



City of Albuquerque

City of Albuquerque
Government Center
One Civic Plaza
Albuquerque, NM 87102

Legislation Details (With Text)

File #: O-13-63
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Final action: 4/21/2014
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Enactment #: O-2014-009
Title: Amending Chapter 14, Article 16, Part 4, Section 4(A)(2) ROA 1994 To Remove The Exception In The Appeals Process That Requires Zone Map Amendments To Be Heard Only By The City Council And Not By The Land Use Hearing Officer (Jones)

Sponsors:

Indexes:

Code sections:

Attachments: 1. O-63, 2. O-63 EPC Record, 3. O-63final, 4. O-63Enacted

Date	Ver.	Action By	Action	Result
5/2/2014	1	Mayor	Signed by the Mayor	
5/2/2014	1	City Clerk	Published	
4/28/2014	1	City Council	Sent to Mayor for Signature	
4/21/2014	1	City Council	Passed	Pass
4/7/2014	1	City Council	Postponed	Pass
3/17/2014	1	City Council	Accepted with a Recommendation Do Pass	
3/12/2014	1	Land Use, Planning, and Zoning Committee	Sent to Council with a recommendation of Do Pass	Pass
11/18/2013	1	President	Referred	
11/18/2013	1	City Council	Introduced and Referred	

CITY of ALBUQUERQUE TWENTIETH COUNCIL

COUNCIL BILL NO. O-13-63 ENACTMENT NO. _____

SPONSORED BY: Trudy E. Jones

ORDINANCE

Amending Chapter 14, Article 16, Part 4, Section 4(A)(2) ROA 1994 To Remove The Exception In The Appeals Process That Requires Zone Map Amendments To Be Heard Only By The City

Council And Not By The Land Use Hearing Officer (Jones)

AMENDING CHAPTER 14, ARTICLE 16, PART 4, SECTION 4(A)(2) ROA 1994 TO REMOVE THE EXCEPTION IN THE APPEALS PROCESS THAT REQUIRES ZONE MAP AMENDMENTS TO BE HEARD ONLY BY THE CITY COUNCIL AND NOT BY THE LAND USE HEARING OFFICER.

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

SECTION 1. Section 14-16-4-4(A)(2) ROA 1994 is amended as follows:

“(2) Appeal of the following actions is to the City Council through the Land Use Hearing Officer:

(a) Any action which is authorized by the Zoning Code and is made by the Planning Commission;

(b) Denial of an application for the HO Historic Overlay Zone or UCO Urban Conservation Overlay Zone by the Landmarks and Urban Conservation Commission;

(c) A decision on a special use permit by the Landmarks and Urban Conservation Commission;

(d) Appeals of a decision of the Board of Appeals; and

(e) Appeals of a decision of the Development Review Board.”

SECTION 2. 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 provision being declared unconstitutional or otherwise invalid.

SECTION 3. COMPILATION. The ordinance amendment prescribed by SECTION 1 shall be incorporated in and made part of the Revised Ordinances of Albuquerque, New Mexico, 1994.

SECTION 4. EFFECTIVE DATE. This ordinance shall take effect five days after publication by title and general summary.

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