

**TOWN OF EDGEWOOD
ORDINANCE NO. 2015-04**

**AN ORDINANCE GRANTING THE PETITION TO ANNEX APPROXIMATELY 18.873
ACRES OF TERRITORY CONTIGUOUS TO THE BOUNDARY OF THE TOWN OF
EDGEWOOD, NEW MEXICO.**

WHEREAS: the owners of a majority of approximately 18.873 acres, (Lot #19 & Lot #20 Cajun Lane), Tracts, R-H-1 and R-H-2 within the S ½ of SE ¼ of Section 5, T10N, R7E, N.M .P.M. 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 April 30, 2015, in which the county attorney found no issues with the proposed annexation.

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 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:

1. Property to be zoned Residential 2 (R-2).

REC CLERK RECORDED 05/25/2015

2. The property being annexed will be in compliance with the Town's current Planning & Zoning Ordinance and 2000 Comprehensive Master Plan.

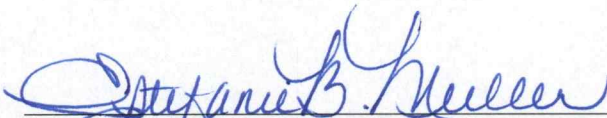
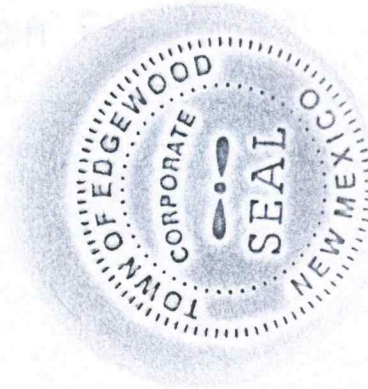
The zone map of the Town of Edgewood shall be amended accordingly and a copy of this Ordinance amending the zone map of the Town of Edgewood shall be recorded in the office of the County Clerk of Santa Fe County, New Mexico.

APPROVED, PASSED AND ADOPTED this 20th day of May, 2015 at an open meeting held at the Edgewood Community Center, Edgewood, New Mexico.



Brad E. Hill, Mayor

ATTEST:


Estefanie B. Muller, CMC, Clerk-Treasurer

SFC CLERK RECORDED 06/25/2015



PETITION FOR ANNEXATION

Exhibit A
File# 2015-03 AX

PETITIONERS: Ralph D. Hill & Susan J. Hill, husband & wife TELEPHONE: 505-286-6177
(Attach proof of ownership: If not owner, must also provide notarized statement of authorization from owner.)

MAILING ADDRESS: 19 Cajun Lane
Edgewood, NM 87015

LEGAL DESCRIPTION OF PROPERTY: (Attach additional sheets as necessary.)
Tracts R-H-1 and R-H-2, SECTION 19, RTE. 1920, SANTA FE COUNTY, NM

TOTAL ACREAGE OF PROPERTY: 18.873 1920 Cajun Lane

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 18.873 acres of territory contiguous to its current Town of Edgewood 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>[Signature]</u>	<u>Ralph D. Hill</u>	<u>March 10, 2015</u>
Signature	Print Name	Date
<u>[Signature]</u>	<u>Susan J. Hill, formerly</u>	<u>March 10, 2015</u>
Signature	Print Name Susan J. Granucci	Date

Owner(s) of approximately 18.873 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

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.

REC. CLERK RECORDED 08/25/2015

379 8957
330 9863

Exhibit C

WARRANTY DEED

RALPH D. HILL, Individually and as Personal Representative of the Eleanor F. Hill Trust, ("Grantor") in consideration of ten dollars (\$10.00) and other good and valuable consideration to Grantor paid, receipt of which is acknowledged, does hereby grant, bargain, sell, convey and warrant to SUSAN J. GRANUCCI, a single woman, and Ralph D. Hill, a single man, ("Grantee") whose address is 808 Sagebrush Ct SE., Albuquerque NM 87123, the following described real estate in Santa Fe County, New Mexico:

Tract R-H-2, Section 5, T10N, R7E, N.M.P.M., Lands of LARSEN/RUPERT/HILL & HILL TRUST, as recorded in records of Santa Fe County, New Mexico, Book 503, Page 001.

SUBJECT TO real estate taxes and assessments for the current year and subsequent years and to all valid easements, rights of way covenants conditions, reservations and restrictions of record, if any, and also to applicable zoning, land use and other laws and regulations.

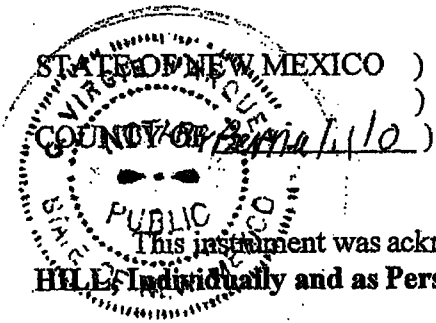
ALSO SUBJECT TO existing driveway easement along South boundary of property.

WITNESS my hand and seal this 17th day of May 2007.

Ralph D. Hill

RALPH D. HILL, Individually and as Personal Representative of the Eleanor F. Hill Estate

ACKNOWLEDGEMENT



This instrument was acknowledged before me this 17th day of May 2007, by RALPH D. HILL, Individually and as Personal Representative of the Eleanor F. Hill Trust.

