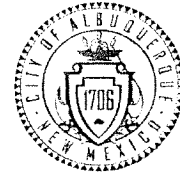


PLANNING DEPARTMENT
URBAN DESIGN & DEVELOPMENT DIVISION
600 2nd Street NW, 3rd Floor, 87102
P.O. Box 1293, Albuquerque, NM 87103
Office (505) 924-3860 Fax (505) 924-3339



CERTIFICATE OF ZONING

September 9, 2019

Western Albuquerque Land Holdings
c/o Garrett Develop. Corp.
6900 E. Camelback Road #607
Scottsdale, AZ 85251

Council Bill No. O-18-44
Enactment No. O-2019-001
EPC Project Number: 1003458
17EPC-40061 / 40062 Annexation and Zone Map Amendment

FINAL ACTION: February 20, 2019

LEGAL DESCRIPTION:

The above actions for Northerly Portion Tracts 16-20, ROW 4, Unit A, West of Westland, Town of Atrisco Grant, zoned A-1 (Bernalillo County) to SU-2 Town Center, located north of Interstate 40 between Arroyo Vista Blvd (98th St) NW and 118th Street NW, containing approximately 12.3 acres. (K-8)

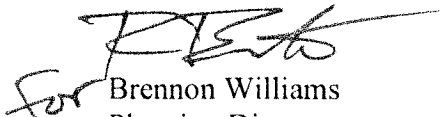
Staff Planner: Michael Vos

THE POSSIBLE APPEAL PERIOD HAVING EXPIRED, THE ZONING ON THE ABOVE REFERENCED PROPERTY IS NOW ESTABLISHED AS FOLLOWS:

SU-2 for Town Center
And that converts to IDO Zoning District: **PC** (Planned Community)

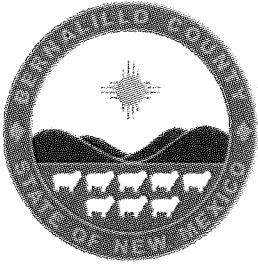
Successful applicants are reminded that other regulations of the City must be complied with, even after approval of the zoning is secured. Approval of a zone map amendment does not constitute approval of plans for a building permit. Site development plans and building plans need to be reviewed, approved and signed-off by the Environmental Planning Commission (EPC), the Development Review Board (DRB), the Design Review Committee (DRC) and/or the Building and Safety Division as applicable, and as required by the site's zoning, before a building permit can be issued.

Sincerely,


for Brennon Williams
Planning Director

BW/RB

cc: Consensus Planning Inc, 302 8th Street NW, ABQ NM 87102
Code Enforcement Division
Michelle Gricius, AGIS Division
File



County of Bernalillo
State of New Mexico

Planning & Development Services Department

111 Union Square SE, Suite 100
Albuquerque, New Mexico 87102
Office: (505) 314-0350 Fax: (505) 314-0480
www.bernco.gov

NOTIFICATION OF DECISION
BOARD OF COUNTY COMMISSION

September 13, 2017

Western Albuquerque Land Holdings LLC
P.O. Box 56790
Albuquerque, NM 87187

SUBJECT: FILE NO: AXBC2017-0001

LEGAL DESCRIPTION: The County Planning Commission recommends approval of an annexation into the City of Albuquerque for Lots 16-20, Town of Atrisco Grant ROW 4, located immediately north of I-40 and approximately 3500 feet west of 98th St., zoned A-1 and containing approximately 12.3 acres. (K-8). (Original request submitted by Consensus Planning, agent for Western Albuquerque Land Holdings LLC)

ACTION: APPROVED AN ANNEXATION INTO THE CITY OF ALBUQUERQUE

To Whom It May Concern:

At the September 12, 2017 public hearing, the Board of County Commissioners voted to approve an annexation into the City of Albuquerque for Lots 16-20, Town of Atrisco Grant ROW 4, located immediately north of I-40 and approximately 3500 feet west of 98th St., zoned A-1 and containing approximately 12.3 acres. The decision was based on the following Findings.

Findings:

1. This is a request for annexation into the City of Albuquerque for Lots 16-20, Town of Atrisco Grant ROW 4, located immediately north of I-40 and approximately 3500 feet west of 98th St., zoned A-1 and containing approximately 12.3 acres.
2. The property is located adjacent to properties within the jurisdiction of the City of Albuquerque in an area where there are few remaining parcels within unincorporated Bernalillo County.

COMMISSIONERS

Debbie O'Malley, Chair, District 1 Steven Michael Quezada, Vice Chair, District 2
Maggie Hart Stebbins, Member, District 3 Lonnie C. Talbert, Member, District 4 Wayne A. Johnson, Member, District 5

ELECTED OFFICIALS

Tanya R. Giddings, Assessor Linda Stover, Clerk Willow Misty Parks, Probate Judge Manuel Gonzales III, Sheriff Nancy M. Bearce, Treasurer

COUNTY MANAGER
Julie Morgas Baca

3. This request is consistent with Resolution 2011-36 in that there will be no adverse impact on the provision of county services or on surrounding lands remaining under the jurisdiction of Bernalillo County for items such as drainage, access, or traffic generation.
4. This request is consistent with the health, safety and general welfare of the residents of Bernalillo County.

If you have any questions, please feel free to contact me directly at 314-0387.

