



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

Stephen & Sandy Rock request a VARIANCE of 6 ft for an accessory building to exceed the allowed height of the primary building and the rear yard wall for Lot 17, Block 101, Bel-Air, located at 2504 Cagua Dr NE, zoned R-1C [Section 14-16-5-11(C)(4)(b)]

Special Exception No: **VA-2024-00220**
and
VA-2024-00221
Project No: **PR-2024-010720**
Hearing Date: 09-17-24
Closing of Public Record: 09-17-24
Date of Decision: 10-02-24

On the 17th day of September, 2024, property owner Stephen & Sandy Rock (“Applicant”) appeared before the Zoning Hearing Examiner (“ZHE”) requesting a variance of 6 ft for an accessory building to exceed the allowed height of the primary building and the rear yard wall (“Application”) upon the real property located at 2504 Cagua Dr NE (“Subject Property”). Below are the ZHE’s finding of fact and decision:

FINDINGS:

1. Applicant is requesting a variance of 6 ft for an accessory building to exceed the allowed height of the primary building and the rear yard wall.
2. Based on evidence in the record, it appears that not all notice requirements of the IDO were satisfied.
3. The ZHE hearing on the Application should be deferred to allow all notice requirements to be satisfied, so that Applicant and members of the public may appear and/or supplement the record with evidence and justification regarding the Application.

DECISION:

DEFERRAL of the ZHE hearing on the application to the October 15, 2024 ZHE hearing, beginning at 9:00 a.m.

APPEAL:

If you wish to appeal this decision, you must do so by October 17, 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
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