

1 **CITY OF SANTA FE, NEW MEXICO**

2 **BILL NO. 2017-21**

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11 **AN ORDINANCE**

12 **AMENDING THE ANNEXATION AGREEMENT FOR THE RAVEN RIDGE**
13 **APARTMENTS, ADOPTED BY ORDINANCE 2006-31, TO DELETE AN**
14 **IRREVOCABLE OFFER OF DEDICATION OF RIGHT-OF-WAY FOR RAVEN RIDGE**
15 **DRIVE. THE PROPERTY IS LOCATED AT 4141 LUCIA LANE. (“MUSTANG**
16 **VILLAGE APARTMENTS DEVELOPMENT PLAN AND ANNEXATION**
17 **AGEREEMENT AMENDMENT” CASE NO. 2017-18).**

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19 **BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SANTA FE:**

20 Section 1. On October 27, 2009, the governing body approved Ord. No. 2006-31
21 annexing 4.26 ± acres located at 4141 Lucia Lane known as “Raven Ridge Apartments”. Said
22 Ordinance included the document entitled “Annexation Agreement Raven Ridge Apartments”.

23 Section 2. The governing body adopts the attached Exhibit A, “Annexation
24 Agreement Amendment Raven Ridge Apartments/Mustang Village”.

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Kelly Brennan Ass't City Attorney

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KELLEY BRENNAN, CITY ATTORNEY

EXHIBIT A
ANNEXATION AGREEMENT AMENDMENT #1
RAVEN RIDGE APARTMENTS/MUSTANG VILLAGE

The Annexation Agreement ("Agreement") is made and entered into this _____ day of _____, 2017, by and between the City of Santa Fe, New Mexico, a New Mexico Municipal Corporation ("City") and Lucia Real Estate, LLC, a New Mexico limited liability company ("Landowner").

RECITALS

A. Landowner is the owner of property situated in the City of Santa Fe, New Mexico consisting of approximately 4.26± acres on two tracts of land (Tract 2A-1B2 and 2A-1B1) located at 4141 Lucia Lane, Santa Fe, NM.

B. Landowner and the City by mutual agreement desire to amend the Annexation Agreement entered into on the 27th day of October, 2009 to eliminate an irrevocable offer to dedicate proposed "Raven Ridge Drive" as shown on the "Final Plan Raven Ridge Subdivision" and delete all references to it.

AGREEMENTS

NOW, THEREFORE, the following amendments are agreed to by both parties as follows:

1. THE FOLLOWING TEXT IS DELETED FROM THE ANNEXATION AGREEMENT

A. On page 1, the paragraph under heading 1. THE ANNEXATION PLAN (Exhibit 1) is amended as follows:

Landowner agrees to prepare an Annexation Plat in compliance with Section 14-3.4 SFCC 1987. ~~The Annexation plat shall show future right of way offered for dedication by Paragraph 4.E of this agreement.~~

B. On page 2, the paragraph under heading 4E. STREETS AND OTHER RIGHTS OF WAY is amended as follows:

All streets and road will be designed and constructed in accordance to City standards and with the Santa Fe City Code, and dedicated to the City as shown on the

Master Plan. The Landowner shall be responsible for the construction and shall bear the expense of the construction of Calle Lucia for the entire length of the subject property when the property is developed. The Landowner hereby offers to dedicate right-of-way needed for future extension of Lucia Lane ~~and for proposed "Raven Ridge Drive"~~ as shown on the Final Plan Raven Ridge Subdivision" approved by the Planning Commission on July 17, 2007. Actual right-of-way acquisition by the City shall occur at any time determined to be appropriate by the City.

C. On Exhibit D, the paragraph number 1 is hereby deleted in its entirety.

2. All other text in the original Annexation Agreement remains in effect and binding.

IN WITNESS WHEREOF, this Agreement is entered into the day and year written above.

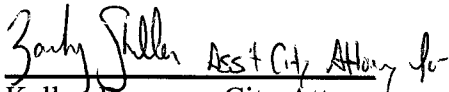
CITY OF SANTA FE

By _____
Javier Gonzales, Mayor

ATTEST:

Yolanda Y. Vigil, City Clerk

APPROVED AS TO FORM:



Kelley Brennan, City Attorney