Sincerely,



Catherine VerEecke
Planning Manager

CV/fs

cc: File

Kevin Grovet, Public Works
Raeleen Marie Bierner, Public Works
Rene Sedillo, Technology Manager
Michelle Gricius, AGIS
Jeff Senseney, Building Official
Mari Simbaña, Permit Manager
Joel Kurzawa, Project Coordinator
Consensus Planning, 302 8th St. NW, Albuquerque, NM 87102
Lucy Anchondo, 601 stern Dr. NW, Albuquerque, NM 87121
Samantha Pina, 423 Elohim Ct. NW, Albuquerque, NM 87121
Cherise Quezada, 10304 Paso Fino Pl. SW, Albuquerque, NM 87121
Jerry Gallegos, 6013 Sunset Gardens SW, Albuquerque, NM 87121
Paul Fava, 505 Parnelli Dr. SW, Albuquerque, NM 87121
Rod Mahoney, 1838 Sadora Rd. SW, Albuquerque, NM 87105
Marcia Fernandez, 2401 Violet SW, Albuquerque, NM 87105
Sara Newton Juarez, 933 Nashville SW, Albuquerque, NM 87105
Zoe Economou, 214 Riverside SW, Albuquerque, NM 87105



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File #: O-18-44
Type: Ordinance **Status:** Enacted
File created: 12/17/2018 **In control:** [City Council](#)
Enactment date: 3/6/2019 **Final action:** 2/20/2019
Enactment #: O-2019-001

Title: C/S Annexation, 17EPC-40061 / 17EPC-40062, Annexing 12.3 Acres, More Or Less, Located In Northerly Portion Tracts 14-20, Row 4, Unit A, West Of Westland, Town Of Atrisco Grant, Located North Of Interstate 40 Between Arroyo Vista Blvd And 118th Street, And Amending The Zone Map To Establish SU-2 For Town Center Zoning (Sanchez)

Attachments: 1. [O-44](#), 2. [O-44 Exhibit A](#), 3. [O-44 Approved Committee Substitute - Redlined.pdf](#), 4. [CS O-44Enacted](#)

[History \(11\)](#) [Text](#)

11 records		Group	Export
Date	Action By	Action	Result Action Details
3/6/2019	City Clerk	Published	Action details
3/4/2019	Mayor	Signed by the Mayor	Action details
2/26/2019	City Council	Sent to Mayor for Signature	Action details
2/20/2019	City Council	Passed as Amended	Pass Action details
2/20/2019	City Council	Amended	Pass Action details
2/4/2019	City Council	Postponed	Pass Action details
1/23/2019	City Council	Accepted with a recommendation Do Pass, As Substituted	Action details
1/16/2019	Land Use, Planning, and Zoning Committee	Sent to Council with a recommendation of Do Pass, as Substituted	Pass Action details
1/16/2019	Land Use, Planning, and Zoning Committee	Substituted	Pass Action details
12/17/2018	City Council	Introduced and Referred	Action details
12/17/2018	President	Referred	Action details

0-2019-001

**CITY OF ALBUQUERQUE
CITY COUNCIL**

INTEROFFICE MEMORANDUM

TO: Timothy M. Keller, Mayor

FROM: Stephanie M. Yara, Director of Council Services

SMY 2/26/19

SUBJECT: Transmittal of Legislation

Transmitted herewith is Bill No. C/S O-18-44 Annexation, 17EPC-40061 / 17EPC-40062, Annexing 12.3 Acres, More Or Less, Located In Northerly Portion Tracts 14-20, Row 4, Unit A, West Of Westland, Town Of Atrisco Grant, Located North Of Interstate 40 Between Arroyo Vista Blvd And 118th Street, And Amending The Zone Map To Establish SU-2 For Town Center Zoning (Sanchez), which was passed at the Council meeting of February 20, 2019 by a vote of 8 FOR AND 1 AGAINST.

Against: Davis

In accordance with the provisions of the City Charter, your action is respectfully requested.

SMY:mh
Attachment

**CITY of ALBUQUERQUE
TWENTY THIRD COUNCIL**

COUNCIL BILL NO. C/S O-18-44 ENACTMENT NO. 0-2019-001

SPONSORED BY: Ken Sanchez

1
2 **ORDINANCE**
3 **ANNEXATION, 17EPC-40061 / 17EPC-40062, ANNEXING 12.3 ACRES, MORE**
4 **OR LESS, LOCATED IN NORTHERLY PORTION TRACTS 14-20, ROW 4, UNIT**
5 **A, WEST OF WESTLAND, TOWN OF ATRISCO GRANT, LOCATED NORTH OF**
6 **INTERSTATE 40 BETWEEN ARROYO VISTA BLVD AND 118TH STREET, AND**
7 **AMENDING THE ZONE MAP TO ESTABLISH SU-2 FOR TOWN CENTER**
8 **ZONING.**
9 **BE IT ORDAINED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY OF**
10 **ALBUQUERQUE:**

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11 **Section 1. AREA PROPOSED FOR ANNEXATION. The owner of the area**
12 **annexed hereby presented a properly signed petition to annex the following**
13 **territory, as depicted in Exhibit A to this ordinance: 12.3 acres, more or less,**
14 **located immediately north of I-40 between Arroyo Vista Boulevard, also known**
15 **as 98th Street, and 118th Street; and more particularly described as follows:**

16 **(A) Northerly Portion Tracts 14 thru 20, ROW 4, Unit A, West of**
17 **Westland, Town of Atrisco Grant;**

18 **(B) The County of Bernalillo approved the annexation of these tracts on**
19 **September 12, 2017, pursuant to AXBC2017-0001.**

20 **The above described territory is contiguous to the City of Albuquerque.**

21 **Section 2. ANNEXATION ACCEPTED. The area specified in Section 1 above**
22 **is designated Developing Urban in the Albuquerque/Bernalillo County**
23 **Comprehensive Plan, which makes it suitable for annexation. Furthermore, the**
24 **petition for annexation meets the requirements of Resolution 54-1990 (City's**
25 **Annexation Policy). Therefore, the area specified in Section 1 above is hereby**
annexed.

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1 Section 3. FINDINGS ACCEPTED. On December 14, 2017, the
2 Environmental Planning Commission (EPC), in its advisory role on land use
3 and planning matters, recommended approval of this request for annexation
4 pursuant to twelve findings as follows:

5 1. This is a request for annexation of Northerly Portion Tracts 16-20, ROW
6 4, Unit A, West of Westland, Town of Atrisco Grant located north of Interstate
7 40 between Arroyo Vista Blvd (98th Street) NW and 118th Street NW and
8 containing approximately 12.3 acres.

