

**TOWN OF EDGEWOOD
ORDINANCE NO. 2000-29**

1791174

AN ORDINANCE GRANTING THE PETITION BY OWNERS OF A MAJORITY OF 28.2 ACRES OF TERRITORY CONTIGUOUS TO THE WEST BOUNDARIES OF THE TOWN OF EDGEWOOD, NEW MEXICO TO ANNEX THE TERRITORY.

WHEREAS; THE TOWN OF EDGEWOOD owners of a majority of 28.2 acres of territory contiguous to the current west boundaries of the Town of Edgewood petition the Town to annex the territory; and zone tract D – Special Use and tracts B & C to be zoned R-1.

WHEREAS, the annexation petition delivered to the Town Clerk complies with the requirements of NMSA 1978, S3-7-17 (Repl. Pamp 1987) and was, prior to signature by petitioners, duly approved by the Town Clerk, pursuant to NMSA 1978, S3-1-5 (Repl. Pamp. 1987) and

WHEREAS, in particular, the annexation petition is accompanied by two maps labeled Exhibits “A” and “B” showing respectively the external boundary of the territory proposed to be annexed and the relationship of such territory to the existing Town boundary; and

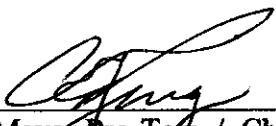
WHEREAS, the Governing Body of the Town of Edgewood has determined that the Town is capable of providing municipal services to the territory proposed to be annexed within a reasonable time and that the annexation is in the best interests of the Town as a whole.

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


The territory described and defined in the maps attached hereto as Exhibits “A” and “B” is hereby annexed to the Town of Edgewood and is hereby made subject to all of the laws and ordinances which shall now or hereafter apply to land within the Town limits. Further, the Council hereby directs the Town Clerk to file a copy of the map of the annexed territory in the office of the Clerk of Santa Fe County and of any other County in the event the annexed territory extends into another County and to send copies of the ordinance and of the maps of the territory so annexed to the Secretary of Finance and Administration and to the Secretary of Taxation and Revenue.

APPROVED, PASSED AND ADOPTED this 5th day of July, 2000 at an open meeting held at the Edgewood Community Center, Town of Edgewood, New Mexico.

ATTEST:



Mayor Pro-Tem / Chuck Ring



Clerk/Treasurer / Karen Alarid





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 ASSOCIATED
 DEVELOPMENT, INC.



LEGAL DESCRIPTION
 T 10 N
 R 7 E
 SEC 4

UNIFORM PROPERTY CODE
 1042060

MAP AMENDED THROUGH
 JULY 1, 1999

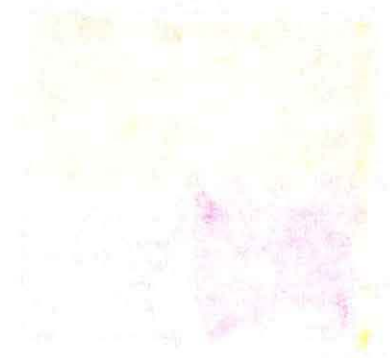
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1124-425

COUNTY OF SANTA FE) SS
STATE OF NEW MEXICO
I hereby certify that this instrument was filed for
record on the 27 day of July A.D.
2000 at 3:25 o'clock PM and
was duly recorded in book 1791 page
174 of the records of Santa Fe County.

176 Witness my Hand and Seal of Office
Rebecca Bustamante
County Clerk, Santa Fe County, N.M.
Emily
Deputy



**EDGEWOOD TOWN COUNCIL
REGULAR MEETING
JULY 05, 2000**

CALL TO ORDER Mayor Pro-tem Chuck Ring called the meeting to order at 6:30 PM. Karen Alarid read roll call. All Councilors are present, Mayor Keaty absent.

APPROVE AGENDA Gary Chemistruck requested another item be added to the agenda. This was to discuss with Mr. Dennis, the problem with water being shut off for extended period of time. Motion was made by Howard Calkins and seconded by Gary. All voted aye. Motion carried.

APPROVE MINUTES Councilor Chemistruck made a motion to accept the minutes from the June 21, 2000 meeting. Motion was seconded by Howard Calkins. All voted aye. Motion carried.

JUDGE'S REPORT Judge Carole Apple submitted the following report which was read by Clerk Karen Alarid. 0 cases, 0 fines, 0 fees collected. Recommendation was made at this time, that there be future discussion about the possibility of the Judge keeping office hours so as to be able to try cases. Motion was made by Gary Chemistruck to accept Judge's report as read. Howard Calkins seconded. All voted aye. Motion carried.

PUBLIC HEARINGS Town Planner, Kelly Moe made recommendation that Tract D be zoned as Special Use to be consistent with Tract A. Tracts B & C to be zoned as R1. Howard Calkins agreed due to the fact that it is fill in. Motion was made by Howard to annex 28.2 acres and to zone as recommended. Motion seconded by Gary Chemistruck. All voted aye. Motion carried.

