

TOWN OF EDGEWOOD
ORDINANCE NO. 2007-23

AN ORDINANCE GRANTING THE PETITION TO ANNEX
APPROXIMATELY 45.98 ACRES OF TERRITORY CONTIGUOUS TO THE SOUTH
BOUNDARY OF 'THE TOWN OF EDGEWOOD,
NEW MEXICO.

WHEREAS: the owners of a majority of approximately 45.98 acres of territory contiguous to the current south boundary of the Town of Edgewood have petitioned the Town to annex the territory; and

WHEREAS: the annexation petition delivered to the Town Clerk complies with the requirements of NMSA 1978, S3-7-17 and was, prior to signature by petitioners, duly approved by the Town Administrator, pursuant to NMSA 1978, S3-1-5 and

WHEREAS: the annexation petition is accompanied by a map, known as Exhibit 'A', showing the external boundary of the territory proposed to be annexed and the relationship of such territory to the existing Town boundary; and also is accompanied by a written description of the lands to be annexed and

WHEREAS: a public hearing, or hearings, regarding this ordinance have been published and held in conformance with the requirements of State law that:

1. The requested annexation is contiguous to the present municipal boundary.
2. The annexation request is signed by a majority of the number of acres in the contiguous property.

and;

WHEREAS: the Town Council, the Governing Body of the Town of Edgewood, has determined that the Town is capable of providing municipal services to the territory proposed to be annexed within a reasonable time and that the annexation is in the best interests of the Town as a whole;

THEREFORE: BE IT ORDAINED BY THE GOVERNING BODY OF THE TOWN OF EDGEWOOD THAT:

The Governing Body of the Town of Edgewood does hereby grant said annexation with the following conditions:

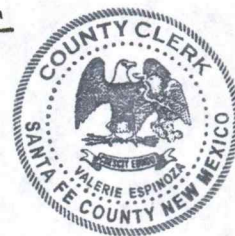
1. Property to be zoned Residential R-2.
2. The property being annexed will be in compliance with the Town's current Planning & Zoning Ordinance and 2000 Comprehensive Master Plan.

The zone map of the Town of Edgewood shall be amended accordingly and a copy of this Ordinance amending the zone map of the Town of Edgewood shall be recorded in the office of the County Clerk of Santa Fe County, New Mexico,

BE IT RESOLVED BY THE TOWN OF EDGEWOOD GOVERNING BODY:

APPROVED, PASSED AND ADOPTED this June 20, 2007 at an open meeting held at the Edgewood Community Center Town of Edgewood, New Mexico.

Howard Calkins
Howard Calkins, Mayor



ATTEST:

COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss

ORDINANCE
PAGES: 3

I Hereby Certify That This Instrument Was Filed for
Record On The 23RD Day Of January, A.D., 2008 at 14:51
and Was Duly Recorded as Instrument # 1513068
of The Records Of Santa Fe County

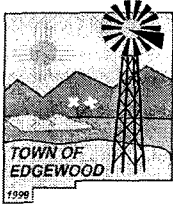
Witness My Hand And Seal Of Office
Valerie Espinoza

Deputy *Valerie Espinoza* County Clerk, Santa Fe, NM



Jeff Condrey Administrator Clerk

SFC CLERK RECORDED 01/23/2008



PETITION FOR ANNEXATION

PETITIONER(S): Phillip J. & Janette R. Todd TELEPHONE: 505-281-4595
(Attach proof of ownership: If not owner, must also provide notarized statement of authorization from owner.)

MAILING ADDRESS: P O Box 277
Edgewood, NM 87015

LEGAL DESCRIPTION OF PROPERTY: (Attach additional sheets as necessary.)
1-039-055-142-240 = 7.88 Ac 1-039-055-101-184 = 19.57 Ac

TOTAL ACREAGE OF PROPERTY: 28

REQUESTED ZONING DESIGNATION FOR PROPERTY: R-2
(Please note that the final zoning designation by Town Council may differ from the requested designation.)

INSTRUCTIONS: Type or print clearly on this form and *attach a map* showing the external boundary of the territory proposed for ANNEXATION, and its relationship to the existing boundary of the TOWN of EDGEWOOD. Territory proposed for annexation must be contiguous to the existing limits of the TOWN.

