposure or infection may result in personal injury, illness, permanent disability, and death. I understand that the risk of becoming exposed or infected by COVID-19 by participating in the Camp Hope program may result from the actions, omissions, or negligence of myself and others,

including, but not limited to, Dawn Legacy Pointe, City employees and contractors, subcontractors, or their respective employees.

I voluntarily agree to assume all of the foregoing risks and accept sole responsibility for any injury to myself including, but not limited to, personal injury, disability, and death, illness, damage, loss, claim, liability, or expense, of any kind, that I may experience or incur in connection with my participating in the Camp Hope program (the "Claims"). I hereby release, covenant not to sue, discharge, and hold harmless MVCH and the City of Las Cruces, its employees, agents, volunteers and representative of and from the Claims, including all liabilities, claims, actions, damages, costs expenses of any kind arising out of or relating thereto. I understand and agree that this release includes any Claims based on the actions, omissions, or negligence of Dawn Legacy Pointe, the City of Las Cruces, its employees, agents, volunteers and representatives, whether a COVID -19 infection occurs before, during, or after participation in the program.

Signature_____

Date_____

Print Name_ _ _ _ _

Date_____

I understand that if I violate the rules of Dawn Legacy Pointe I will be asked to leave the camp. I agree that I received the rules and I understand them in full. _

Resident Name/Signature

Date

Witness Name/Signature

Date

I understand that depending on the nature of the crime committed or rule infraction, I may be asked to leave the camp immediately. I agree that I will leave the camp or that I may risk being banned from the property or risk the police being called.

Resident Name/Signature

Date

Witness Name/Signature

Date

I realize that I am staying at Dawn Legacy Pointe of my own volition. I understand that paid staff is not on-hand at the camp at all times.

Dawn Legacy Pointe resident does hereby release and forever discharge and hold harmless Dawn Legacy Pointe and the CABQ and its successors and assigns from any and all liability claims, and demands of whatever kind or nature, either in law or in equity that arise or may hereafter arise from the resident's stay at Dawn Legacy Pointe. I agree to defend, indemnify and save harmless Dawn Legacy Pointe and CABQ and its officers, agents and employees from any and all suits, actions and claims of any character brought because of any injury or damage *received* or sustained by any person, persons or property.

Resident Name/Signature

Date

Witness Name/Signature

Date

CITY OF ALBUQUERQUE



Solid Waste Management Department
Matthew Whelan, Director

July 31, 2022

Dawn Legacy Pointe
Fiscally sponsored by Street Safe New Mexico, a non-profit 501 (c)(3)

Dear Dawn Legacy Pointe

The City has received your request to use City-owned property for a Safe Outdoor Space as described in the Integrated Development Ordinance, effective July 28, 2022. The property requested is located at 1250 Menaul NE, plat number: SP-81-349. This property is zoned Non-Residential-Light Manufacturing (NR-LM). You have requested the use of 1 acre of this property,

The City grants permission to use this site temporarily for 6 months, with a possible extension of 6 months pending your approved Safe outdoor Space application. This permission is granted however; a lease agreement or license agreement between the City of Albuquerque's Solid Waste Management Department and Dawn Legacy Pointe will need to be executed prior to commencing operations.

PO Box 1293

Albuquerque

NM 87103

Sincerely,

Matthew Whelan

www.cabq.gov

U.S. Postal Service™
CERTIFIED MAIL® RECEIPT

Domestic Mail Only

For delivery information, visit our website at www.usps.com
 Albuquerque, NM 87107

RU
 .R-
 .R-
 .R-
 I-

Postmark
 05 2022
 8666-9998
 08/05/2022

RU \$
 rr,
 c::J
 c::J
 c::J
 I-

Extra Services & Fees (check box, add fee)
 Return Receipt (hardcopy) \$0.60
 Return Receipt (electronic) \$0.00
 Certified Mail Restricted Delivery \$0.00
 Adult Signature Restricted Delivery \$0.00
 Postage \$0.60
 Albuquerque, NM 87108
 S Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for

RU
 RU
 CI

M:f UNITED STATES POST/J.L SERVICE.

