

**TOWN OF EDGEWOOD
ORDINANCE NO. 2013-02**

**AN ORDINANCE GRANTING THE PETITION TO ANNEX APPROXIMATELY 10
ACRES OF TERRITORY CONTIGUOUS TO THE BOUNDARY OF THE TOWN OF
EDGEWOOD, NEW MEXICO.**

WHEREAS: the owners of a majority of approximately 10 acres, (Tract 13 & 14 Division of Lands of Raymond Moomey, SW ¼ of Section 27, T11N, R7E NMPM), of territory contiguous to the current boundary of the Town of Edgewood have petitioned the Town to annex 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, S-3-1-5; 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.

WHEREAS: the petition has been submitted to the Board of County Commissioners of Santa Fe County pursuant to the provisions of NMSA 1978, §3-7-17.1, and the county attorney submitted a letter to the Town dated June 17, 2013, in which the county attorney found no issues with the proposed annexation.

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 interest of the Town as a whole;

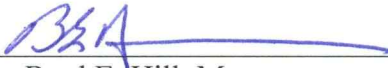
**THEREFORE: BE IT ORDAINED BY THE GOVERNING BODY OF THE TOWN OF
EDGEWOOD THAT:**

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

SEC. CLERK RECORDED 09/11/2013

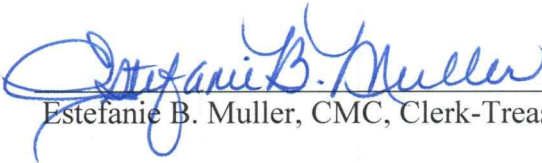
1. Property to be zoned Residential 1 (R-1).
2. The property being annexed will be in compliance with the Town's current Planning & Zoning Ordinance and 2000 Comprehensive Master Plan.
The zone map of the Town of Edgewood shall be amended accordingly and a copy of this Ordinance amending the zone map of the Town of Edgewood shall be recorded in the office of the County Clerk of Santa Fe County, New Mexico.

APPROVED, PASSED AND ADOPTED this 4th day of September, 2013 at an open meeting held at the Edgewood Community Center, Edgewood, New Mexico.

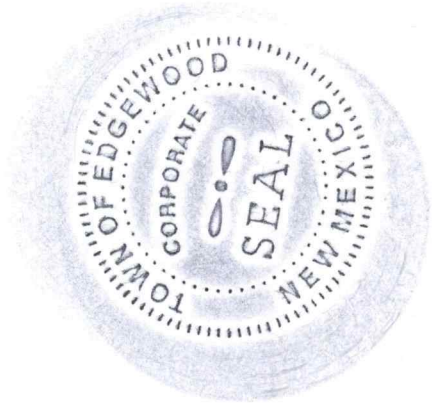


Brad E. Hill, Mayor

ATTEST:




Estefanie B. Muller, CMC, Clerk-Treasurer



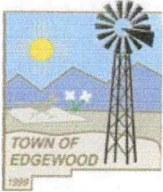
COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss

ORDINANCE
PAGES: 5

I Hereby Certify That This Instrument Was Filed for
Record On The 11TH Day Of September, 2013 at 01:41:32 PM
And Was Duly Recorded as Instrument # **1717760**
Of The Records Of Santa Fe County

Witness My Hand And Seal Of Office
Geraldine Salazar
Deputy  County Clerk, Santa Fe, NM

SEC. CLERK RECORDED 09/11/2013



PETITION FOR ANNEXATION

PETITIONER(S): CIRRUS BUILDERS LLC TELEPHONE: (505) 281-1008

(Attach proof of ownership: If not owner, must also provide notarized statement of authorization from owner.)

MAILING ADDRESS: PO BOX 2392, TIJERAS NM 87059

LEGAL DESCRIPTION OF PROPERTY: (Attach additional sheets as necessary.)