Pursuant to NMSA 1978, §3-7-17 the undersigned petitioners request that the Town of Edgewood, by ordinance, grant this petition and annex approximately _____ acres of territory contiguous to its current _____ boundary Attached to this Petition as Exhibit "A", is a map showing the external boundaries of the territory proposed to be annexed and the relationship of this area to the existing Town boundaries and the second being a map showing the boundaries of the territory proposed to be annexed The undersigned petitioner owns a majority of the number of acres in the area proposed for annexation.

<u>Phillip J. Todd</u> Signature	<u>Phillip J. Todd</u> Print Name	<u>Nov 29 2007</u> Date
<u>Janette R. Todd</u> Signature	<u>Janette R. Todd</u> Print Name	<u>Nov. 29, 2007</u> Date

Owner(s) of approximately 28 acres in the area proposed for annexation.

Any person knowingly providing or causing to be provided any false information on the petition, forging a signature or signing this petition knowing he or she is not an owner of real property within the territory proposed to be annexed is guilty of a fourth degree felony.

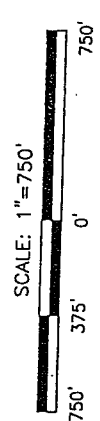
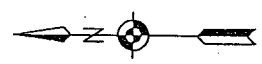
Pursuant to §3-1-7 NMSA 1978 (Repl. Ramp. 1987) the Town Clerk approves the form of this Petition.

[Signature]
Town Clerk/Administrator
Town of Edgewood, New Mexico

1/14/08
Dated

NOTE: Although deemed effective at the time of filing with the County Clerk, annexations do not become complete until 30 days (thirty) after such filing, being subject to public appeal in District Court during said period.

EXHIBIT "A" - 10 SE HANNEXED
 1-039-055-182-239 = 1 AC
 184-207 = 1 AC
 189-210 = 1 AC
 102-185 = 1.29
 033-243 = 10.00
 155-155 = 4.24
 101-184 = 19.07
 142-240 = 7.88
 COPYRIGHT 45-98A
 ALL RIGHTS RESERVED
 ODEN & ASSOCIATES