MY COMMISSION EXPIRES: 9/16/07

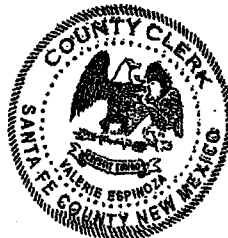
B. Tracie Margery
NOTARY PUBLIC

COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss

WARRANTY DEED
PAGES: 1

Hereby Certify That This Instrument Was Filed for record On The 17TH Day Of May, A.D., 2007 at 12:14 and Was Duly Recorded as Instrument # 1483687 of The Records Of Santa Fe County

Witness My Hand And Seal Of Office
Valerie Espinoza
County Clerk, Santa Fe, NM
Deputy *Enrika L. Roman*



CLERK OF COUNTY RECORDS
SANTA FE COUNTY, NEW MEXICO
RECORDED 05/25/2007
08/25/2015

20 Cajun Lane -
unimproved land next to
19 Cajun with house

WARRANTY DEED

Exhibit C1

SUSAN J. HILL, a married woman, formerly SUSAN J. GRANUCCI, a single woman, ("Grantor") in consideration of ten dollars (\$10.00) and other good and valuable consideration to Grantor paid, receipt of which is acknowledged, does hereby grant, bargain, sell, convey and warrant to RALPH D. HILL and SUSAN J. HILL, husband and wife, ("Grantee") whose address is 19 Cajun Lane, Edgewood, NM, 87015, the following described real estate in Santa Fe County, New Mexico:

Tract R-H-1, located in Section 5, T10N, R7E, NMPM, Lands of LARSEN/RUPERT/HILL & HILL TRUST, recorded in Plat Book 503, Page 001, in the Office of the Santa Fe County Clerk, New Mexico.

SUBJECT TO real estate taxes and assessments for the current year and subsequent years and to all valid easements, rights of way covenants conditions, reservations and restrictions of record, if any, and also to applicable zoning, land use and other laws and regulations.

ALSO SUBJECT TO existing driveway easement along South boundary of property.

WITNESS my hand and seal this 28th day of April 2014.

Susan J. Hill
SUSAN J. HILL

4-28-2014

ACKNOWLEDGEMENT

STATE OF NEW MEXICO)
COUNTY OF Santa Fe)

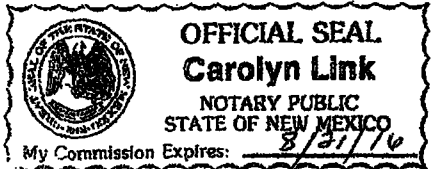
This instrument was acknowledged before me this 28th day of April 2014, by
SUSAN J. HILL.

MY COMMISSION EXPIRES: 8/21/16

Carolyn Link
NOTARY PUBLIC

COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss
I Hereby Certify That This Instrument Was Filed for
Record On The 28TH Day Of April, 2014 at 02:55:52 PM
And Was Duly Recorded as Instrument # 1735515
Of The Records Of Santa Fe County

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



SE
C
RM
ECON
W
SFC CLERK RECORDED 05/25/2015

Henry P. Roybal
Commissioner, District 1

Miguel M. Chavez
Commissioner, District 2

Robert A. Anaya
Commissioner, District 3



Kathy Holian
Commissioner, District 4

Liz Stefanics
Commissioner, District 5

Katherine Miller
County Manager

April 30, 2015

Steve Shepherd
Town Administrator
Town of Edgewood
PO Box 3610
Edgewood, NM 87015

RE: Annexation Petition – 18.873 Acres

Dear Mr. Shepherd

The Santa Fe County Board of County Commission (Board) met in regular session on April 28, 2015, and considered the Town of Edgewood's Annexation Petition (Petition) for 18.873 acres of land commonly known as 19 & 20 Cajun Lane.

The Board was provided comments from Santa Fe County Elected Offices and Departments related to the petition, and the summary of those comments are as follows:

- **County Assessor** – *was provided the request, and no positive or negative opinion has been received.*
- **County Clerk** – *currently there is no required involvement for the Clerk's Office until all is reviewed and approved for recording.*
- **County Sheriff** - *was provided the request, and no positive or negative opinion has been received.*
- **County Treasurer** - *was provided the request, and no positive or negative opinion has been received.*
- **Community Services** - *based upon the review of the Petition, there will be no impact on services for the Community Services department.*
- **Growth Management** – *from a planning/development review perspective, we would support infilling the Town of Edgewood so there are not "holes". Where "holes" exist there are always complaints about what neighbors can do in different jurisdictions and there is no clear town boundary.*

- **Public Safety** – based upon the review of the Petition, there will be no impact on services for the Fire and or RECC department.
- **Public Works** – Cajun Lane is not a County maintained road and from a Public Works standpoint there is no reason to oppose the annexation. However, in 2012/2013 the Town of Edgewood planned on annexation infill tracts that included County maintained roads and the status of this is unknown.

Upon consideration of the Petition, the Board directed the County Manager's Office to prepare a letter of support for the Petition and transmit it to the Town of Edgewood.

If you have any questions, please contact me at your earliest convenience.

Sincerely,



Tony Flores
Deputy County Manager



COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss

ORDINANCE
PAGES: 8

I Hereby Certify That This Instrument Was Filed for
Record On The 25TH Day Of June, 2015 at 12:35:22 PM
And Was Duly Recorded as Instrument # 1767951
Of The Records Of Santa Fe County

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

SFC CLERK RECORDED 06/25/2015