



PROGRAM TO INCLUDE A ROADWAY FACILITIES PROJECT, VENTURA STREET AND HOLLY AVENUE TRAFFIC CIRCLE.

WHEREAS, the City Council adopted §14-19 ROA 1994, the Impact Fee Ordinance with the following findings:

1. That the City is committed to funding the provision of capital facilities necessary to cure any deficiencies that may exist in already developed areas of the City,
2. An impact fee study commissioned by the City Council to develop land use assumptions and guide the establishment of impact fees determined that new development will continue and will place increasing demands on the City to provide additional capital improvements,
3. That impact fees provide a reasonable method of assessing a new development for a portion of the costs for new capital facilities and improvements to existing facilities that in accordance with applicable law are rationally related to the new development; and

WHEREAS, §14-19-19 ROA 1994, establishes one road impact fee service area, encompassing all of the land within the City limits with the exclusion of the area within Mesa Del Sol; and

WHEREAS, §14-19-13 ROA 1994 adopts recommendations and the impact fee schedule established through the September 13<sup>th</sup> 2012 Impact Fee Study that:

1. Restricts road impact fees to cover only the cost of capacity expansions to City-maintained arterial streets,
2. Establishes a consumption-based impact fee system where roadway impact fees are founded on an average cost for providing new roadway capacity and improving existing facilities,
3. Derives the impact fee schedule for roadways that are eligible to receive impact fees using an average cost model; a model type that can be amended without affecting the basis for the impact fee calculation; and

WHEREAS, §14-19-7 (B) ROA 1994, adopts land use assumptions presented in the September 13<sup>th</sup> 2012 Impact Fee Study that are:

1. Applicable throughout the full impact fee service area,
2. Consistent with the principles set forth in §14-13-2-3 ROA 1994 “The Planned Growth Strategy”,

3. Derived from calculations created from data bases developed by the Mid Region Council of Governments that report trends within the City of Albuquerque for population and employment growth, and estimates for building square footage for single family and multi-family housing and non-residential structures; and

WHEREAS, the State of New Mexico “Development Fees Act” limits the assignment of impact fees to capital improvements or facility expansions identified in a capital improvements plan. The City to comply with the Development Impact Fees Act has adopted the Component Capital Improvements Plan (CCIP) for impact fees as part of the Capital Implementation Program-Decade Plan; and

WHEREAS, the Albuquerque City Engineer has determined that improvements at the intersection of Ventura Street and Holly Avenue, is a growth-related project, due to the development of commercial and multifamily housing projects adjoining the roadway. The project fulfills the intent of §14-19 ROA 1994, the Impact Fee Ordinance and therefore should be included as a Roadway Facilities Project in the Component Capital Improvement Plan; and

WHEREAS, RESPEC Engineering by commission of the City Engineer completed an engineering cost estimate of \$727,655.33 to provide capacity and traffic safety improvements at the intersection of Ventura Street and Holly Avenue; and

WHEREAS, the use of impact fees to fund the capacity and traffic safety improvements at the intersection of Ventura Street and Holly Avenue will be one of multiple sources that will fund the construction of the project.

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

Section 1. An Engineering Cost Study, (Attachment 1 to this Resolution), for capacity and traffic safety improvements at the intersection of Ventura Street and Holly Avenue has been completed by RESPEC and accepted by the City Engineer of the City of Albuquerque.

Section 2. The following new project is included on the list of Roadway Facilities Projects in the Component Capital Implementation Plan.

Project Description

Ventura Street at Holly Avenue Traffic Circle

Cost Estimate

\$727,655.33

Section 3. The City Council adopts Attachment 2 to this Resolution as the updated Component Capital Improvements Plan (CCIP) for the period 2012-2022.

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