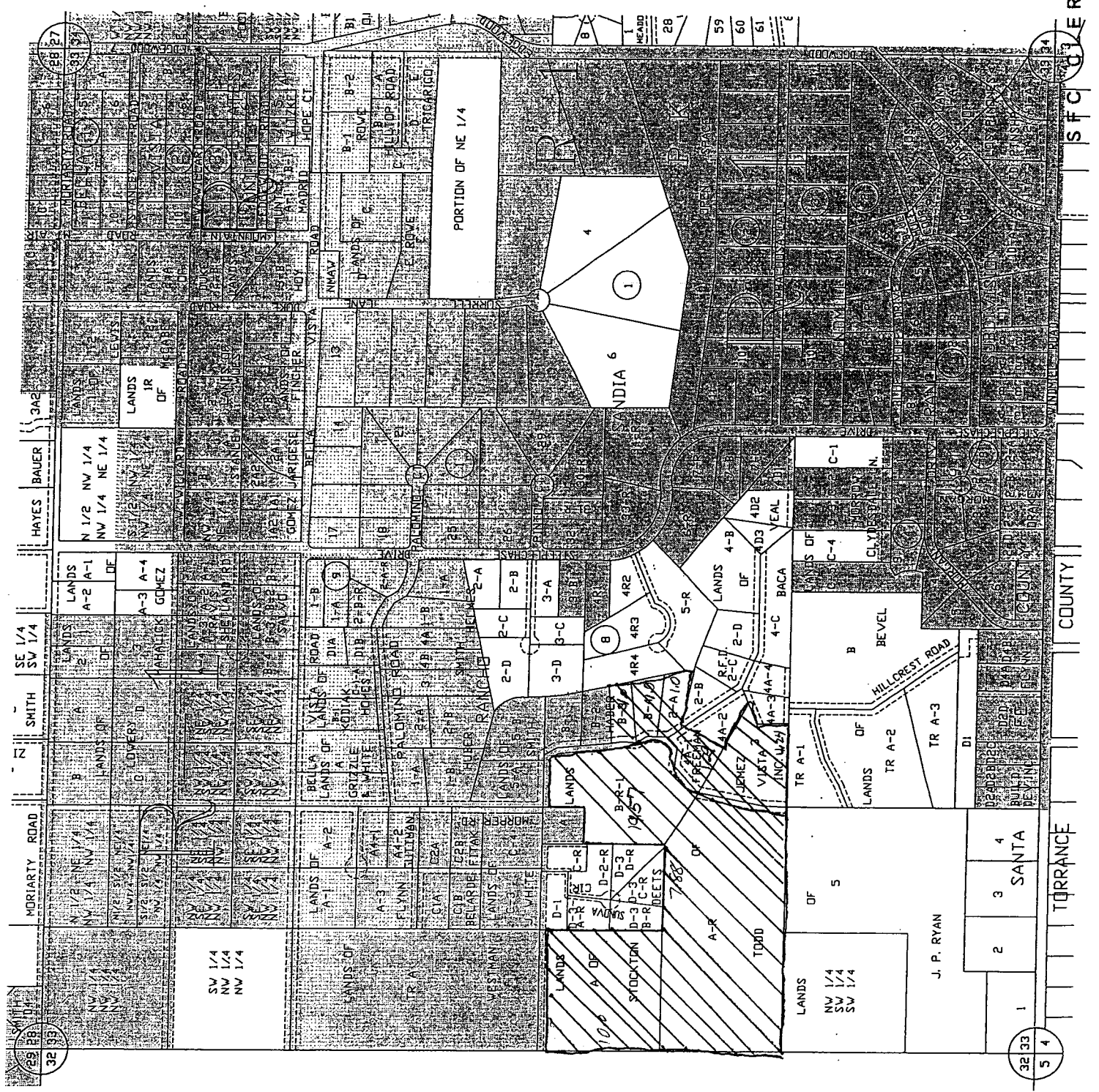


LEGAL DESCRIPTION
T 10 N
R 7 E
SEC 33

UNIFORM PROPERTY CODE
1039055

MAP AMENDED THROUGH
JULY 1, 2007

RECORDED 0123 / 2008



TORRANCE COUNTY

32 33 34
5 4

AGENDA
TOWN OF EDGEWOOD
REGULAR COUNCIL MEETING – JANUARY 9, 2008 @ 6:30 P.M.
EDGEWOOD COMMUNITY CENTER (27 E. FRONTAGE ROAD)
(Please Silence All Electronic Devices)

1. **CALL TO ORDER.**
2. **PLEDGE OF ALLEGIANCE.**
3. **APPROVAL OF AGENDA.**
4. **APPROVAL OF PREVIOUS MINUTES.**
 - A. Regular Council Meeting Minutes of December 19, 2007.
5. **CONSENT AGENDA.**
 - B. Acknowledgement of the Planning & Zoning Commission Meeting Minutes of December 17, 2007.
6. **PUBLIC HEARINGS. (Limit to 3 minutes per person)**

Legislative Procedure: Note: This item is a continuation from the Council Meeting of December 19, 2007.

 - C. Land Use Assumptions Relating to Possible Adoption of Impact Fees.

Quasi Judicial Procedure: Certification that Public Notice of this Meeting has been posted as required:
Noted: _____

These cases are being heard under provisions required by the New Mexico Court of Appeals intended to protect the rights of all parties and their witnesses and the swearing in of all parties giving testimony. The affected parties will have the right to cross-examine persons giving testimony.

Confirmation of no conflict of interest or ex-parte contacts:

 - D. Annexation and Zoning for 48 Acres Southwest of the Municipal Boundary Area, Section 33, T10N, R7E, requesting R-2.
 - E. Annexation and Zoning for 10 Acres on the South Side of Frost Road, Section 33, T11N,R7E, requesting Special Use.
 - F. Request to Amend the Town Zone Map.
7. **MATTERS FROM THE MUNICIPAL JUDGE.**
 - G. Judge White will present his report for the month of December, 2007.
8. **STATE POLICE REPORT.**
9. **MATTERS FROM THE MAYOR.**
 - H. Recommendation of Mr. Michael Dodge as a Planning & Zoning