9 2. This annexation request is accompanied by a request for establishment
10 of zoning of SU-2 for Town Center in accordance with the Westland Master
11 Plan and Western Albuquerque Land Holdings (WALH) Sector Plan (Project
12 #1003458 17EPC-40062). Approval of this annexation and establishment of
13 zoning constitutes a Sector Development Plan Map Amendment that will
14 modify and expand the boundary of the WALH Sector Plan to include the
15 subject site.

16 3. The subject site is currently an unincorporated County island with
17 property on all sides within the Albuquerque city limits.

18 4. Annexation of the subject site allows the applicant to combine and replat
19 the property with surrounding tracts that are already within the City's
20 jurisdiction for future development of a Town Center.

21 5. The annexation request was approved by the Bernalillo County
22 Commission on September 12, 2017 (AXBC2017-0001).

23 6. In 1999, the City Council annexed the area surrounding the subject site
24 (AX-99-2), allowing for implementation of the Westland Master Plan (SPR-96-2)
25 and establishing zoning based on the Westland Sector Plan (Z-99-8).

26 7. The Albuquerque/Bernalillo County Comprehensive Plan, West Side
27 Strategic Plan, Westland Master Plan, Western Albuquerque Land Holdings
28 Sector Plan, and the City of Albuquerque Zoning Code are incorporated herein
29 by reference and made part of the record for all purposes.

30 8. The subject site is within the Developing Urban Area of the
31 Comprehensive Plan and is also designated as part of an Activity Center. If
32 annexed, the site will be located within an Area of Change of the

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1 Comprehensive Plan. The request is in general compliance with the following
2 applicable goals and policies of the Comprehensive Plan:

3 Goal 5.1 Centers and Corridors: Grow as a community of strong Centers
4 connected by a multi-modal network of Corridors.

5 Policy 5.1.1 Desired Growth: Capture regional growth in Centers and
6 Corridors to help shape the built environment into a sustainable development
7 pattern.

8 The subject site is located within the designated Westland Activity Center.
9 The request furthers Goal 5.1 and Policy 5.1.1 because annexation and
10 establishment of Town Center zoning allows for increased commercial and
11 multi-family development consistent with an Activity Center, as well as
12 bringing the subject site under the same jurisdiction as surrounding
13 properties, which will allow for more efficient growth and development review.

14 Policy 5.1.2 Development Areas: Direct more intense growth to Centers and
15 Corridors and use Development Areas to establish and maintain appropriate
16 density and scale of development within areas that should be more stable.

17 The annexation and establishment of SU-2 for Town Center zoning furthers
18 Policy 5.1.2 by allowing for more intense growth in a designated Center that
19 will be considered an Area of Change upon annexation.

20 Policy 5.1.6 Activity Centers: Foster mixed-use centers of activity with a
21 range of services and amenities that support healthy lifestyles and meet the
22 needs of nearby residents and businesses.

23 The subject site is located within a designated Activity Center and
24 establishment of SU-2 for Town Center zoning will allow for a mix of
25 commercial and residential uses with a range of services and amenities for
26 nearby residents, thus furthering Policy 5.1.2.

27 Policy 5.2.1 Land Uses: Create healthy, sustainable, and distinct
28 communities with a mix of uses that are conveniently accessible from
29 surrounding neighborhoods.

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

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1 **b) Encourage development that offers choice in transportation, work areas,**
2 **and lifestyles.**

3 **The proposed SU-2 for Town Center zoning furthers Policy 5.2.1 because it**
4 **will allow for development that includes a variety of goods and services that**
5 **will be conveniently accessible to many West Side neighborhoods, thus**
6 **reducing cross-river trips. Allowing for a mix of residential and commercial**
7 **uses will create jobs and offer greater choice of work areas, transportation,**
8 **and lifestyles not currently available in the area.**

9 **Goal 5.3 Efficient Development Patterns: Promote development patterns**
10 **that maximize the utility of existing infrastructure and public facilities and the**
11 **efficient use of land to support the public good.**

12 **The request will eliminate an unincorporated County island and bring the**
13 **subject site into the same jurisdiction as the surrounding properties, which**
14 **will allow for more efficient development and future provision of services, thus**
15 **furthering Goal 5.3.**

16 **Policy 5.3.6 Reassembly and Replating: Encourage property owner**
17 **coordination to reassemble areas prematurely subdivided or platted that have**
18 **inadequate right-of-way or drainage before infrastructure and services are**
19 **extended.**

20 **Policy 5.3.6 is furthered by this request because annexation and**
21 **establishment of zoning will bring the subject site into the City's jurisdiction**
22 **and allow for the property to be combined and platted with the surrounding**
23 **properties that are already within the City.**

24 **Goal 5.4 Jobs-Housing Balance: Balance jobs and housing by encouraging**
25 **residential growth near employment across the region and prioritizing job**
26 **growth west of the Rio Grande.**

27 **The request furthers Goal 5.4 by bringing the subject site into the City's**
28 **jurisdiction so it can be master planned for additional development, including**
29 **a potential future hospital if associated plan amendments are approved, that**
30 **will create additional jobs west of the Rio Grande.**

31 **Policy 5.4.2 West Side Jobs: Foster employment opportunities on the West**
32 **Side.**

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1 The request furthers Policy 5.4.2 because additional SU-2 Town Center
2 zoning will allow for more mixed commercial development that includes jobs
3 for the West Side.

4 Policy 5.6.2 Areas of Change: Direct growth and more intense development
5 to Centers, Corridors, industrial and business parks, and Metropolitan
6 Redevelopment Areas where change is encouraged.

7 Upon annexation, the subject site will be considered an Area of Change like
8 all properties surrounding it, so the request furthers Policy 5.6.2 by allowing
9 for more intense development and creating jobs in a place appropriate for
10 such changes.