HIGHLAND
 111 ALVARADO DR SE
 ALBUQUERQUE, NM 87108-9998
 (800) 275-8777

Uoi15/2022 11:11 AM

P10.duct	Qty	Unit	Price
First-Class Mail®	1		\$0.60
Tracking#:			
Return Receipt			\$8.25
Tracking#:			
Total			\$12.00
US Flags	20	\$0.60	\$12.00

Grand Total: \$19.85
 Credit Card Remit \$19.85
 Card Name: VISA
 Account#: XXXXXXXXXXXX1746
 Approval #: 03624C
 Transaction#: 300
 AID: A0000000031010 Chip
 AL: VISA CREDIT
 PIN: Not Required CHASE VISA

 Every household in the U.S. is now eligible to receive a third set of 8 free test kits.
 Go to www.covidtests.gov
 A XX X A K X ***** X* WWW X

Text:ixt your tracking number to 28777 <2USPS>
 t>get the latest status. Standard Message and Data rates may apply. You may also visit www.usps.com USPS Tracking or call 1-800-222-1811.

Preview your Mail
 Track your Packages
 Sign up for FREE@
<https://informedelivery.usps.com>

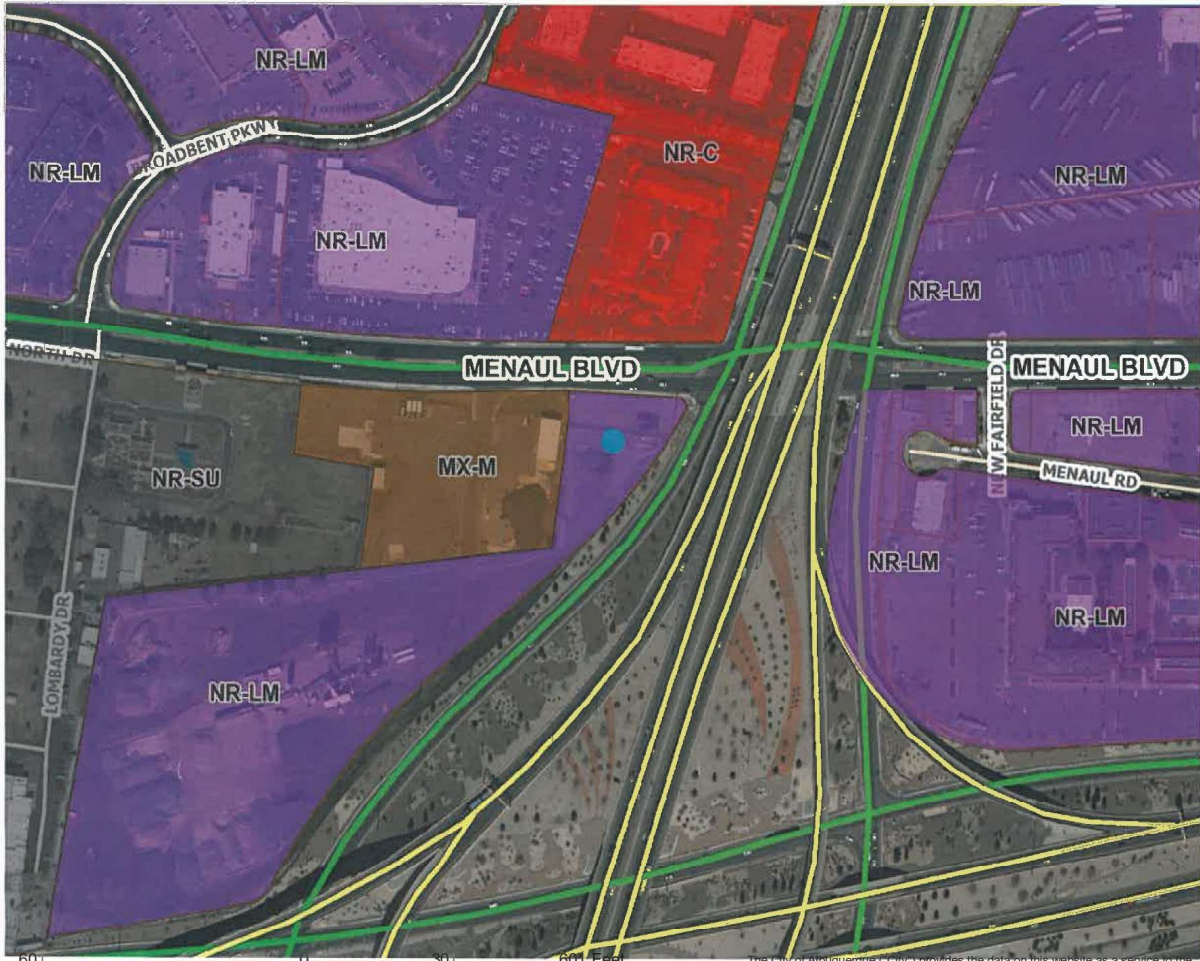
All sales final on stamps and postage.
 Refunds for guaranteed services only.
 Thank you for your business.