TRACT 13 + 14, DIVISION OF LANDS OF RAYMOND MOONEY SW 1/4 OF SECTION 27, T11N, R7E NHPM, SANTA FE CO, NM

TOTAL ACREAGE OF PROPERTY: 10 ACRES

BC (#) R-1

REQUESTED ZONING DESIGNATION FOR PROPERTY: R-2 REQUEST FOR FOUR PLEX APTS

(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 10 ACRES 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.

Signature FOR CIRRUS BUILDERS LLC: BARBARA L. CHAVEZ AGENT FOR CIRRUS BUILDERS LLC Date: 4-22-2013

Signature Print Name Date

Owner(s) of approximately 10 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 §3-1-5 NMSA 1978 (Repl. Ramp. 1987) the Town Clerk approves the form of this Petition.

Clerk/Administrator Town of Edgewood, New Mexico

Dated: 5/28/13

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.

SEC CLERK RECORDED 09/11/2013

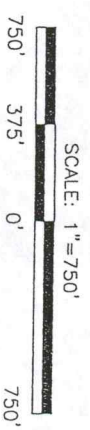
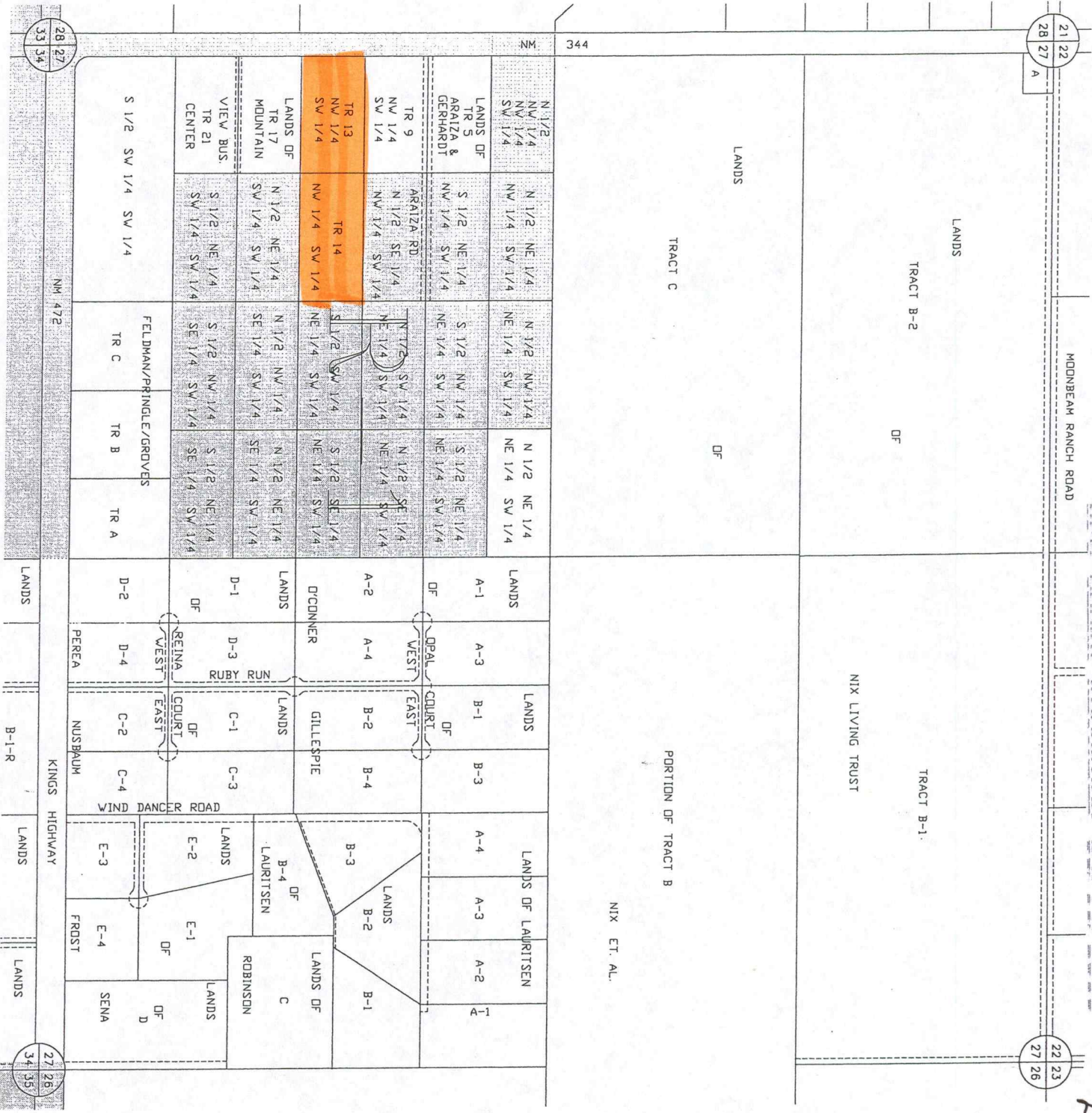
21 22
28 27
A