11 Policy 7.3.2 Community Character: Encourage design strategies that
12 recognize and embrace the character differences that give communities their
13 distinct identities and make them safe and attractive places.

14 a) Design development to reflect the character of the surrounding area and
15 protect and enhance views.

16 b) Encourage development and site design that incorporates CPTED
17 principles.

18 e) Encourage high-quality development that capitalizes on predominant
19 architectural styles, building materials, and landscape elements.

20 The proposed zoning for the subject site is within the Westland Master Plan
21 and Sector Plan, so it must follow the design guidelines of those plans, which
22 will result in a distinct character and high quality of development, so the
23 request furthers Policy 7.3.2.

24 Policy 7.5.1 Landscape Design: Encourage landscape treatments that are
25 consistent with the high desert climate to enhance our sense of place.

26 Any development on the subject site is subject to the plant palette from the
27 Master Plan, which was formulated specifically with the high desert climate in
28 mind, so the request furthers Policy 7.5.1.

29 Policy 8.1.2 Resilient Economy: Encourage economic development efforts
30 that improve quality of life for new and existing residents and foster a robust,
31 resilient, and diverse economy.

32 a) Maximize opportunities for economic development that furthers social,
33 cultural, and environmental goals.

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1 c) Prioritize local job creation, employer recruitment, and support for
2 development projects that hire local residents.

3 Approval of this request is an important step for development of a potential
4 future hospital that will have large positive economic impacts.

5 Notwithstanding, the proposed SU-2 for Town Center zone allows for a much
6 wider variety of office and commercial development that would provide more
7 jobs and economic output than the existing A-1 agricultural County zoning, so
8 the request furthers Policy 8.1.2.

9 9. The subject site is within the Westland North Community of the West
10 Side Strategic Plan. The request is in general compliance with the following
11 applicable goals and policies of the West Side Strategic Plan:

12 Plan Objective 1: Provide for a complete mix of land uses on the West Side,
13 including opportunities for large-scale employment, in order to minimize the
14 needs for cross-metro trips. Employment opportunities are encouraged on the
15 West Side.

16 The request for annexation and establishment of SU-2 for Town Center
17 zoning will allow for additional mixed use and commercial development on the
18 West Side, thus furthering Plan Objective 1 of the West Side Strategic Plan.

19 Plan Objective 8: Promote job opportunities and business growth in
20 appropriate areas of the West Side.

21 The subject site's location in the Westland Town Center area is an
22 appropriate location of the West Side to allow for additional business growth
23 and job opportunities with mixed-use and commercial zoning, thus furthering
24 Plan Objective 8 of the West Side Strategic Plan.

25 Policy 3.55: The City of Albuquerque and property owners shall work with
26 the electric utility companies to minimize the visual and potential EMF
27 exposure impacts of the many power line corridors crossing the property.
28 These corridors should be combined into consolidated easements rather than
29 in separate parallel easements.

30 The request furthers Policy 3.55 because the subject site is planned to be
31 combined with adjacent properties for future development, which will include
32 the relocation of PNM distribution lines to the north of the subject site to a
33 more appropriate location.

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1 **Policy 3.57: Allow and encourage appropriately designed development**
2 **throughout the Westland North Community which will protect the visual and**
3 **physical features of the Atrisco Terrace through design guidelines and**
4 **consistent enforcement.**

5 **The request furthers Policy 3.57 by providing a consistent set of design**
6 **guidelines and development review of the subject site by eliminating the**
7 **unincorporated County island and establishing the same zoning as the**
8 **surrounding properties.**

9 **Policy 3.59: The Westland North Community is included in City of**
10 **Albuquerque territory. Annexation signals intent that it develop with urban-**
11 **style development and densities. This area is a prime area for the expansion of**
12 **future urban levels of development.**

13 **The request furthers Policy 3.59 by bringing the subject site into the City of**
14 **Albuquerque's jurisdiction and allowing for urban-style development**
15 **consistent with the SU-2 for Town Center Designation.**

16 **Policy 3.61: A Community Center, appropriate Employment Centers, and**
17 **Neighborhood Centers are identified for this Community in accordance with**
18 **the approved Master Plan for this area. The Community Center is expected to**
19 **occur central to the Community, with employment near the Paseo del Volcan**
20 **corridor, but refinement of these concepts will occur during the planning**
21 **process for smaller sub-areas.**

22 **The Westland Town Center area is the Community Center that was**
23 **identified and established for the Westland North Community of the West Side**
24 **Strategic Plan. Annexing the existing unincorporated County island and**
25 **bringing it into the City's jurisdiction will further Policy 3.61 by allowing for**
26 **more consistent and efficient development review and refined planning for**
27 **this Community Center.**

28 **Policy 3.90: The City of Albuquerque and other economic development**
29 **entities shall explore with the property owners developing a high quality**
30 **office/industrial park or parks in the eastern portion of the Westland North**
31 **Community. Development in this park should emphasize higher density office**
32 **buildings and avoid lower cost warehouse facilities. Such development shall**
33 **protect the visual and physical features of the Atrisco Terrace and the**

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1 Petroglyph National Monument including the preservation of the view area of
2 the Monument as specified in the Northwest Mesa Escarpment Plan. This
3 protection shall be accomplished through the development and strict
4 enforcement of design guidelines, open space dedications, and, if necessary,
5 low density residential development.

6 The request furthers Policy 3.90 because the requested SU-2 for Town
7 Center designation allows for more dense office and commercial development
8 with designated percentages of office uses within the overall use mix that
9 favors quality office development and other supporting commercial services
10 rather than lower cost warehouse facilities.