Tell us about your experience.
 Go to: <https://postalexperience.com/Pos>
 or scan this code with your mobile device,





1250 Menaul Blvd NE Vicinity Map



- Legend**
- IDOZoning**
- R-A
 - R-1A
 - R-1B
 - R-1C
 - R-1D
 - R-T
 - R-MC
 - R-ML
 - R-MH
 - MX-T
 - MX-L
 - MX-H
 - MX-FB-FX
 - MX-FB-ID
 - B-NR
 - NR-EP
 - NR-LM
 - NR-GM
 - NR-SU
 - NR-PO-A
 - NR-PO-B
 - NR-PO-C
 - NR-PO-D
 - PD
 - PC
 - UNCL
- Bernalillo County Parcels**
- Primary Streets**

Notes

601 0 301 601 Feet

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.

7/20/2022 © City of Albuquerque 1:3,607

THIS MAP IS NOT TO BE USED FOR NAVIGATION



1250 Menaul Blvd NE Vicinity Map



Legend

IDO Zoning

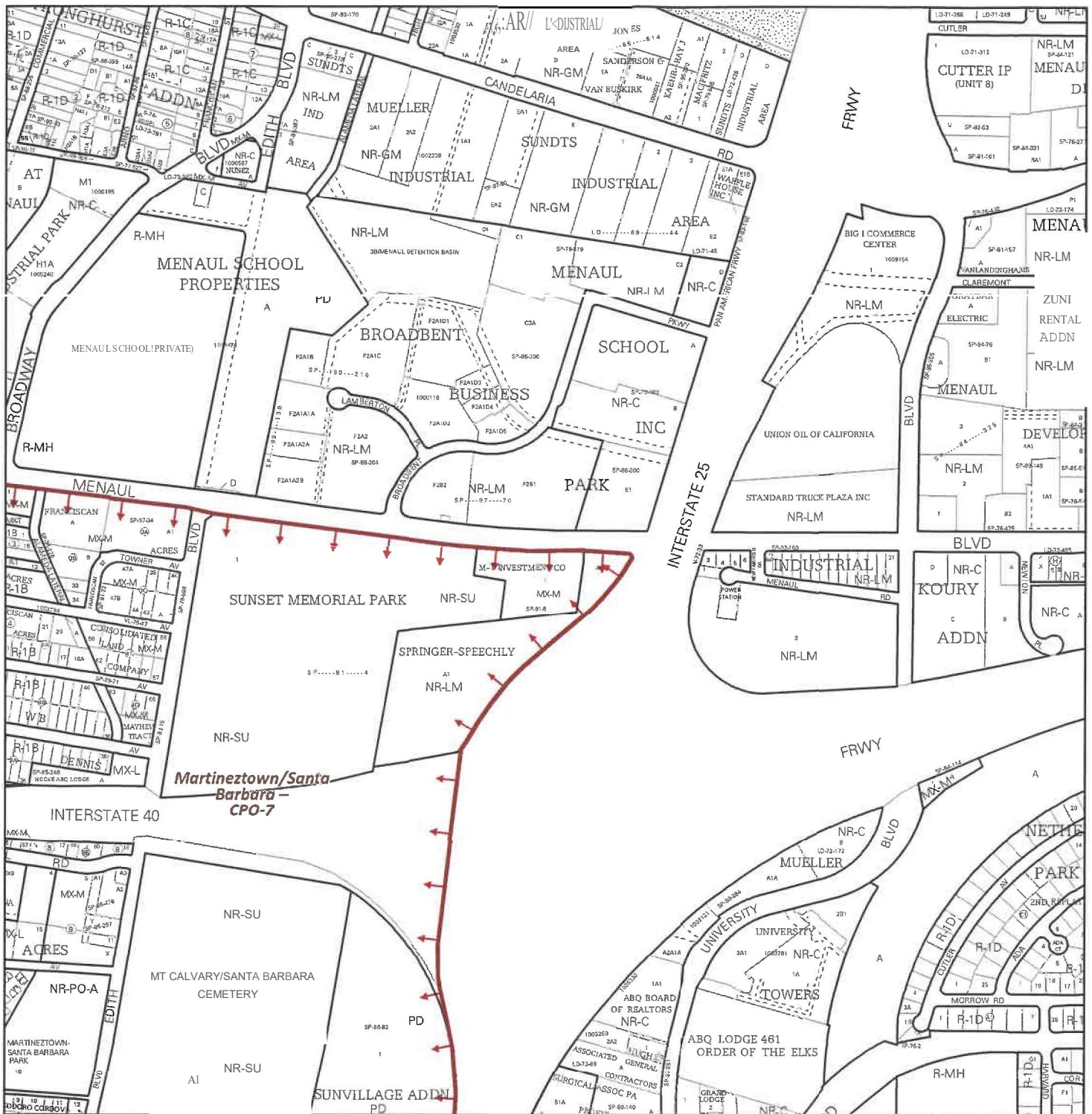
- R-A
- R-1A
- R-1B
- R-1C
- R-1D
- R-T
- R-MC
- R-ML
- R-MH
- MX-T
- MX-L
- MX-M
- MX-H
- MX-FB-ID
- MX-FB-FX
- MX-FB-UB
- NR-C
- NR-LM
- NR-GM
- NR-SU
- NR-PO-A
- NR-PO-B
- NR-PO-C
- NR-PO-D
