CITY of ALBUQUERQUE NINETEENTH COUNCIL

СО	UNCIL	BILL NO. R-10-103 ENACTMENT NO.
SPONSORED BY: Dan Lewis		
	1	RESOLUTION
	2	APPROVING AN EXTENSION UNTIL APRIL 1, 2011 OF A SUBDIVISION
	3	MPROVEMENTS AGREEMENT FOR THE COMPLETION OF
	4	NFRASTRUCTURE, INCLUDING APPROXIMATELY 800 FEET OF UNSER
	5	BOULEVARD.
	6	WHEREAS, under the City's Subdivision Ordinance §14-14-5-3(C)(4) ROA
	7	1994, the City requires City Council approval of an extension of a Subdivision
	8	mprovements Agreement (SIA) that results in an extension of 12 months or
	9	onger and involves more than 750 linear feet of principal arterial paving; and
	10	WHEREAS, AmGo Properties LLC (AmGo) is currently required to
o l	11	construct infrastructure, including approximately 800 linear feet of Unser
<u>ıterları</u> - New ırial] - Deletion	12	Boulevard, a principal arterial road, in connection with the development of the
		Sundance Estates Subdivision pursuant to a SIA with the City; and
	14	WHEREAS, AmGo has requested an extension of the SIA; and
Mate	15	WHEREAS, the original SIA with AmGo was entered into on June 23, 2006
9 6	16	and the Development Review Board has approved two SIA extensions; and
Dracketed/Underscored Material Bracketed/Strikethrough Material	17	WHEREAS, the Development Review Board, after a full hearing on the
	18	request for extension that is the subject of this Resolution, found that:
		1) The Department of Municipal Development has reviewed and agrees to
	20	the extension with conditions;
	21	2) The City's Air Quality Division has reviewed the request;
	22	3) The extension would not be injurious to the public safety, health or
	23	welfare, nor to adjacent property, the neighborhood or the community; and
	24	4) The extension would not hinder or conflict with future planning or

policies, but rather would allow AmGo to coordinate the construction of this

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- 1 roadway improvement with a City project for the adjacent southern connection
- 2 to Unser Boulevard.
- 3 WHEREAS, the Development Review Board recommends that an extension
- 4 be granted for compliance with the SIA requirements until April 1, 2011.
- BE IT RESOLVED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY OF 5
- 6 **ALBUQUERQUE:**
- 7 Section 1. The Council finds that:
- 8 (A) AmGo requested an extension of the SIA required for the development 9 of the Sundance Estates Subdivision which includes, among other 10 infrastructure requirements, the construction of approximately 800 linear feet 11 of principal arterial paving, and results in a cumulative extension of a period 12 longer than 12 months.
 - (B) The extension to April 1, 2011 will not be injurious to the public safety, health or welfare, or to adjacent property, the neighborhood or the community, because this portion of Unser Boulevard will not be open to the public until a connection to the south is completed by the City's Department of Municipal Development.
 - (C) The extension will not conflict significantly with the goals and provisions of any City, County or AMAFCA plan or policy, applicable zoning, or other City ordinances, because this extension will coincide with the City's Department of Municipal Development construction schedule for this portion of Unser Boulevard.
 - (D) The extension will not hinder future planning, public right-of-way acquisition, or the financing of public infrastructure improvements, because the right-of-way for this portion of Unser Boulevard has been acquired; the cost of the construction shall be the responsibility of AmGo; and Unser Boulevard is planned and identified on the City's Long Range Roadway Systems Map.
 - Section 2. Pursuant to § 14-14-5-3(C)(4) ROA 1994, the City Council hereby approves an extension until April 1, 2011 for AmGo to comply with the requirements to construct infrastructure in connection with the Sundance Estates Subdivision as provided for in the SIA for the subdivision, including the construction of Unser Boulevard, subject to the following conditions: