

[Bracketed/Underscored Material] - New
[Bracketed/Strikethrough Material] - Deletion

1 SECTION 1. Amend the 3-6(J)(2) and 3-6(J)(3)(b) in the CPO-9 in the IDO as
2 follows:

3 3-4(J)(2) Site and Setback Standards

4 Lot size, width, usable open space, and setbacks shall be provided according
5 to the applicable standards in Section 14-16-5-1 (Dimensional Standards), with
6 the exception of the following:

7 3-4(J)(2)(a) [~~Front~~] [~~Any~~] setback [from a lot line abutting 4th Street],
8 minimum: 10 feet.

9 3-4(J)(2)(b) [~~Front~~] [~~Any~~] setback [from a lot line abutting 4th Street],
10 maximum: 15 feet.

11 3-6(E)(3) Building and Structure Height

12 The following standards apply in the Height Restrictions Sub-area shown in
13 the map above. [In mixed-use and non-residential zone districts, where the
14 height-restriction sub-area crosses a lot line, only the portion of the lot within
15 the sub-area boundary is subject to these standards.]

16 SECTION 2. SEVERABILITY CLAUSE. If any section, paragraph, sentence,
17 clause, word or phrase of this ordinance is for any reason held to be invalid or
18 unenforceable by any court of competent jurisdiction, such decision shall not
19 affect the validity of the remaining provisions of this ordinance. The Council
20 hereby declares that it would have passed this ordinance and each section,
21 paragraph, sentence, clause, word or phrase thereof irrespective of any
22 provision being declared unconstitutional or otherwise invalid.

23 SECTION 3. COMPILATION. Sections 1 of this ordinance shall be
24 incorporated in and made part of the Revised Ordinances of Albuquerque,
25 New Mexico, 1994.

26 SECTION 4. EFFECTIVE DATE. This ordinance takes shall take effect after
27 publication by title and general summary upon the sooner of the effective date
28 of the 2022 IDO Annual Update or January 31st, 2024.

29
30
31
32
33