CITY of ALBUQUERQUE TWENTY THIRD COUNCIL

COUNCIL BILL NO. <u>R-19-191</u> ENACTMENT NO.

SPONSORED BY: Isaac Benton & Klarissa Peña, by request

1RESOLUTION2ESTABLISHING A PROCESS FOR THE CITY COUNCIL TO CONSIDER

3 REENACTMENT OF THE SECTOR DEVELOPMENT PLANS LISTED IN

4 APPENDIX D OF THE COMPREHENSIVE PLAN, INCLUDING THE

5 REGULATORY ASPECTS OF THE PLANS

6 WHEREAS, the City Council rescinded all Sector Development Plans as of 7 May 18, 2018 when the Integrated development Ordinance ("IDO") became 8 effective; and

9 WHEREAS, the City Council adopted an updated Albuquerque-Bernalillo
10 County Comprehensive Plan ("ABC Comp Plan") on March 20, 2017 via R-1611 108 (Enactment No. R-2017-026), including updated policies carried over from
12 adopted Rank 3 Sector Development Plans; and

WHEREAS, the 2017 Albuquerque Bernalillo County Comprehensive Plan ("ABC Comp Plan") as adopted by the City continues to include Sector Development Plans adopted as of March 2017 in its Appendix 'D' so that they can be used as informational, reference documents for relevant sub-areas, especially in creating and/or amending Community Planning Area ("CPA") assessments in the future; and

WHEREAS, the rescinded Sector Development Plans were foundational in the development of the updated ABC Comp Plan and the IDO, and the IDO was packaged as by and large including and exceeding community safeguards and protections of various sector plans; and

WHEREAS, some impacted property owners and community members
believe that provisions from the rescinded Sector Development Plans were not
fully incorporated into the IDO.; and

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

Section 1. Enactment of Sector Development Plans. The City Planning
Department shall accept petitions from any interested person or organization
requesting that the rescinded Sector Development Plan affecting their specific
property or, in the case of a neighborhood association, homeowner's
association, or similar community organization the property of one or more of
its members, be considered for re-adoption. In facilitating this process, the
Planning Department shall:

A. Continue to publish and maintain the list of rescinded Sector
Development Plans referenced in Appendix 'D' of the ABC Comp Plan;

B. Within thirty days of the enactment of this resolution, develop a petition form addressing all relevant information to be completed for purpose of requesting consideration under this process, and upon completion of the form, the Planning Department shall include the form on its website and otherwise distribute it to the public as appropriate;

17 C. Petitions must be completed and returned to the Planning 18 Department within 30 days of the date the form is initially made available to 19 the public. The Planning Department shall identify the specific deadline for 20 completion and submission of the form to the Planning Department, and 21 publicize this date on its website and through other informational avenues as 22 appropriate;

D. Upon the close of the deadline for completion referenced in subparagraph 'C' above, the Planning Department shall evaluate each petition and process the requests for final consideration pursuant to IDO Section 14-16-6-7(D), (F) or (G), prescribing the process for text amendments, small map amendments, and large map amendments respectively, as appropriate under the circumstances.

29 Section 2. SEVERABILITY CLAUSE. If any section, paragraph, sentence, 30 clause, word or phrase of this resolution is for any reason held to be invalid or 31 unenforceable by any court of competent jurisdiction, such decision shall not 32 affect the validity of the remaining provisions of this resolution. The Council 33 hereby declares that it would have passed this resolution and each section,

	1	paragraph, sentence, clause, word or phrase thereof irrespective of any
	2	provisions being declared unconstitutional or otherwise invalid.
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