1	CITY OF SANTA FE, NEW MEXICO
2	ORDINANCE NO. 2008-41
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4	
5	AN ORDINANCE
6	AMENDING ORDINANCE NUMBER 2005-27 TO AMEND THE PRELIMINARY
7	DEVELOPMENT PLAN TO ALLOW TWO HUNDRED EIGHTY-SEVEN
8	RESIDENTIAL LOTS, AND PROVIDING AN EFFECTIVE DATE WITH RESPECT TO
9	LAND COMPRISING 61 ACRES MORE OR LESS AND LOCATED WITHIN
10	SECTIONS 1&12, T12N, R8E AND SECTIONS 6&7 T16N, R9E NEW MEXICO
11	PRIME MERIDIAN LOCATED NORTH OF AIRPORT ROAD AND SOUTH OF
12	AGUA FRIA ROAD, WEST OF JEMEZ ROAD AND EAST OF MORNING DRIVE
13	AND SOUTH MEADOWS ROAD AND ZONED R-6-PUD (RESIDENTIAL
14	DISTRICT - 6 DWELLING UNITS PER ACRE, PLANNED UNIT DEVELOPMENT
15	OVERLAY DISTRICT) (CASE NO. M 2008-08).
16	
17	BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SANTA FE:
18	Section 1. The following real property (the "Property"), located within the municipal
19	boundaries of the city of Santa Fe, is classified as R-6-PUD (Residential District - 6 dwelling units
20	per acre Planned Unit Development.) The property is located south of Agua Fria Road and east
21	of Morning Drive and being more particularly described in the attached Legal Description
22	(Exhibit A).
23	Section 2. The amended preliminary development plan for the property
24	(Exhibit B) is hereby approved, allowing two hundred eighty-seven residential lots.
25	Section 3. This Ordinance shall be published one time by the title and general

Section 3. This Ordinance shall be published one time by the title and general

summary and shall become effective five days after such publication. The amended rezoning action with respect to the property affected by Section 4. this Ordinance is subject to the conditions of approval listed in Exhibit C included herein by reference. PASSED, APPROVED AND ADOPTED this 9th day of July, 2008 Divid Coso DAVID COSS, MAYOR ATTEST: DIA YÓLANDA Y. VIGIL, CITY CLERK APPROVED AS TO FORM: C FRANK D. KATZ, CITY ATTORNEY

LEGAL DESCRIPTION Colores del Sol Residential (R-6 PUD) Tract January 6, 2005

Being that certain parcel of land situate within Sections 1, 6, 7 and 12 all in Township 16 North, Range 8 East of the New Mexico Principal Meridian, County of Santa Fe, State of New Mexico; and being more particularly described as follows:

BEGINNING at the Southwest Corner of the tract herein described whence first, the Southeast Corner of Section 1 bears S.27°01'02"E. a distance of 307.35 feet and second, Santa Fe County Monument Stamped SF36 bears N.29°18'09"W. a distance of 14,929.13 feet; thence

N.20°07'22" W. a distance of 415.75 feet; thence

N.20°11'30"W. a distance of 582.62 feet; thence

N.17°48'20"W. a distance of 173.55 feet; thence

S.72°16'27"W. a distance of 277.70 feet; thence

S.75°36'23"W. a distance of 362.55 feet to a point on a curve to the left; thence

91.44 feet along the arc of said curve with a Central Angle of 02°47'29", a Radius of 1876.86 feet and a Chord of 91.43 feet which bears S.73°07'33"W.; thence

N.20°21'50"W. a distance of **1,433.53** feet to a point on the South Right of Way of Agua Fria; thence along said South Right of Way the next four courses:

N.48°35'23"E, a distance of 248.86 feet; thence

N.50°00'43"E. a distance of 400.58 feet; thence

N.54°11'45"E. a distance of 169.29 feet; thence

N.54°14'04"E. a distance of **473.59** feet to a point being 5 feet Westerly of the West Boundary line of ACRE ESTATES, TRACT 2, an Addition filed 12/28/54 at Book 6 of Plats, Page 25; thence

S.20°10'19"E. and parallel to said Westerly line a distance of 3,057.51 feet; thence

S.69°47'52"W. a distance of **501.09** feet to the Point or Place of Beginning;

EXHIBIT A -

Said tract contains 2,654,948.33 Square Feet or 60.9492 Acres, More or Less.

