



Legislation Details (With Text)

File #: O-18-11
Type: Ordinance **Status:** Enacted and Published
File created: 3/5/2018 **In control:** City Council
Final action:
Enactment date: 4/20/2018 **Enactment #:** O-2018-009
Title: Adopting Amendments To The Integrated Development Ordinance (IDO) And Repealing Or Rescinding Sections Of The Code Of Ordinances That Have Been Integrated Into The IDO (Benton, Jones)

Sponsors:

Indexes:

Code sections:

Attachments: 1. O-11.pdf, 2. O-11 Exhibit A and Exhibits 1 through 5.pdf, 3. O-11Enacted

Date	Ver.	Action By	Action	Result
4/20/2018	2	City Clerk	Published	
4/19/2018	2	Mayor	Not Signed by the Mayor	
4/10/2018	1	City Council	Sent to Mayor for Signature	
4/2/2018	1	City Council	Amended	Pass
4/2/2018	1	City Council	Amended	Pass
4/2/2018	1	City Council	Amended	Pass
4/2/2018	1	City Council	Amended	Pass
4/2/2018	1	City Council	Amended	Pass
4/2/2018	1	City Council	Amended	Pass
4/2/2018	1	City Council	Amended	Pass
4/2/2018	1	City Council	Amended	Pass
4/2/2018	1	City Council	Amended	Pass
4/2/2018	1	City Council	Amended	Pass
4/2/2018	1	City Council	Amended	Pass
4/2/2018	1	City Council	Amended	Pass
4/2/2018	1	City Council	Amended	Pass
4/2/2018	1	City Council	Passed as Amended	Pass
4/2/2018	1	City Council	Amended	Pass
4/2/2018	1	City Council	Accepted Without Recommendation (Immediate Action)	
3/28/2018	1	Land Use, Planning, and Zoning Committee	Sent to Council Without Recommendation	Pass
3/28/2018	1	Land Use, Planning, and Zoning Committee	Sent to Council for Immediate Action	Pass

3/14/2018	1	Land Use, Planning, and Zoning Committee	Postponed	Pass
3/5/2018	1	City Council	Introduced and Referred	
3/5/2018	1	President	Referred	

CITY of ALBUQUERQUE

TWENTY THIRD COUNCIL

COUNCIL BILL NO. O-18-11 ENACTMENT NO. _____

SPONSORED BY: Isaac Benton and Trudy E. Jones

ORDINANCE

Adopting Amendments To The Integrated Development Ordinance (IDO) And Repealing Or Rescinding Sections Of The Code Of Ordinances That Have Been Integrated Into The IDO (Benton, Jones)

ADOPTING AMENDMENTS TO THE INTEGRATED DEVELOPMENT ORDINANCE (IDO) AND REPEALING OR RESCINDING SECTIONS OF THE CODE OF ORDINANCES THAT HAVE BEEN INTEGRATED INTO THE IDO.

WHEREAS, the City Council adopted the Integrated Development Ordinance (IDO) via O-17-49 on November 13, 2017; and

WHEREAS, section 52 of O-17-49 enacted a six-month delay of the IDO becoming effective, making the effective date of the document May 17, 2018; and

WHEREAS, section 52 of O-17-49 stated that amendments made to the IDO prior to May 17, 2018 may be heard directly by the full City Council or by a committee of the Council rather than first being referred to the Environmental Planning Commission; and

WHEREAS, from the time of adoption the City Planning Department staff and City Council staff has been reviewing the IDO with the public and City staff to identify errors or omissions in the text as it was adopted on November 13, 2017; and

WHEREAS, for purposes of this legislation, "Exhibit A" is the IDO as it was adopted by the City Council; and

WHEREAS, "Exhibit 1" to this ordinance contains a spreadsheet of amendments to Exhibit A that are technical in nature; and

WHEREAS, "Exhibit 2" to this ordinance contains amendments to Exhibit A related to

regulations in the EDo Character Protection Overlay (CPO) and the EDo Historic Protection Overlay (HPO); and

WHEREAS, “Exhibit 3” to this ordinance contains amendments to Exhibit A related to fees to add a fee sheet to the IDO where there would otherwise not be any information on fees related to planning and zoning requests; and

WHEREAS, “Exhibit 3” does not raise fees related to planning and zoning requests, but rather carries them over as they exist in the City’s Code of Ordinances today; and

WHEREAS, “Exhibit 3” outlines new fees related to processes in the IDO that did not exist in today’s zoning code, however these new fees were determined based upon similar fees associated with procedures from today’s zoning code; and

WHEREAS, “Exhibit 4” to this ordinance contains amendments to Exhibit A related to the City’s sign regulations; and

WHEREAS, “Exhibit 5” to this ordinance contains amendments to Exhibit A related to the City’s Front Yard Parking regulations; and

WHEREAS, the two sections the ordinance seeks to repeal have been incorporated into the IDO and therefor do not need to exist as standalone ordinances.

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

Section 1. The City hereby repeals ROA 1994 §13-11-6 STANDARDS for Methadone Clinics.

Section 2. The City hereby repeals ROA 1994 §9-15-5 STANDARDS for Syringe Exchange Facility Locations.

Section 3. The City hereby adopts the amendments to the Integrated Development Ordinance.

Section 4. SEVERABILITY CLAUSE. If any section, paragraph, sentence, clause, word or phrase of this ordinance 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 ordinance. The Council hereby declares that it would have passed this ordinance and each section, paragraph, sentence, clause, word or phrase thereof irrespective of any provisions being declared unconstitutional or otherwise invalid.

Section 5. COMPILATION. The amendments set forth in Sections 1 through 3 above shall amend, be incorporated in and made part of the Revised Ordinances of Albuquerque, New Mexico, 1994.

Section 6. EFFECTIVE DATE. This ordinance shall take effect five days after publication by title and general summary.

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