

CITY of ALBUQUERQUE

TWENTY SIXTH COUNCIL

COUNCIL BILL NO. R-25-187 ENACTMENT NO. _____

SPONSORED BY: Klarissa Peña

BlueLine Version

1 RESOLUTION
2 AMENDING THE CITY OF ALBUQUERQUE COMPONENT CAPITAL
3 IMPLEMENTATION PROGRAM TO INCLUDE A ROADWAY FACILITIES
4 PROJECT, UNSER BOULEVARD BETWEEN ANDERSON HILLS ROAD AND
5 BLAKE ROAD.

6 WHEREAS, Chapter 5 Article 8 Section 3 the “Development Fees Act” of
7 the New Mexico Annotated Code authorizes local governments to adopt
8 impact fee ordinances to collect impact fees based on land use assumptions
9 and capital improvements plans. The fees are collected from private
10 development projects so as to fund community infrastructure form which a
11 project will benefit; and

12 WHEREAS, Chapter 5 Article 8 Section 4 of the State Code requires the
13 assignment of impact fees only to capital improvements or facility expansions
14 identified in a capital improvements plan; and

15 WHEREAS, Chapter 5 Article 8 Section 30 of the Development Fees Act
16 authorizes local governments to periodically to update the land use
17 assumptions and capital improvement plans; and

18 WHEREAS, the City Council adopted § 14-19 ROA 1995, the Impact Fee
19 Ordinance with the following findings:

20 1. The City is committed to funding the provision of capital facilities
21 necessary to cure infrastructure deficiencies that exist in developed areas of
22 the City.

23 2. An impact fee study commissioned by the City Council to develop
24 land use assumptions and guide the establishment of impact fees determined
25 that new development would continue and will place increasing demands on
26 the City to provide additional capital improvements.

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1 3. Impact fees provide a reasonable method of assessing a new
2 development for a portion of the costs for new capital facilities and
3 improvements to existing facilities that in accordance with applicable law are
4 rationally related to the new development and are growth related projects.

5 WHEREAS, § 14-19-7 (B) ROA 1994, adopts land use assumptions
6 presented in the September 13th, 2012, Impact Fee Study that are:

- 7 1. Applicable throughout the full impact fee service areas.
- 8 2. Consistent with the principles set forth in § 14-13-2-3 ROA 1994 “
9 The Planned Growth Strategy”.
- 10 3. Derived from calculations created from databases developed by
11 the Mid Region Council of Governments that report trends within the City of
12 Albuquerque for population and employment growth and estimates for
13 building square footage for single family and multi-family housing and non-
14 residential structures.

15 WHEREAS, The City to comply with the Development Impact Fees Act has
16 adopted, § 14-19-8 (D) ROA 1994 the Component Capital Improvements Plan
17 (CCIP) for impact fees as part of the Capital Implementation program-Decade
18 Plan; and

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

- 22 1. Establishes a consumption-based impact fee system where
23 roadway impact fees are founded on an average cost for providing new
24 roadway capacity and improving existing facilities.
- 25 2. Derives the impact fee schedule for a roadway eligible to
26 receive impact fees using an average cost model; a model type that can be
27 amended without affecting the basis for the impact fee calculation.

28 WHEREAS, § 14-19-3 ROA 1994 provides that projects identified in the
29 Capital Component Improvement Plan are restricted to those that support
30 growth; and

31 WHEREAS, the Albuquerque City Engineer has determined that
32 improvements on Unser Boulevard between Anderson Hill Road and 400 feet
33 south of Blake Road is a growth related project, due to the development of

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1 single family housing abutting the west side of that segment of Unser
2 Boulevard. The project fulfills the intent of, the Impact Fee Ordinance and
3 therefore should be included as a Roadway Facilities Project in the
4 Component Capital Improvement Plan; and

5 WHEREAS, Titan Development, the developer of the single family housing
6 project, commissioned Bohannan Huston Engineering to prepare an
7 engineering cost estimate to provide capacity and traffic safety improvements
8 on Unser Boulevard between Anderson Hills Road and 400 feet south of Blake
9 Road. The engineering study estimated the project cost at \$1,738,393.42.

10 BE IT RESOLVED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY OF
11 ALBUQUERQUE:

12 Section 1. The City Council accepts an engineering cost study
13 (Attachment 1 to this Resolution), for capacity and traffic safety improvements
14 on Unser Boulevard between Anderson Hills Road and 400 feet south of Blake
15 Road completed by Bohannan Huston and accepted by the City Engineer of
16 the City of Albuquerque.

17 Section 2. The following new project is included on the list of Roadway
18 Facilities Projects in the Component Capital Implementation Plan.

19 Project Description

20 Unser Boulevard between Anderson Hills Road and Blake Road

21 Cost Estimate

22 \$1,738,393.42

23 Section 3. The City Council adopts Attachment 2 to this Resolution as the
24 Updated Component Capital Improvements Plan (CCIP) for the period 2012-
25 [\[2022\]](#) [\[2025\]](#).

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