



CITY OF ALBUQUERQUE
OFFICE OF ADMINISTRATIVE HEARINGS
ZONING HEARING EXAMINER
NOTIFICATION OF DECISION

Brian Craig (Agent Carlos Casillas) requests a conditional use to allow on-site cannabis consumption for Lot 18, Block 16, New Mexico Town Company’s Original Townsite, located at 211 Gold Ave SW, zoned MX-FB-UD [Section 14-16-4-3(D)(35)(i)]	Special Exception No:.....	VA-2023-00372
	Project No:	Project#2023-009708
	Hearing Date:	02-20-2024
	Closing of Public Record:	02-20-2024
	Date of Decision:.....	03-06-2024

On the 20th day of February, 2024, Carlos Casillas on behalf of Golden State Reserve LLC (“Agent”) appeared on behalf of Brian Craig, authorized representative of Rebel Real Estate Group (“Applicant”) before the Zoning Hearing Examiner (“ZHE”) conditional use to allow on-site cannabis consumption (“Application”) upon the real property located at 211 Gold Ave SW (“Subject Property”). Below are the ZHE’s finding of fact and decision:

FINDINGS:

1. Applicant is requesting a conditional use to allow for on-site cannabis consumption.
2. Agent appeared and gave evidence in support of the Application.
3. A neighborhood association representative and a concerned neighbor also appeared and gave testimony regarding the Application.
4. Based on the hearing testimony, it appears that the neighborhood association was not provided with adequate opportunity to request a neighborhood meeting.
5. Also, several questions remain regarding the merits of the Application.
6. The ZHE hearing on the Application should be continued to allow Applicant to offer a neighborhood or facilitated meeting and to allow all parties to submit additional evidence regarding the Application.

DECISION:

CONTINUANCE – The ZHE hearing on the Application is CONTINUED to March 19, 2024, beginning at 9:00 a.m.

APPEAL:

If you wish to appeal this decision, you must do so by March 21, 2024 pursuant to Section 14-16-6-4(V), of the Integrated Development Ordinance, you must demonstrate that you have legal standing to file an appeal as defined.

Successful applicants are reminded that other regulations of the City must be complied with, even after approval of a special exception is secured. This decision does not constitute approval of plans for a building permit. If your application is approved, bring this decision with you when you apply for any related building permit or occupation tax number. Approval of a conditional use or a variance application is void after one year from date of approval if the rights and privileges are granted, thereby have not been executed, or utilized.



Robert Lucero, Esq.

Zoning Hearing Examiner

cc:

ZHE File
Zoning Enforcement