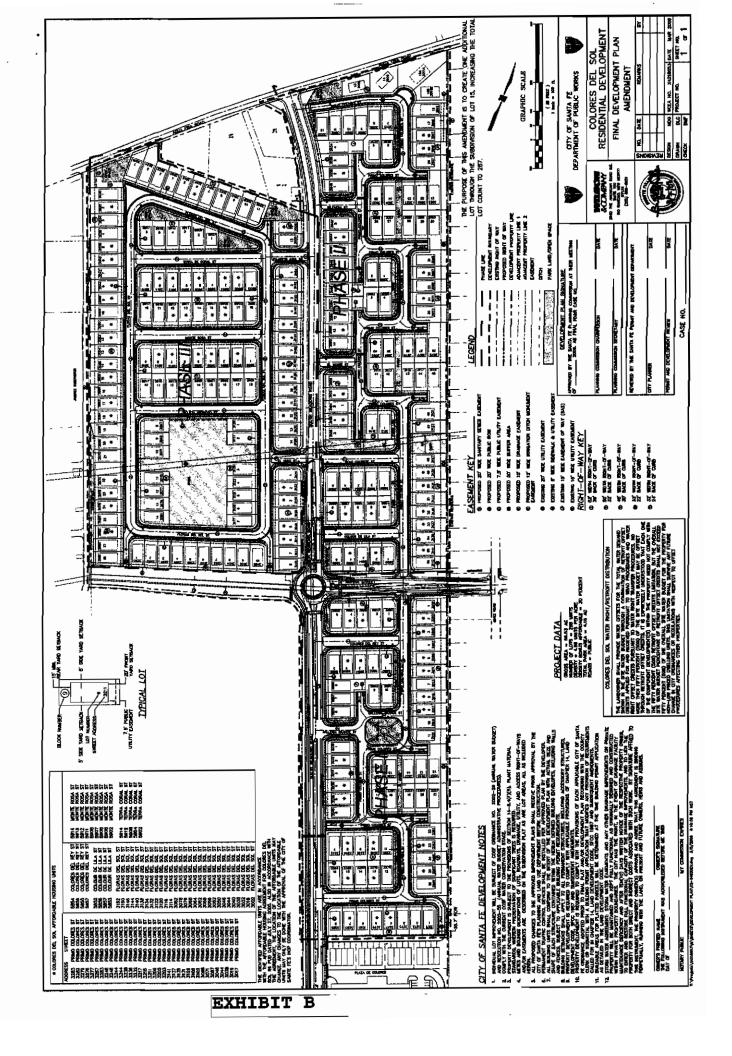


EXHIBIT C CONDITIONS OF APPROVAL ORDINANCE No. 2008-41

CASE #M 2008-08. COLORES DEL SOL PRELIMINARY DEVELOPMENT PLAN AMENDMENT.

- 1. Compliance with DRT comments and conditions including Office of Affordable Housing regarding Santa Fe Homes program.
- 2. The applicant shall amend the PUD development plan.
- Lot development will be subject to existing conditions and standards of the subdivision and PUD.
- 4. Centex remove the garbage and continue to remove the garbage and repair the fence on Ms. Trujillo's property.
- 5. Centex to build the masonry wall to a height of six feet. During the construction period Centex is going to be responsible for cleaning up all the stuff that accidentally falls over the wall in to the area.
- 6. Centex to facilitate a meeting between Branch and the neighbors to resolve the issue of the 5 feet, and to talk about the benefit of this transfer to the neighbors.