



# City of Albuquerque

Albuquerque/Bernalillo  
County  
Government Center  
One Civic Plaza  
Albuquerque, NM 87102

## Legislation Details (With Text)

**File #:** EC-21-399  
**Type:** Executive Communication      **Status:** Approved  
**File created:** 8/2/2021      **In control:** City Council  
**Final action:** 9/8/2021

**Enactment date:**      **Enactment #:**

**Title:** Freeman Avenue Right of Way Vacation - Project# PR-2020-004812, SD-2020-00220, Tim Nisly requests Vacation of Public Right-of-Way for all or a portion of the alley adjacent to Lot 12, Block 6 Belmont Place Lot 12 & 13 & 14, located south of Freeman Avenue between 5th St and 6th St, containing approximately .03 acre(s). (G-14)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. EC-399

Date	Ver.	Action By	Action	Result
9/8/2021	1	City Council	Approved	Pass
8/16/2021	1	City Council	Motion	
8/16/2021	1	City Council	Postponed	Pass
8/2/2021	1	President	To be heard at the Council Meeting	
8/2/2021	1	City Council	Received	



**INTER-OFFICE MEMORANDUM      March 3, 2021**

**TO:** Cynthia Borrego President, City Council

**FROM:** Tim Keller, Mayor

**Subject:**  
Freeman Avenue Right of Way Vacation - Project# PR-2020-004812, SD-2020-00220, Tim Nisly

requests Vacation of Public Right-of-Way for all or a portion of the alley adjacent to Lot 12, Block 6 Belmont Place Lot 12 & 13 & 14, located south of Freeman Avenue between 5<sup>th</sup> St and 6<sup>th</sup> St, containing approximately .03 acre(s). (G-14)

**Project# PR-2020-004812, SD-2020-00220, VACATION OF PUBLIC RIGHT-OF-WAY**

TIM NISLY agent(s) for TIM NISLY requests the aforementioned actions for all or a portion of Vacation of Public Right-of-Way for all or a portion of the alley adjacent to Lot 12, Block 6 Belmont Place Lot 12 & 13 & 14, located south of Freeman Avenue between 5TH ST and 6TH ST, containing approximately .03 acre(s). (G-14)

Request: This is a request for vacation of an alleyway 74.1 feet in length, 15 feet in width, and 1,122.5 square feet in size between 5th and 6th Streets south of Freeman Street.

Per Section 14-16-6-6(M)(3) of the IDO, the Development Review Board (DRB) shall make a recommendation and forward the application to City Council for inclusion on the consent agenda for approval without first going to any Council committee if the vacation involves: 1) More than 500 square feet or the entire width of a platted alley; 2) More than 5000 square feet or the entire street width of a street, including any or all of the public right-of-way. This vacation is the entire width of the street; therefore, it is a DRB recommendation to City Council.

At the FEBRUARY 10th, 2021 public meeting, the DRB had a consensus to recommend approval of the request to the City Council of the proposed vacation as shown on Exhibit "A" (attached) in the Planning file under Project# PR- 2020-004812, based on the recommended Findings per Section 14-16-6-6(M) of the IDO.

**Title/ Subject of Legislation: FREEMAN AVENUE Vacation: Project# 2020-004812 SD-2020-000220, , VACATION OF PUBLIC RIGHT-OF-WAY, DRB RECOMMENDATION FOR APPROVAL.**

Approved:

Approved as to Legal Form:

\_\_\_\_\_  
Sarita Nair Date  
Chief Administrative Officer

\_\_\_\_\_  
Esteban Aguilar, Jr. Date  
City Attorney

**Recommended:**

\_\_\_\_\_  
**Brennon Williams** Date

**Planning Director**