11 10. The applicant has justified the Annexation request pursuant to R-54-
12 1990 as follows:

13 Section 1: Areas which are designated by the Albuquerque/Bernalillo
14 County Comprehensive Plan as Central Urban, Established Urban, and
15 Developing Urban are particularly appropriate for the range of urban services
16 which the city can provide, and annexation of such areas into the city is
17 desired and encouraged. More specifically, annexation of areas planned to be
18 urban intensity of development will be approved when the following policies
19 are met, unless the city concludes that the anticipated delay in provision of
20 city services is so far into the future as to be speculative and therefore an
21 unreasonable basis to provide for annexation:

22 a) Compliance with city policy regarding land dedication for public facilities
23 is assured;

24 After annexation and zoning, the subject site will be replatted and
25 developed along with adjacent properties. Through that process, any
26 dedications required for public facilities will be provided.

27 b) The applicant shall agree in writing to timing of capital expenditures for
28 necessary major streets, water, sanitary sewer, and storm-water-handling
29 facilities:

30 (1) The timing to be per a written city statement of intent as to when it or
31 another public body will be able to provide such capital facilities, such city
32 statement to be issued prior to annexation; and/or

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1 **(2) The timing to remain indefinite but a substantial number of years in the**
2 **future, based on a written city statement, made prior to annexation, that it will**
3 **provide the facilities but no timing can be assured; and/or**

4 **(3) A commitment by the land owner that he or his successors in interest**
5 **will, in a manner that satisfies City standards, install and pay for such facilities**
6 **or cause them to be installed and paid.**

7 **The applicant has agreed to install such facilities that are necessary for the**
8 **provision of services to the subject site and a pre-annexation agreement will**
9 **be executed along with approval of this request.**

10 **c) The city may decline an annexation if necessary capital expenditures fall**
11 **all or partly under division (2)(b) above, and the City concludes that it would**
12 **be unreasonable to make land owners wait for basic utilities and facilities as**
13 **long as would probably be the case;**

14 **The applicant, a developer and owner of the majority of land in the area**
15 **including those lands already annexed, will provide the capital infrastructure**
16 **needed for development of the subject site via a proposed Tax Increment**
17 **Development District.**

18 **d) Land annexed shall be to some extent contiguous to the city limits,**
19 **except land owned by the city may be annexed when it is not contiguous**
20 **where this is allowed by state statutes;**

21 **The subject site is completely surrounded by land that is within the City of**
22 **Albuquerque City limits.**

23 **e) Land to be annexed shall have provision for convenient street access to**
24 **the city;**

25 **The subject site is immediately adjacent to Interstate 40 and is near to**
26 **right-of-way that has been dedicated for the future extensions of 118th Street**
27 **and Ladera Drive. Specific improvements and provision of access will be**
28 **determined and provided through the platting and development process of the**
29 **site and surrounding properties.**

30 **f) Land to be annexed shall have reasonable boundaries so that providers**
31 **of public services can determine with ease where the city boundary is located**
32 **and so that public services can be delivered under appropriate service**
33 **extension policies at reasonable operating and capital cost to the city;**

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1 The request will eliminate an existing “island” of unincorporated County
2 land that is surrounded by property located within the City limits, thus making
3 the City boundary more reasonable than presently exists.

4 g) City boundaries shall be established along platted lines which will make
5 definite what the city limits are; annexation plats need not meet all
6 requirements of a subdivision plat as specified by the Subdivision Ordinance.

7 The City limits will be definite with this annexation because the annexation
8 consists of five platted properties that will be annexed in their entirety, filling
9 in an existing hole or island of unincorporated County land that is surrounded
10 on all sides by the City of Albuquerque.

11 Sections 2 through 5 of R-54-1990 are not applicable to the subject site.

12 11. A pre-annexation agreement between the Applicant and the City of
13 Albuquerque, as approved by the City Engineer, is required to be completed
14 for this request.

15 12. The Laurelwood, Tres Volcanes, Las Lomas, and Parkway
16 Neighborhood Associations, The Manors at Mirehaven Community
17 Association, and Westside Coalition of Neighborhood Associations were
18 notified of this request, as well as property owners within 100 feet of the entire
19 WALH Sector Plan boundary. There is no known neighborhood opposition to
20 this request.

21 Section 4. ZONE MAP AMENDED. The request for SU-2 for Town Center, as
22 regulated by the Westland Master Plan and Western Albuquerque Land
23 Holdings Sector Development Plan, is justified per Resolution 270-1980
24 because of changed community conditions and the request being more
25 advantageous to the community as articulated by the Albuquerque/Bernalillo
26 County Comprehensive Plan and West Side Strategic Plan. Therefore, the zone
27 map adopted by Section 14-16-1-1 et. Seq. R.O.A. 1994 is hereby amended,
28 establishing SU-2 for Town Center Zoning for the area specified in Section 1
29 above.

30 Section 5. RELATION TO RECENT PLANNING EFFORTS. This ordinance
31 proposes to establish SU-2 for Town Center zoning through the Western
32 Albuquerque Land Holdings Sector Development Plan. Since the Integrated
33 Development Ordinance went into effect on May 17th, 2018, this zoning

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1 category no longer exists in the City's regulatory land use framework. This
2 property will be considered under the zoning conversion rules that
3 accompanied the implementation of the Integrated Development Ordinance
4 which will result in a zoning classification of "PC – Planned Community".
5 Development standards for the PC zone will still be regulated by the Westland
6 Framework Plan, which was formerly the Westland Master Plan, including the
7 Western Albuquerque Land Holdings Sector Plan.

8 Section 6. FINDINGS ACCEPTED. On December 14, 2017, the
9 Environmental Planning Commission (EPC), in its advisory role on land use
10 and planning matters, recommended approval of this request for
11 establishment of SU-2 for Town Center zoning pursuant to twelve findings as
12 follows:

13 1. This is a request for a Sector Development Plan Map Amendment
14 /Establishment of Zoning for Northerly Portion Tracts 16-20, ROW 4, Unit A,
15 West of Westland, Town of Atrisco Grant located north of Interstate 40
16 between Arroyo Vista Blvd (98th Street) NW and 118th Street NW and
17 containing approximately 12.3 acres.

