

PLANNING DEPARTMENT  
DEVELOPMENT SERVICES DIVISION  
600 2nd Street NW, Ground Floor, 87102  
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## OFFICIAL NOTIFICATION OF DECISION

July 19, 2019

APS  
Amanda Velarde  
Director of Real Estate  
915 Oak Street SE  
Albuquerque, NM 87109

**Project# PR-2019-002485**  
**Application# SD-2019-00110**  
VACATION OF PUBLIC RIGHT OF WAY

### LEGAL DESCRIPTION:

for all or a portion of SAN MATEO PLACE NE located south of CUTLER AVE NE and north of I-40, containing approximately 18,435 SF. (K-9)

On July 17, 2019 the Development Review Board (DRB) held a public meeting concerning the above referenced application and recommended approval of the request based on the following Findings:

1. This is a request to vacate a portion of San Mateo Place Right of Way which is located south of Cutler Ave NE and north of I-40. The area of the vacation is approximately 18,435 square feet and is shown on the revised exhibit submitted July 17th.
2. Pursuant to section 14-16-6-6(K)(2)(e), the DRB will make a recommendation to City Council on the request because the area of the vacation contains more than 5,000 square feet and is the entire width of the Right of Way (R/W).
3. Albuquerque Public Schools (APS) is requesting the vacation and plans to incorporate the area into the Freedom High School campus which abuts the R/W to the east.
4. APS currently uses the area for parking and has a revocable permit from the City for such a use. (H-18-011). There is also an Airspace Agreement with NMDOT for the school to use a portion of their property for school parking. A copy of both documents is in the DMD file.
5. Vacation requests must meet the criteria in IDO Section 14-16-6-6-(K)(3)(a): *The public welfare does not require that the public right of way or easement be retained:*

Applicant's Justification: The thoroughfare is not being used as a road because it dead ends at the freeway.

Official Notice of Decision

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6. The proper notice was given as required by the IDO.
7. To complete the process, a replat is required and must be recorded within one year of the final decision which in this case is City Council.
8. Transportation and ABCWUA DRB representatives had conditions that must be met at the time of the replat.

Sincerely,



Kym Dicome  
DRB Chair

KD/mg

Wilson & Company  
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