

TOWN OF EDGEWOOD  
COUNTY OF SANTA FE  
STATE OF NEW MEXICO

*In re. Argenbright Conditional Use Permit,*  
*CU2009-01*

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P & Z RESOLUTION 2009-20  
FINDINGS OF FACT AND CONCLUSIONS OF LAW

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This matter came before the Town of Edgewood Planning & Zoning Commission on March 16, 2009 for a Conditional Use Permit to operate a Motorcycle Sales and Service Store located adjacent to the north side of Historic Route 66, Santa Fe County, Edgewood, New Mexico. The Commission has duly considered the evidence presented by the applicant, Town Staff, and other interested parties. This evidence has taken the form of documents and testimony presented at a hearing before the Commission held March 16, 2009.

Being thus sufficiently advised, the Planning & Zoning Commission adopts the following findings of fact and conclusions of law:

I. Findings of Fact.

1. The Town of Edgewood incorporated in 1999 and is a duly formed municipal corporation and political subdivision of the State of New Mexico.
2. The property that is the subject of the requested conditional use permit is located within the municipal boundaries of the Town of Edgewood, as they currently exist.
3. The jurisdiction of the Town over the requested Conditional Use Permit is not contested.
4. The Town Planning & Zoning Commission made a motion to approve the Conditional Use Permit with conditions.
5. Grant of the request is consistent with the public interest and welfare of the citizens of Edgewood and with applicable zoning regulations adopted by the Town.

II. CONCLUSIONS OF LAW.

- A. The Commission has jurisdiction over the Conditional Use Permit.
- B. The approval of conditional use permit is consistent with the economic development goals of the Comprehensive Plan, specifically:  
Goal L, "Ensure a strong and diverse local economy."  
Goal M, "Maintain a diverse and qualified workforce residing in the Edgewood community."
- C. The request of the applicant should be granted with the following conditions:
  - 1. Access issues are carefully reviewed to insure the site does not pose a public safety concern;
  - 2. Fire compliance as per Santa Fe County Fire;
  - 3. Solid waste management systems and the potential for hazardous waste;
  - 4. Methods of disposal of hazardous waste are within EPA compliance regulations;
  - 5. Noise levels are not a public nuisance.

WHEREFORE, IT IS ORDERED, ADJUDGED AND DECREED:

The property that is the subject of this requested Conditional Use Permit hereby is granted.

IT IS SO ORDERED.

Approved:

  
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Rey Fulwiler, Chairman

Attest:

  
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Karen Mahalick, Community Planning & Development Manager