22 23
27 26

EXHIBIT "A"
1 of 2

MOONBEAM RANCH ROAD

COPYRIGHT
ALL RIGHTS RESERVED
ODEN & ASSOCIATES



LEGAL DESCRIPTION
T 11 N
R 7 E
SEC 27

UNIFORM PROPERTY CODE
1040062

MAP AMENDED THROUGH
JULY 1, 2007

E 40

28 27
33 34

27 28
34 35

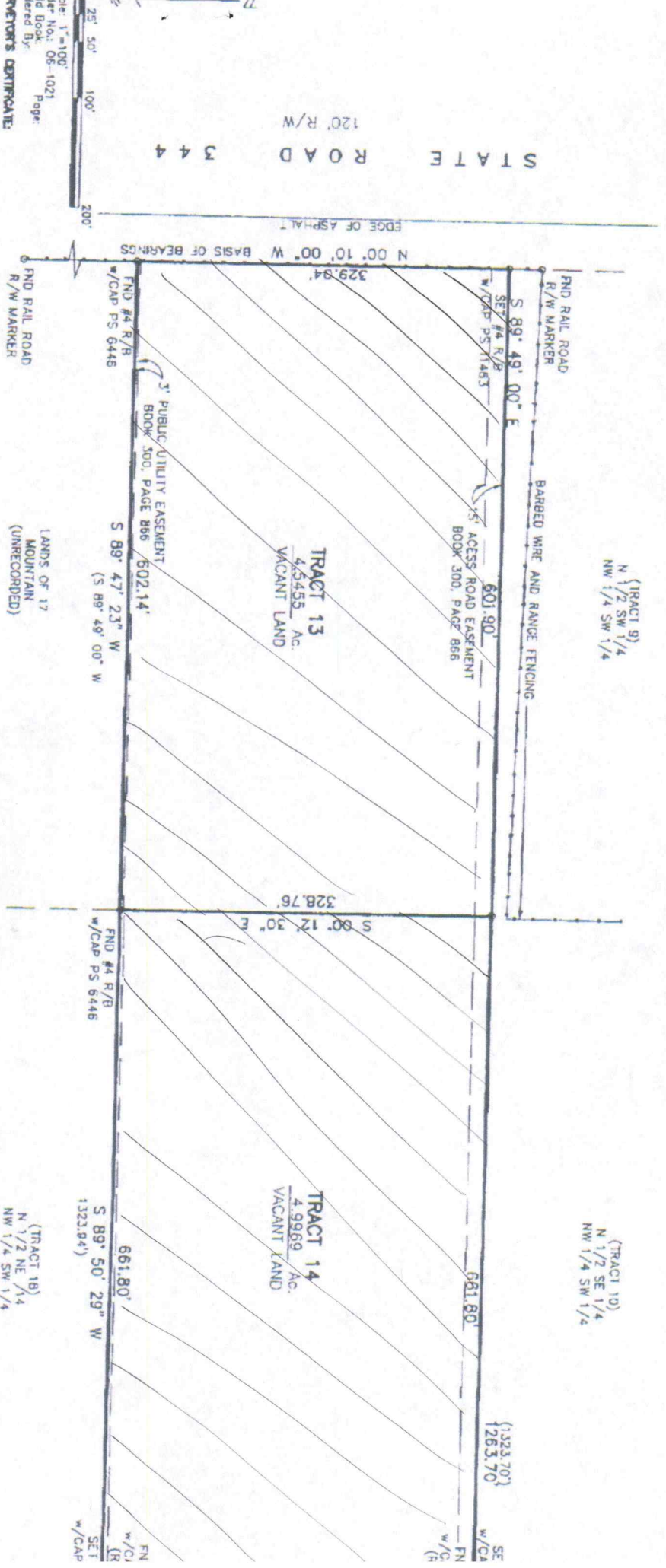
LEGAL DESCRIPTION:

