

CITY OF SANTA FE, NEW MEXICO

RESOLUTION NO. 2014-87

A RESOLUTION

AMENDING THE GENERAL PLAN FUTURE LAND USE MAP DESIGNATION FROM RESIDENTIAL - RURAL/MOUNTAIN/CORRIDOR (1 DWELLING UNIT PER ACRE) TO COMMUNITY COMMERCIAL FOR PROPERTY COMPRISING AN AREA OF APPROXIMATELY 3.86 ± ACRES. THE PROPERTY IS LOCATED ALONG THE NORTH SIDE OF AGUA FRIA STREET (2750 BOYLAN CIRCLE AND 1400 BOYLAN LANE) APPROXIMATELY ONE- HALF (½) MILE NORTHEAST OF THE SILER ROAD AND AGUA FRIA STREET INTERSECTION WITHIN T17N, R9E, SECTIONS 28 AND 33 N.M.P.M., SANTA FE COUNTY NEW MEXICO. (2750 BOYLAN CIRCLE AND 1400 BOYLAN LANE (BFFM) GENERAL PLAN AMENDMENT, CASE NO. 2014-63)

WHEREAS, the agent for the owners of that certain parcel of land comprising 3.86+ acres located approximately one-half (½) mile northeast of the Siler Road and Agua Fria Street intersection within T17N, R9E, Section 28 and 33 N.M.P.M., Santa Fe County New Mexico (the "Property") has submitted an application to amend the General Plan Future Land Use Map classification of the Property from Residential – Rural/Mountain/Corridor (1 dwelling unit per acre) to Industrial; and

1 **WHEREAS**, the Planning Commission at their August 7, 2014 meeting voted to deny the
2 request to change Residential – Rural/Mountain/Corridor (1 dwelling unit per acre) to Industrial and
3 voted to recommend to the Governing Body a change from Residential-Rural/Mountain/Corridor (1
4 dwelling unit per acre) to Community Commercial; and

5 **WHEREAS**, pursuant to Section 3-19-9 NMSA 1978, the General Plan may be amended,
6 extended or supplemented; and

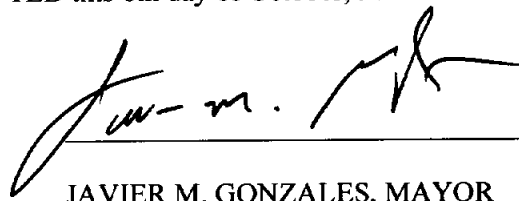
7 **WHEREAS**, the Governing Body has held a public hearing on the proposed amendment,
8 reviewed the staff report and the recommendation of the Planning Commission and the evidence
9 obtained at the public hearing, and has determined that the proposed amendment to the General Plan,
10 as recommended by the Planning Commission, meets the approval criteria set forth in Section 14-
11 3.2(D) SFCC 1987; and

12 **WHEREAS**, reclassification of the subject property would be consistent with the General
13 Plan Themes and Policies for Land Use (General Plan, Chapter 3) and Growth Management (General
14 Plan, Chapter 4); and

15 **WHEREAS**, the city desires to provide for more coordinated, adjusted and harmonious
16 development in the area East of Siler Road on the north side of Agua Fria Street, that would not have
17 adverse impacts upon the surrounding neighborhood.

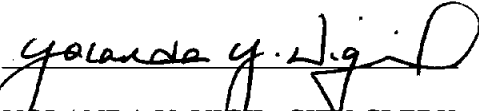
18 **NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE**
19 **CITY OF SANTA FE** that the General Plan Future Land Use Map designation for property
20 described is amended to change the designation from Residential - Rural/Mountain/Corridor (1
21 dwelling unit per acre) to Community Commercial as shown in Exhibit A attached hereto.

22 **PASSED, APPROVED, and ADOPTED** this 8th day of October, 2014.

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 JAVIER M. GONZALES, MAYOR

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ATTEST:


YOLANDA Y. VIGIL, CITY CLERK

APPROVED AS TO FORM:

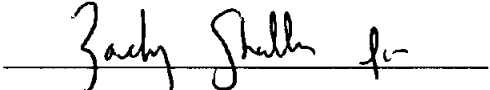

KELLEY A. BRENNAN, CITY ATTORNEY

EXHIBIT A

LEGAL DESCRIPTIONS

TWO (2) CERTAIN TRACTS OR PARCELS OF LAND LYING AND BEING SITUATE WITHIN PORTIONS OF S.H.C. 437, LOT 1; S.H.C. 415, LOT 2; S.H.C. 422, LOT 1 AND S.H.C. 437, LOT 2. IN SECTIONS 28 & 33, T. 17 N., R., 9 E., N.M.P.M.. BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