18 2. The request is to change the existing Bernalillo County A-1 Rural
19 Agricultural zoning upon annexation to SU-2 for Town Center as regulated by
20 the Westland Master Plan and Western Albuquerque Land Holdings (WALH)
21 Sector Plan.

22 3. This request is accompanied by a request for annexation of the subject
23 site (Project #1003458 17EPC-40061). Approval of this annexation and
24 establishment of zoning constitutes a Sector Development Plan Map
25 Amendment that will modify and expand the boundary of the WALH Sector
26 Plan to include the subject site.

27 4. The subject site is currently an unincorporated County island with
28 property on all sides within the Albuquerque city limits.

29 5. Annexation and zoning of the subject site allows the applicant to
30 combine and replat the property with surrounding tracts that are already
31 within the City's jurisdiction for future development of a Town Center.

32 6. The annexation request was approved by the Bernalillo County
33 Commission on September 12, 2017 (AXBC2017-0001).

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1 7. In 1999, the City Council annexed the area surrounding the subject site
2 (AX-99-2), allowing for implementation of the Westland Master Plan (SPR-96-2)
3 and establishing zoning based on the Westland Sector Plan (Z-99-8).

4 8. The Albuquerque/Bernalillo County Comprehensive Plan, West Side
5 Strategic Plan, Westland Master Plan, Western Albuquerque Land Holdings
6 Sector Plan, and the City of Albuquerque Zoning Code are incorporated herein
7 by reference and made part of the record for all purposes.

8 9. The subject site is within the Developing Urban Area of the
9 Comprehensive Plan and is also designated as part of an Activity Center. If
10 annexed, the site will be located within an Area of Change of the
11 Comprehensive Plan. The request is in general compliance with the following
12 applicable goals and policies of the Comprehensive Plan:

13 Goal 5.1 Centers and Corridors: Grow as a community of strong Centers
14 connected by a multi-modal network of Corridors.

15 Policy 5.1.1 Desired Growth: Capture regional growth in Centers and
16 Corridors to help shape the built environment into a sustainable development
17 pattern.

18 The subject site is located within the designated Westland Activity Center.
19 The request furthers Goal 5.1 and Policy 5.1.1 because annexation and
20 establishment of Town Center zoning allows for increased commercial and
21 multi-family development consistent with an Activity Center, as well as
22 bringing the subject site under the same jurisdiction as surrounding
23 properties, which will allow for more efficient growth and development review.

24 Policy 5.1.2 Development Areas: Direct more intense growth to Centers and
25 Corridors and use Development Areas to establish and maintain appropriate
26 density and scale of development within areas that should be more stable.

27 The annexation and establishment of SU-2 for Town Center zoning furthers
28 Policy 5.1.2 by allowing for more intense growth in a designated Center that
29 will be considered an Area of Change upon annexation.

30 Policy 5.1.6 Activity Centers: Foster mixed-use centers of activity with a
31 range of services and amenities that support healthy lifestyles and meet the
32 needs of nearby residents and businesses.

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1 **The subject site is located within a designated Activity Center and**
2 **establishment of SU-2 for Town Center zoning will allow for a mix of**
3 **commercial and residential uses with a range of services and amenities for**
4 **nearby residents, thus furthering Policy 5.1.2.**

5 **Policy 5.2.1 Land Uses: Create healthy, sustainable, and distinct**
6 **communities with a mix of uses that are conveniently accessible from**
7 **surrounding neighborhoods.**

8 **a) Encourage development and redevelopment that brings goods, services,**
9 **and amenities within walking and biking distance of neighborhoods and**
10 **promotes good access for all residents.**

11 **b) Encourage development that offers choice in transportation, work areas,**
12 **and lifestyles.**

13 **The proposed SU-2 for Town Center zoning furthers Policy 5.2.1 because it**
14 **will allow for development that includes a variety of goods and services that**
15 **will be conveniently accessible to many West Side neighborhoods, thus**
16 **reducing cross-river trips. Allowing for a mix of residential and commercial**
17 **uses will create jobs and offer greater choice of work areas, transportation,**
18 **and lifestyles not currently available in the area.**

19 **Goal 5.3 Efficient Development Patterns: Promote development patterns**
20 **that maximize the utility of existing infrastructure and public facilities and the**
21 **efficient use of land to support the public good.**

22 **The request will eliminate an unincorporated County island and bring the**
23 **subject site into the same jurisdiction as the surrounding properties, which**
24 **will allow for more efficient development and future provision of services, thus**
25 **furthering Goal 5.3.**

26 **Policy 5.3.6 Reassembly and Replatting: Encourage property owner**
27 **coordination to reassemble areas prematurely subdivided or platted that have**
28 **inadequate right-of-way or drainage before infrastructure and services are**
29 **extended.**

30 **Policy 5.3.6 is furthered by this request because annexation and**
31 **establishment of zoning will bring the subject site into the City's jurisdiction**
32 **and allow for the property to be combined and platted with the surrounding**
33 **properties that are already within the City.**

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1 **Goal 5.4 Jobs-Housing Balance: Balance jobs and housing by encouraging**
2 **residential growth near employment across the region and prioritizing job**
3 **growth west of the Rio Grande.**

4 **The request furthers Goal 5.4 by bringing the subject site into the City’s**
5 **jurisdiction so it can be master planned for additional development, including**
6 **a potential future hospital if associated plan amendments are approved, that**
7 **will create additional jobs west of the Rio Grande.**

8 **Policy 5.4.2 West Side Jobs: Foster employment opportunities on the West**
9 **Side.**

10 **The request furthers Policy 5.4.2 because additional SU-2 Town Center**
11 **zoning will allow for more mixed commercial development that includes jobs**
12 **for the West Side.**

