

# CITY of ALBUQUERQUE

## TWENTY SIXTH COUNCIL

COUNCIL BILL NO. R-24-27 ENACTMENT NO. \_\_\_\_\_

SPONSORED BY: Tammy Fiebelkorn and Renée Grout, by request

1 RESOLUTION

2 ADOPTING AN UPDATED ALBUQUERQUE/BERNALILLO COUNTY  
3 COMPREHENSIVE PLAN.

4 WHEREAS, the City Council, the Governing Body of the City of  
5 Albuquerque, has the authority to amend and adopt the Comprehensive Plan  
6 as authorized by State statute, Section 3-19-9, NMSA 1970, and by its home  
7 rule powers established by the New Mexico State Constitution; and

8 WHEREAS, the City's planning and zoning powers are established by the  
9 City charter, in which: Article I, Incorporation and Powers, allows the City to  
10 adopt new regulatory structures and processes and implement the  
11 Albuquerque/Bernalillo County Comprehensive Plan ("Comp Plan") guiding  
12 future legislation; Article IX, Environmental Protection, empowers the City to  
13 adopt regulations and procedures to protect and preserve environmental  
14 features such as water, air and other natural endowments, ensure the proper  
15 use and development of land, and promote and maintain an aesthetic and  
16 humane urban environment; and Article XVII, Planning, establishes the City  
17 Council as the City's ultimate planning and zoning authority, including  
18 adoption of the Comp Plan; and

19 WHEREAS, the Comp Plan is the Rank 1 Plan for the physical development  
20 and conservation of areas within the City of Albuquerque and unincorporated  
21 Bernalillo County, which sets out the context, goals and policies, monitoring  
22 and implementation, and supporting information to further its vision and  
23 purpose; and

24 WHEREAS, the City Council adopted an update to the  
25 Albuquerque/Bernalillo County Comprehensive Plan in 2017 via R-16-108  
26 (Enactment No. R-2017-026); and

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1 WHEREAS, the City Council directed the City to update the  
2 Albuquerque/Bernalillo County Comprehensive Plan in August 2022 via R-22-  
3 42 (Enactment No. R-2022-061); and

4 WHEREAS, the proposed update to the Comp Plan incorporates visions,  
5 goals, and policies from other City plans and reports completed since the last  
6 update to the Comp Plan in 2017, including the Age-Friendly Action Plan (R-  
7 21-221, Enactment No. R-2022-008), the Climate Action Plan (EC-21-378), the  
8 Vision Zero Year-in-Review and Prioritization report (EC-23-376), and  
9 Community Planning Area Assessment Reports (R-22-42); and

10 WHEREAS, the update to the Comp Plan adds language for clarity, updates  
11 narratives for consistency with current programs and practices, and updates  
12 maps and graphics to reflect current conditions in the City; and

13 WHEREAS, the update to the Comp Plan tracks progress toward  
14 implementing Comp Plan policies by updating the Implementation Policy  
15 Action Matrix to provide greater transparency and accountability for  
16 responsible departments; and

17 WHEREAS, an update of the Comp Plan provides an opportunity to apply  
18 best practices for land use, transportation, and preservation and strategies for  
19 regional, interagency transportation and land-use planning; and

20 WHEREAS, an update of the Comp Plan helps protect the public health,  
21 safety, and welfare; and

22 WHEREAS, an update to the Comp Plan provides an opportunity to foster  
23 increased collaboration and coordination between City of Albuquerque  
24 departments and partnering agencies by tracking progress toward regional  
25 goals and policies for healthy growth, efficient transportation, infrastructure  
26 needs, and development to reflect new market demands, diversify and bolster  
27 the economy, better serve all constituents, support efforts to grow and  
28 develop in sustainable ways, respect and preserve natural and cultural  
29 resources, and improve the quality of life for all residents; and

30 WHEREAS, the Integrated Development Ordinance requires a  
31 Comprehensive Plan Amendment to be reviewed and recommended by the  
32 Environmental Planning Commission and decided as a legislative action by  
33 City Council [§14-16-6-7(A)(2)(c)]; and

1 WHEREAS, the City provided all required notice for a Comprehensive Plan  
2 Amendment, including publishing a legal ad in the Albuquerque Journal,  
3 emailing two representatives of each neighborhood organization registered  
4 with the Office of Neighborhood Coordination (ONC), and posting notice on  
5 the Planning Department website; and

6 WHEREAS, the City provided additional notice on a project webpage and  
7 emails to approximately 9,500 subscribers on January 10, 2023; and

8 WHEREAS, though a Pre-submittal Neighborhood Meeting is not required  
9 for a Comprehensive Plan Amendment, Council staff held six (6) public review  
10 meetings in October and November 2023 to present and discuss the proposed  
11 changes to the Comp Plan, respond to questions, and gather feedback; and

12 WHEREAS, the City advertised the public review meetings through multiple  
13 social media posts; and

14 WHEREAS, the EPC held a public hearing on January 18, 2024 and found  
15 that the proposed amendments satisfy the review and decision criteria for an  
16 Amendment of Comprehensive Plan in IDO §14-16-6-7(A)(3) and forwarded to  
17 the City Council a recommendation of approval, subject to findings and  
18 recommended conditions that are in the record as the Notice of Decision; and

19 WHEREAS, Council staff has incorporated the proposed updates to the  
20 Comp Plan along with the EPC recommended conditions of approval into a  
21 redline draft for review by City Council.

22 BE IT RESOLVED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY OF  
23 ALBUQUERQUE:

24 SECTION 1. The Albuquerque/Bernalillo County Comprehensive Plan is  
25 amended as shown in Exhibit 1 (EPC Redline Draft) as recommended by the  
26 EPC, except as modified by amendments adopted subsequently in Section 2  
27 and/or Section 3 below.

28 SECTION 2. The Albuquerque/Bernalillo County Comprehensive Plan is  
29 amended from Exhibit 1 (EPC Redline Draft) by Committee Amendments  
30 approved by the City Council's Land Use, Planning, and Zoning (LUPZ)  
31 Committee, as shown in Exhibit 2 (LUPZ Committee Amendments).

32 SECTION 3. The Albuquerque/Bernalillo County Comprehensive Plan is  
33 amended from Exhibit 1 (EPC Redline Draft) and/or from Exhibit 2 (LUPZ

Committee Amendments), as relevant, by Floor Amendments approved by the City Council, as shown in Exhibit 3 (Council Floor Amendments).

**SECTION 4. SEVERABILITY CLAUSE.** If any section, paragraph, sentence, clause, word or phrase of this resolution is for any reason held to be invalid or unenforceable by any court of competent jurisdiction, such decision shall not affect the validity of the remaining provisions of this resolution. The Council hereby declares that it would have passed this resolution and each section, paragraph, sentence, clause, word, or phrase thereof irrespective of any provisions being declared unconstitutional or otherwise invalid.

**SECTION 5. COMPILATION.** This resolution shall be incorporated in and made part of Chapter 1, Article 2, Section 1, the Code of Resolutions of Albuquerque, New Mexico, 1994.

**SECTION 6. EFFECTIVE DATE AND PUBLICATION.** This legislation shall take effect one month after publication by title and general summary.

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