Discussion regarding the annexation of the 800 acres south of Nugent Road took place. The main concern was road maintenance issues. There is not enough time, crew, or equipment to adequately maintain roads. So, for this reason, Howard felt we should not annex at this time. Bob Stearley moved to approve the annexation and zoning. Howard Calkins seconded the motion. Gary Chemistruck, Howard Calkins, and Robert Stearley all voted no. Motion not passed.

Public comment regarding waiver for Sicilian Restaurant was heard from Hamilton, Lasky, Vido Dionisio (owner), and Hetznecker. Council's main concern was not the few yards shortage so much as setting themselves up for future problems. If the Council gave into the variance this one time, they would be expected to give into other requests not as reasonable as this one. Vote was taken. Howard and Gary voted not to allow the waiver; Bob and Chuck voted in favor. Request was denied but Mr. Dionisio was informed that he may have the right to appeal the decision.

**Zoning Designation
40 Acres-Edgewood
Elementary School**

Motion was made by Gary Chemistruck to accept the zoning designation of Special Use – 4 of the Edgewood Elementary School. Bob Stearley seconded the motion. All voted aye. Motion carried.

**Audit
Rating & Ranking**

Since we are required by State law to have annual Town audit which is for the 1999-2001 year, the committee submitted their final rating and rankings for two firms. The two firms were **Hinkle and Landers** and **Emmons, Seward & Company**. Howard Calkins moved to accept the committees recommendation to have Hinkle & Landers to conduct the 1999-2000 audit. Gary Chemistruck seconded the motion. All voted aye. Motion carried.

REPORTS:

Town Celebration

Frank Lasky was very enthusiastic about how well everything was falling into place for the town celebration on July 8. All details were taken care of.

**PAYMENT OF
BILLS**

Town Clerk Karen Alarid asked that this item be tabled. She is currently working on closing the books for the 1999-2000 fiscal year which will include all bills incurred through June. Motion was made by Howard to table this item Gary Chemistruck seconded. All voted aye. Motion carried.

Council was reminded that a budget workshop is scheduled for July 17, 2000 at 6:30 p.m. at the Edgewood Community Center.

**NEW ITEM
ADDED**

Water problem

Raymond Dennis defended this issue. Reason water was shut off for extended period that day was due to unforeseen circumstances. There was a suggestion made that he keep an abundance of spare parts on hand to avoid this type of water shut off. Mr. Dennis feels that considering the fact that Edgewood is rural, this type of thing does not happen on a regular basis.

ADJOURN

Motion was made by Bob Stearley to adjourn at 7:40. Howard seconded the motion. All voted aye. Motion carried.


APPROVED

Approved, adopted and passed this 17th day of July, 2000.



Mayor, Larry Keaty

ATTEST:



Clerk, Karen Alarid

Minutes
Edgewood Planning and Zoning
Regular Meeting
June 24, 2000
10:00 a.m. -Edgewood Community Center

Members present: Norm Bentzen, Tony Anaya and Karen Mahalick

Members absent: Ed Whitworth

- 1) Approve agenda-Add to agenda- Discussion items only.

Items Added:

- 1) Update from Mr. Kelly Moe re: yellow permit postings for notification of public hearings.
 - 2) Update on sign permit applications.
 - 3) Zoning for Edgewood Elementary School at Dinkle and Highway 344
 - 4) Notification to Commissioners that Mr. Moe has created an action file to help the members keep abreast of growth taking place in the Town.
 - 5) Notification of work session for Airpark with Mr. Gonzales for the July 8 session.
- 2) Update on the Conditional Use permit for Sicilian Restaurant:
The legal opinion from the Attorneys Coppler & Mannick was received by all Commissioners and entered into the record.

Motion

Dismissal of the request for a conditional use permit for the Sicilian Restaurant.
The request was unnecessary as stated within the guidelines of the ordinance.

- 3) Discussion: Zoning recommendation for pending land annexation:

Motion

- 1) Tract B and Tract C of the Howard W. and Dona B. Hill Trust Summary Subdivision be zoned R-1.
- 2) The 450 acres of territory contiguous to its current Chester Hill Boundary be zoned R-1.
- 3) The Elementary School at Dinkle Road and 344 be zoned SU-4

- 4) Discussion: Definitions for Sign Ordinance and Commercial sign limitations:

From the packet of sign definitions a definition for sign face was agreed upon:

“Sign Face shall mean that portion of a sign intended to be viewed from one direction at a time.”

Mr. Leyba was not able to supply Mr. Moe any commercial suggestions for the sign ordinance prior to or at this meeting.

Motion that the discussion for Commercial sign limitations be tabled and that it the aforesaid definition for sign face be recognized as a working definition.

Further, the commissioners request that this change be held back at this time to allow Mr. Leyba more time to submit suggestions about the Commercial Sign limitations of the ordinance.

- 5). Adjourn


Norman Bentzen
President