

**STATE OF NEW MEXICO
MUNICIPAL BOUNDARY COMMISSION**

**IN RE PETITION FOR ANNEXATION
OF TERRITORY BY THE TOWN OF
EDGEWOOD, NEW MEXICO**

ORDER OF ANNEXATION

THIS MATTER came before the Municipal Boundary Commission (the "Commission") on April 22, 2016, upon the Petition for Annexation of Territory by the Town of Edgewood. All members of the Commission attended the hearing, thereby constituting a quorum.

JURISDICTION

Pursuant to NMSA 1978 Section 3-7-1 and Section 3-7-14 (B), the Commission has jurisdiction over this matter.

FINDINGS OF FACT

1. The Commission received a Petition for Annexation of Territory by the Town of Edgewood ("the Petition") on or around February 4, 2016;
2. The Petition described the territory proposed to be annexed; was signed by the Mayor and Town Clerk of Edgewood, New Mexico and was accompanied by a map of the territory proposed to be annexed showing the external boundary of the territory proposed to be annexed; state, federal and county highways in the territory proposed to be annexed and the relationship of the territory proposed to be annexed to the existing boundary of the municipality, as required by Section 3-7-13. See Petition; Exhibits 1,2, and 4;
3. The Petition included the County of Santa Fe's consent to the annexation, approved at

Santa Fe County's January 26, 2016 regular meeting. See Exhibit. 4;

4. On February 23, 2016, the Town of Edgewood agreed to an extension of the 60-day statutory time limit for hearing its annexation petition;

5. Beginning the week of March 9, 2016 the annexation hearing was publically noticed as required by Section 3-7-14;

6. At a hearing held April 22, 2016, the Town of Edgewood presented its position to the Commission on its need to annex territories and offered sworn statements by the Edgewood mayor, police chief, and road supervisor as to municipal services available in the territory to be annexed;

7. The Town of Edgewood's stated purpose in petitioning for annexation was to remove the parcels to be annexed from a "checkerboard" of incorporated and unincorporated areas, thereby avoiding a threat to health, safety and welfare of the community because emergency services providers are unable quickly or efficiently to determine whether a particular parcel of land falls within their jurisdiction. Petition; Exhibits 2; 3A-X;

8. Commissioner Thomas Olson, Esq. disclosed a potential conflict of interest, but the Town of Edgewood agreed to waive the conflict; and

9. At the hearing, all members of the public wishing to do so were permitted to comment on the annexation proposal.

CONCLUSIONS OF LAW

1. The Petition for Annexation received on or about February 4, 2016 by the Commission on behalf of the Town of Edgewood satisfied the requirements of NMSA 1978 Section 3-7-13.

2. The Town of Edgewood demonstrated that the territory proposed to be annexed is contiguous and can be provided with services by the municipality as required by Section 3-7-15.

ORDER

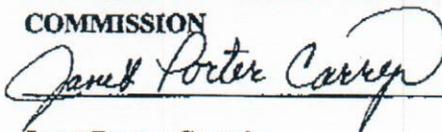
The Commission determined by unanimous vote that the statutory conditions for annexation of the territory proposed to be annexed by the Town of Edgewood in its petition received by the Commission on or about February 4, 2016 are met. Annexation is hereby ordered.

IT IS SO ORDERED.

**FOR THE NEW MEXICO MUNICIPAL BOUNDARY
COMMISSION**

4-29

Date



**Janet Porter-Carrejo
Chair**

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing *Final Order Approving the Annexation of Territory by the Town of Edgewood, New Mexico* was sent to the following parties of record, in the manner indicated below, on this 2nd day of ~~April~~ May, 2016:

Via certified mail, return receipt requested, and fax:

Robert White
Robles, Racl & Anaya
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By:

Jeannette Gallegos
Department of Finance and Administration