13 **Policy 5.6.2 Areas of Change: Direct growth and more intense development**
14 **to Centers, Corridors, industrial and business parks, and Metropolitan**
15 **Redevelopment Areas where change is encouraged.**

16 **Upon annexation, the subject site will be considered an Area of Change like**
17 **all properties surrounding it, so the request furthers Policy 5.6.2 by allowing**
18 **for more intense development and creating jobs in a place appropriate for**
19 **such changes.**

20 **Policy 7.3.2 Community Character: Encourage design strategies that**
21 **recognize and embrace the character differences that give communities their**
22 **distinct identities and make them safe and attractive places.**

23 **a) Design development to reflect the character of the surrounding area and**
24 **protect and enhance views.**

25 **b) Encourage development and site design that incorporates CPTED**
26 **principles.**

27 **e) Encourage high-quality development that capitalizes on predominant**
28 **architectural styles, building materials, and landscape elements.**

29 **The proposed zoning for the subject site is within the Westland Master Plan**
30 **and Sector Plan, so it must follow the design guidelines of those plans, which**
31 **will result in a distinct character and high quality of development, so the**
32 **request furthers Policy 7.3.2.**

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1 Policy 7.5.1 Landscape Design: Encourage landscape treatments that are
2 consistent with the high desert climate to enhance our sense of place.
3 Any development on the subject site is subject to the plant palette from the
4 Master Plan, which was formulated specifically with the high desert climate in
5 mind, so the request furthers Policy 7.5.1.
6 Policy 8.1.2 Resilient Economy: Encourage economic development efforts
7 that improve quality of life for new and existing residents and foster a robust,
8 resilient, and diverse economy.
9 a) Maximize opportunities for economic development that furthers social,
10 cultural, and environmental goals.
11 c) Prioritize local job creation, employer recruitment, and support for
12 development projects that hire local residents.
13 Approval of this request is an important step for development of a potential
14 future hospital that will have large positive economic impacts.
15 Notwithstanding, the proposed SU-2 for Town Center zone allows for a much
16 wider variety of office and commercial development that would provide more
17 jobs and economic output than the existing A-1 agricultural County zoning, so
18 the request furthers Policy 8.1.2.
19 10. The subject site is within the Westland North Community of the West
20 Side Strategic Plan. The request is in general compliance with the following
21 applicable goals and policies of the West Side Strategic Plan:
22 Plan Objective 1: Provide for a complete mix of land uses on the West Side,
23 including opportunities for large-scale employment, in order to minimize the
24 needs for cross-metro trips. Employment opportunities are encouraged on the
25 West Side.
26 The request for annexation and establishment of SU-2 for Town Center
27 zoning will allow for additional mixed use and commercial development on the
28 West Side, thus furthering Plan Objective 1 of the West Side Strategic Plan.
29 Plan Objective 8: Promote job opportunities and business growth in
30 appropriate areas of the West Side.
31 The subject site's location in the Westland Town Center area is an
32 appropriate location of the West Side to allow for additional business growth

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1 and job opportunities with mixed-use and commercial zoning, thus furthering
2 Plan Objective 8 of the West Side Strategic Plan.

3 Policy 3.55: The City of Albuquerque and property owners shall work with
4 the electric utility companies to minimize the visual and potential EMF
5 exposure impacts of the many power line corridors crossing the property.
6 These corridors should be combined into consolidated easements rather than
7 in separate parallel easements.

8 The request furthers Policy 3.55 because the subject site is planned to be
9 combined with adjacent properties for future development, which will include
10 the relocation of PNM distribution lines to the north of the subject site to a
11 more appropriate location.

12 Policy 3.57: Allow and encourage appropriately designed development
13 throughout the Westland North Community which will protect the visual and
14 physical features of the Atrisco Terrace through design guidelines and
15 consistent enforcement.

16 The request furthers Policy 3.57 by providing a consistent set of design
17 guidelines and development review of the subject site by eliminating the
18 unincorporated County island and establishing the same zoning as the
19 surrounding properties.

20 Policy 3.59: The Westland North Community is included in City of
21 Albuquerque territory. Annexation signals intent that it develop with urban-
22 style development and densities. This area is a prime area for the expansion of
23 future urban levels of development.

24 The request furthers Policy 3.59 by bringing the subject site into the City of
25 Albuquerque's jurisdiction and allowing for urban-style development
26 consistent with the SU-2 for Town Center Designation.

27 Policy 3.61: A Community Center, appropriate Employment Centers, and
28 Neighborhood Centers are identified for this Community in accordance with
29 the approved Master Plan for this area. The Community Center is expected to
30 occur central to the Community, with employment near the Paseo del Volcan
31 corridor, but refinement of these concepts will occur during the planning
32 process for smaller sub-areas.

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1 **The Westland Town Center area is the Community Center that was**
2 **identified and established for the Westland North Community of the West Side**
3 **Strategic Plan. Annexing the existing unincorporated County island and**
4 **bringing it into the City's jurisdiction will further Policy 3.61 by allowing for**
5 **more consistent and efficient development review and refined planning for**
6 **this Community Center.**

7 **Policy 3.90: The City of Albuquerque and other economic development**
8 **entities shall explore with the property owners developing a high quality**
9 **office/industrial park or parks in the eastern portion of the Westland North**
10 **Community. Development in this park should emphasize higher density office**
11 **buildings and avoid lower cost warehouse facilities. Such development shall**
12 **protect the visual and physical features of the Atrisco Terrace and the**
13 **Petroglyph National Monument including the preservation of the view area of**
14 **the Monument as specified in the Northwest Mesa Escarpment Plan. This**
15 **protection shall be accomplished through the development and strict**
16 **enforcement of design guidelines, open space dedications, and, if necessary,**
17 **low density residential development.**

18 **The request furthers Policy 3.90 because the requested SU-2 for Town**
19 **Center designation allows for more dense office and commercial development**
20 **with designated percentages of office uses within the overall use mix that**
21 **favors quality office development and other supporting commercial services**
22 **rather than lower cost warehouse facilities.**