SFC CLERK RECORD SURVEY / 2013

PLAT OF SURVEY OF EXHIBIT "A"

2 OF 2

A CERTAIN TRACT OF LAND SITUATE WITHIN THE SOUTHWEST QUARTER (SW 1/4) OF SECTION 27, TOWNSHIP 11 NORTH, RANGE 7 EAST, N.M.P.M., SANTA FE COUNTY, NEW MEXICO, BEING AND COMPRISING TRACT 13 AND 14 OF THE DIVISION OF LAND FOR RAYMOND MOONEY AS SURVEYED BY RAY L. HARRISON AND DATED SEPTEMBER, 1972 AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHWEST CORNER OF SAID TRACT WHENENCE THE WEST QUARTER (W 1/4) CORNER OF SAID SECTION BEARS N 00° 10' 00" W, 987.57 FEET DISTANT; THENCE FROM SAID POINT OF BEGINNING S 89° 49' 00" E, 1323.70 FEET TO THE NORTHEAST CORNER; THENCE S 00° 12' 30" E, 329.04 FEET TO THE SOUTHEAST CORNER; THENCE S 89° 49' 00" W, 1323.94 FEET TO THE SOUTHWEST CORNER; THENCE N 00° 10' 00" W, 329.04 FEET TO THE POINT OF BEGINNING.



GENERAL NOTES:

- OWNER OF RECORD PER STEWART TITLE CO TITLE BINDER DATED: MARCH 16, 2005 IS KARL K. NIGG AND CANDY NIGG
- LEGAL DESCRIPTION AND EASEMENTS SHOWN WAS PROVIDED BY STEWART TITLE CO COMMITMENT No. 604007E
- PLATS USED TO ESTABLISH BOUNDARY: A: PLAT NAMED LAND FOR RAYMOND MOONEY, SURVEYED BY RAY L. HARRISON, DATED: SEPTEMBER, 1972
- FIELD WORK PERFORMED ON MAY, 2006

Anthony L. Harris, a Professional Surveyor, licensed under the laws of the State of New Mexico, do hereby certify that I have surveyed above described property and I am responsible for the accuracy of the plat hereon shown in a true and correct representation of the bearings and distances shown hereon and have in the minimum standards for land surveying in the State of New Mexico, as shown on the plat of record; that there are no encroachments from the sold property onto adjoining property, unless shown hereon and that it shows the location of all permanent improvements pertinent to the said survey.

In under my hand and seal at Albuquerque, New Mexico, this 16th day of May, 2006.

Anthony L. Harris, N.M.P.S. #11463 HARRIS SURVEYING, INC.
 2-D Monroe Street, NE Albuquerque, New Mexico 87110
 Telephone (505) 888-8155 FAX (505) 888-8046

Scale: 1"=100'
 Plat No.: 06-1021
 Book: _____
 Page: _____
 Surveyed By: _____
 Surveyor's Certificate: _____
 State of New Mexico
 County of Bernalillo