

CITY of ALBUQUERQUE TWENTY THIRD COUNCIL

COUNCIL BILL NO. R-19-204 ENACTMENT NO. _____

SPONSORED BY: Brad Winter, Klarissa J. Peña

1 RESOLUTION

2 ESTABLISHING A PROCESS FOR CONDUCTING A SERIES OF COMMUNITY
3 MEETINGS AND REPORT TO CONSIDER PREVIOUS SECTOR DEVELOPMENT
4 PLAN PROTECTIONS AND THE LAND USE AND ZONING APPEAL PROCESS.

5 WHEREAS, the City Council adopted the Integrated Development
6 Ordinance (“IDO”) on November 13, 2017, and the IDO became effective on
7 May 18, 2018; and

8 WHEREAS, the City Council rescinded all Sector Development Plans as of
9 May 18, 2018 when the IDO became effective; and

10 WHEREAS, the IDO contains a built-in update process through the Annual
11 Updates to the IDO (Section 14-16-6-3(D)) that requires the Planning
12 Department to prepare and submit amendments to the text of the IDO once
13 every calendar year; and

14 WHEREAS, the City Council adopted an updated Albuquerque-Bernalillo
15 County Comprehensive Plan (“ABC Comp Plan”) on March 20, 2017 via R-16-
16 108 (Enactment No. R-2017-026), including updated policies carried over from
17 adopted Rank 3 Sector Development Plans; and

18 WHEREAS, the 2017 ABC Comp Plan implements policies that transition
19 from the old system of sector planning to a 5-year planning cycle that focuses
20 on each of 12 Community Planning Areas in order to provide opportunities for
21 every area of the city to benefit from area-specific long-range planning,
22 including regular and ongoing opportunities for stakeholder engagement and
23 analysis by staff of trends, performance measures, and progress toward
24 implementation actions in the ABC Comp Plan; and

25 WHEREAS, the IDO implements this new proactive approach to long-range
26 planning by committing the City to a proactive, equitable system of

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1 assessments (§14-16-5-3.3) done every five years with residents and
2 stakeholders in each of the 12 Community Planning Areas established by the
3 ABC Comp Plan; and

4 WHEREAS, past area-specific planning processes offered ways to support
5 and preserve the City’s historic communities, and as the City moves forward
6 with the IDO and updated ABC Comp Plan, the City must continue to preserve
7 and enhance these communities through community-based planning
8 processes that provide for greater self-determination and that recognize the
9 importance of these areas to the City’s history, culture, and future
10 advancement; and

11 WHEREAS, the previous Sector Development Plans were foundational in
12 the development of the updated ABC Comp Plan and the IDO, and the IDO
13 generally includes, and in some cases exceeds, the community safeguards
14 and protections of the various Sector Development Plans, however it has been
15 the experience of some impacted property owners and community members
16 that some protective provisions of the previous Sector Development Plans
17 were not fully incorporated into the IDO; and

18 WHEREAS, the community is concerned that under the IDO the land use
19 and zoning appeal process has changed; and

20 WHEREAS, conducting a process independent of the 2019 IDO Annual
21 Update and independent of the Community Planning Area (CPA) process will
22 provide stakeholders additional opportunities to provide input on how to
23 improve the IDO and the ABC Comp Plan.

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

26 Section 1. Community Meetings. The Planning Department in
27 coordination with City Council staff shall hold a series of advertised
28 community meetings to discuss the previous Sector Development Plan
29 protections and the land use and zoning appeal process. These meetings are
30 to be facilitated by a third-party consultant. A minimum of five public meetings
31 will be held (one per quadrant of the City).

32 Section 2. Report. Subsequent to the meetings, the third-party facilitator
33 shall provide a report that includes a summary of the meetings, the discussion

1 at each meeting, and any findings and recommendations. The facilitator shall
2 provide this report to the City Council by no later than March 31st, 2020. The
3 report shall be made available to all Councilors, the Mayor, the Planning
4 Department, and the public. The findings of the report may be used by the City
5 Council and/or the Planning Department to inform future IDO Annual Updates
6 and the CPA process. Any recommendations that result in amendment(s) to
7 the IDO and/or ABC Comp Plan resulting from this process shall be submitted
8 as prescribed by the IDO.

9 Section 3. SEVERABILITY CLAUSE. If any section, paragraph, sentence,
10 clause, word or phrase of this resolution is for any reason held to be invalid or
11 unenforceable by any court of competent jurisdiction, such decision shall not
12 affect the validity of the remaining provisions of this resolution. The Council
13 hereby declares that it would have passed this resolution and each section,
14 paragraph, sentence, clause, word or phrase thereof irrespective of any
15 provisions being declared unconstitutional or otherwise invalid.

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