- PD
- PC
- UNCL
- Bernalillo County Parcels
- Primary Streets

Notes

1:202 1:20;2 Feet

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


THIS MAP IS NOT TO BE USED
FOR NAVIGATION



For more details about the Integrated Development Ordinance visit: <http://www.cabq.gov/planning/codes-policies-regulations/integrated-development-ordinance>

IDO Zone Atlas

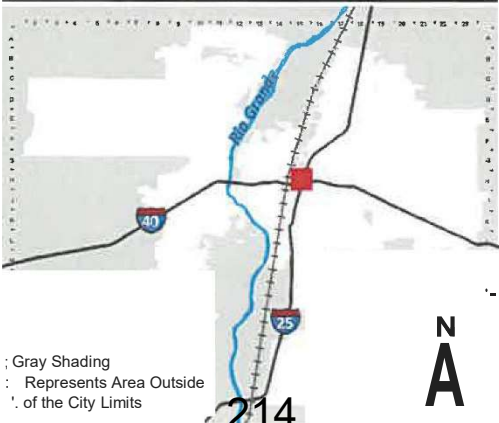
May 2018



AGIS
Albuquerque Geographic Information System

IDO Zoning information as of May 17, 2018

The Zone Districts and Overlay Zones
are established by the
Integrated Development Ordinance (IDO).



214

Zone Atlas Page:
H-15-Z

- Easement
- Escarpment
- Petroglyph National Monument
- Areas Outside of City Limits
- Airport Protection Overlay (APO) Zone
- Character Protection Overlay (CPO) Zone
- Historic Protection Overlay (HPO) Zone
- View Protection Overlay (VPO) Zone

N
A

0 250 500 1,000 Feet

