

CITY of ALBUQUERQUE

TWENTY THIRD COUNCIL

COUNCIL BILL NO. R-19-173 ENACTMENT NO. 3-2019-067

SPONSORED BY: Cynthia D. Borrego

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RESOLUTION

2 AMENDING THE CITY OF ALBUQUERQUE COMPONENT CAPITAL
3 IMPLEMENTATION PROGRAM TO INCLUDE A ROADWAY FACILITIES
4 PROJECT, PASEO DEL NORTE WIDENING (IV)-UNIVERSE TO THE WESTERN
5 CITY LIMITS.

6 WHEREAS, the City Council adopted §14-19 ROA 1994, the Impact Fee
7 Ordinance with the following findings:

1. That the City is committed to funding the provision of capital facilities necessary to cure any deficiencies that may exist in already developed areas of the City,
2. An impact fee study commissioned by the City Council to develop land use assumptions and guide the establishment of impact fees determined that new development will continue and will place increasing demands on the City to provide additional capital improvements, and
3. That impact fees provide a reasonable method of assessing a new development for a portion of the costs for new capital facilities and improvements to existing facilities that in accordance with applicable law are rationally related to the new development; and

20 WHEREAS, §14-19-19 ROA 1994, establishes one road impact fee service area, encompassing all of the land within the City limits with the exclusion of the area within Mesa Del Sol; and

23 WHEREAS, §14-19-13 ROA 1994, adopts recommendations and the impact fee schedule established through the September 13th 2012 Impact Fee Study that:

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1 1. Restricts road impact fees to cover only the cost of capacity
2 expansions to City-maintained arterial streets,
3 2. Establishes a consumption-based impact fee system where roadway
4 impact fees are founded on an average cost for providing new
5 roadway capacity and improving existing facilities,
6 3. Derives the impact fee schedule for roadways that are eligible to
7 receive impact fees using an average cost model; a model type that
8 can be amended without affecting the basis for the impact fee
9 calculation; and

10 WHEREAS, §14-19-7 (B) ROA 1994, adopts land use assumptions

11 presented in the September 13th 2012 Impact Fee Study that are;

12 1. Applicable throughout the full impact fee service area,
13 2. Consistent with the principles set forth in §14-13-2-3 ROA 1994 “The
14 Planned Growth Strategy”,
15 3. Derived from calculations created from data bases developed by the
16 Mid Region Council of Governments that report trends within the
17 City Albuquerque for population and employment growth, and
18 estimates for building square footage for single family and multi-
19 family housing and non-residential structures; and

20 WHEREAS, the State of New Mexico “Development Fees Act” limits the
21 assignment of impact fees to capital improvements or facility expansions
22 identified in a capital improvements plan. The City to comply with the
23 Development Impact Fees Act has adopted the Component Capital
24 Improvements Plan (CCIP) for impact fees as part of the Capital
25 Implementation Program-Decade Plan; and

26 WHEREAS, the Albuquerque City Engineer has determined that widening
27 Paseo Del Norte from Universe Boulevard to the Western City Limit, is a
28 growth related project that meets the intent of §14-19 ROA 1994, the Impact
29 Fee Ordinance and therefore should be included as a Roadway Facilities
30 Project in the Component Capital Improvement Plan as a logical and
31 necessary extension of the CCIP Projects on Paseo Del Norte; and

32 WHEREAS, RESPEC Engineering by commission of the City Engineer
33 completed an engineering cost estimate of \$20,917,753.03 to widen Paseo Del

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1 **Norte to its full build out from Universe Boulevard to the Western City Limit;**
2 **and**
3 **WHEREAS, the use of impact fees to fund the widening of Paseo Del Norte**
4 **from Universe Boulevard to the Western City Limit will be one of multiple**
5 **sources that will fund the construction of the project.**

6 **BE IT RESOLVED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY OF**
7 **ALBUQUERQUE:**

8 **Section 1. That an Engineering Cost Study, (Attachment 1 to this**
9 **Resolution), for the construction of Paseo Del Norte to its full planned cross-**
10 **section, from Universe Boulevard to the Western City Limit has been**
11 **completed by RESPEC and accepted by the City Engineer of the City of**
12 **Albuquerque.**

13 **Section 2. That the following new project is added to the list of Roadway**
14 **Facilities Projects in the Component Capital Implementation Plan.**

15 **Project Description**

16 **Paseo Del Norte Widening (IV)-Universe Boulevard to Western City Limit**

17 **Cost Estimate**

18 **\$20,917,753.03**

19 **Section 3. That the table included as Attachment 2 be adopted as the**
20 **updated Component Capital Improvements Plan (CCIP) for the period 2012-**
21 **2022.**

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1 PASSED AND ADOPTED THIS 4th DAY OF September, 2019
2 BY A VOTE OF: 8 FOR 0 AGAINST.

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Excused: Harris

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Klarissa J. Peña, President

City Council

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13 APPROVED THIS 23 DAY OF September, 2019

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16 Bill No. R-19-173

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Timothy M. Keller

City of Albuquerque

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ATTEST:

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Katy Duhigg, City Clerk

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