LOT 1B-1

BEGINNING AT THE NORTHWEST CORNER OF SAID TRACT, FROM WHICH POINT A U.S.G.L.O. MONUMENT MARKING THE NORTHWEST CORNER OF S.H.C. 437, LOT 2 BEARS SOUTH 77°37'44" WEST, 61.26 FEET; THENCE FROM SAID POINT AND PLACE OF BEGINNING NORTH 70°34'29" EAST, 230.54 FEET TO THE NORTHEAST CORNER OF THE HEREIN DESCRIBED TRACT OF LAND; THENCE SOUTH 14°35'03" EAST, 193.95 FEET TO A POINT; THENCE SOUTH 17°14'02" EAST, 451.12 FEET THE SOUTHEAST CORNER OF THE HEREIN DESCRIBED TRACT OF LAND, WHICH IS ALSO A POINT ON THE NORTH RIGHT-OF-WAY FOR AGUA FRIA ROAD, SAID POINT IS ALSO AT THE BEGINNING OF A CURVE CONCAVE TO THE NORTHWEST (DELTA=00°36'37", R=1393.00', CHORD BEARING=SOUTH 52°58'20" WEST, CHORD DISTANCE=14.84 FEET); THENCE ALONG SAID CURVE AN ARC LENGTH OF 14.84 FEET TO THE SOUTHWEST CORNER OF THE HEREIN DESCRIBED TRACT OF LAND; THENCE LEAVING SAID NORTH RIGHT-OF-WAY NORTH 17°33'50" WEST, 343.56 FEET TO A POINT; THENCE SOUTH 56°53'35" WEST, 252.24 FEET TO A POINT ON THE WEST BOUNDARY LINE OF THE HEREIN DESCRIBED TRACT OF LAND; THENCE NORTH 14°43'27" WEST, 151.37 FEET TO A POINT; THENCE NORTH 58°25'14" EAST, 36.65 FEET TO A POINT; THENCE NORTH 20°56'09" WEST, 123.36 FEET TO A POINT; THENCE NORTH 15°10'33" WEST, 83.15 FEET TO THE POINT AND PLACE OF BEGINNING CONTAINING 1.924 ACRES MORE OR LESS

LOT 2

BEGINNING AT THE NORTHWEST CORNER OF SAID TRACT, FROM WHICH POINT A U.S.G.L.O. MONUMENT MARKING THE NORTHWEST CORNER OF S.H.C. 437, LOT 2 BEARS NORTH 20°54'36" WEST, 372.46 FEET; THENCE FROM SAID POINT AND PLACE OF BEGINNING NORTH 56°53'35" EAST, 252.24 FEET TO THE NORTHEAST CORNER OF SAID TRACT; THENCE SOUTH 17°33'50" EAST; 343.56 FEET TO THE SOUTHEAST CORNER OF THE HEREIN DESCRIBED TRACT OF LAND, WHICH IS ALSO A POINT ON THE NORTH RIGHT-OF-WAY FOR AGUA FRIA ROAD, SAID POINT IS ALSO AT THE BEGINNING OF A CURVE CONCAVE TO THE NORTHWEST (DELTA =06°09'15", R=1393.00', CHORD BEARING=SOUTH 56°21'16" WEST, CHORD DISTANCE=149.55'); THENCE ALONG SAID NORTH RIGHT-OF-WAY FOR AGUA FRIA ROAD AN ARC LENGTH OF 149.62 FEET TO A POINT ON SAID NORTH RIGHT-OF-WAY; THENCE SOUTH 32°29'25" EAST, 2.98 FEET TO A POINT ON SAID NORTH RIGHT-OF-WAY; THENCE SOUTH 58°57'29" WEST, 120.62 FEET TO THE SOUTHWEST CORNER OF THE HEREIN DESCRIBED TRACT OF LAND; THENCE LEAVING SAID NORTH RIGHT-OF-WAY NORTH 14°43'27" WEST, 348.86 FEET TO THE POINT AND PLACE OF BEGINNING CONTAINING 2.000 ACRES MORE OR LESS.

ALL AS SHOWN ON PLAT OF SURVEY ENTITLED "LOT LINE ADJUSTMENT SURVEY PREPARED FOR BFFM, LLC...", ALONG WITH ANY AND ALL EASEMENTS AS SHOWN. PREPARED BY PAUL A. RODRIGUEZ, LS. NO. 13839. FILED FOR RECORD IN THE SANTA FE, NEW MEXICO COUNTY CLERK'S OFFICE IN PLAT BOOK 727, PAGE 14 AS INSTRU. NO. 1625525 DATED ON FEBURARY 1, 2011.