23 **11. The applicant has justified the zone change request pursuant to R-270-**
24 **1980 as follows:**

25 **A. The policies cited by the applicant in their updated December 5, 2017**
26 **justification letter and analyzed in Findings 9 and 10, as well as the choice of**
27 **the same zone category as surrounding properties, demonstrate that the**
28 **request is consistent with the health, safety, morals, and general welfare of the**
29 **city.**

30 **B. The requested zoning is the same as the zoning of surrounding**
31 **properties, so the requested annexation and establishment of zoning will lead**
32 **to greater stability of land use rather than allowing the existing A-1 agricultural**
33 **zone to remain while the surrounding properties develop into a Town Center.**

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1 C. The proposed change is not in conflict with, but rather furthers the goals
2 and policies of, the Comprehensive Plan and the West Side Strategic Plan as
3 shown in Findings 9 and 10.

4 D. The existing zoning is inappropriate because of changed community
5 conditions, including the annexation of all the surrounding properties,
6 adoption of the Westland Master Plan for development of the area,
7 development of the sports complex and Regional Park nearby, and the recent
8 adoption of a Tax Increment Development District to help finance
9 infrastructure in the area.

10 The proposed zone is also the same as the surrounding properties further
11 justifying that the existing Bernalillo County A-1 zoning is inappropriate
12 because the proposed zone is more advantageous to the community, as
13 articulated by the Comprehensive Plan and West Side Strategic Plan as
14 outlined by the policies cited by the applicant in their revised December 5,
15 2017 justification letter and analyzed in Findings 9 and 10 by fulfilling the
16 Westland Master Plan, contributing to a mix of uses within an Activity Center,
17 and bringing additional jobs to the West Side.

18 E. The requested Town Center zone and uses allowed by that zone are the
19 same as the zoning on all nearby surrounding properties and the request has
20 been justified as more advantageous to the community as it furthers
21 numerous goals and policies of the Comprehensive Plan and West Side
22 Strategic Plan, so the requested zone will not be harmful to adjacent property,
23 the neighborhood, or the community.

24 F. The applicant will enter into a pre-annexation agreement with the city
25 regarding this request. Any capital expenditures for development of
26 surrounding infrastructure will be provided by the applicant or otherwise
27 financed with the approved TIDD and it is understood that the city is not
28 obligated to provide this infrastructure on any special schedule.

29 G. Economic considerations are not the determining factor for this zone
30 change as shown by the applicant's justification letter and the analysis of all
31 other policies. The request for annexation and establishment of SU-2 for Town
32 Center zoning is more advantageous to the community as articulated by the
33 Comprehensive Plan.

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1 H. The site's location is not the sole justification for the proposed mixed
2 use SU-2 for Town Center zoning, but rather it is the same zoning as all
3 surrounding properties and is more advantageous to the community as
4 articulated by the Comprehensive Plan and other city plans and policies.

5 I. The request will establish the same zoning on the subject site that exists
6 on all surrounding property located within the city limits, so the request does
7 not constitute a spot zone.

8 J. The request does not constitute strip zoning.

9 12. The Laurelwood, Tres Volcanes, Las Lomas, and Parkway
10 Neighborhood Associations, The Manors at Mirehaven Community
11 Association, and Westside Coalition of Neighborhood Associations were
12 notified of this request, as well as property owners within 100 feet of the entire
13 WALH Sector Plan boundary. There is no known neighborhood opposition to
14 this request.

15 Section 7. SEVERABILITY CLAUSE. If any section, paragraph, sentence,
16 clause, word or phrase of this Ordinance is for any reason held to be invalid
17 or unenforceable by any court of competent jurisdiction, such decision shall
18 not affect the validity of the remaining provisions of this Ordinance. The
19 Council hereby declares that it would have passed this Ordinance and each
20 section, paragraph, sentence, clause, word or phrase thereof irrespective of
21 any provision being declared unconstitutional or otherwise invalid.

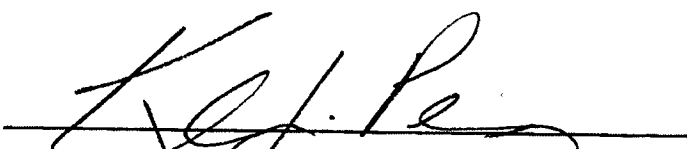
22 Section 8. EFFECTIVE DATE. This Ordinance shall take effect five days
23 after publication by title and general summary and when a plat of the territory
24 hereby annexed is filed in the office of the County Clerk.



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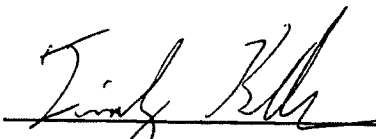
1 PASSED AND ADOPTED THIS 20th DAY OF February, 2019
2 BY A VOTE OF: 8 FOR 1 AGAINST.

3
4 Against: Davis

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8 
9 Klarissa J. Peña, President
10 City Council

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13 APPROVED THIS ⁰⁴ DAY OF , 2019

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18 Bill No. C/S O-18-44

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23 Timothy M. Keller, Mayor
24 City of Albuquerque

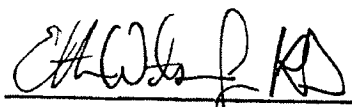
25
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27 ATTEST:
28 
29 _____
30 Katy Duhigg, City Clerk



Exhibit A



- Legend**
- Bernalillo County Parcels
 - Arterial Streets**
 - Freeway
 - Principal Arterial
 - Minor Arterial
 - BN and SF Railroad
 - Municipal Limits**
 - Cerrates
 - Edgewood
 - Los Ranchos
 - Rio Rancho
 - Tijeras
 - UNINCORPORATED
 - World Street Map



0.91 Miles
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1: 28,852

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THIS MAP IS NOT TO BE USED FOR NAVIGATION

Notes