

TOWN OF EDGEWOOD
COUNTY OF SANTA FE
STATE OF NEW MEXICO

*In re. Preliminary Plat, Liberty Development
SU-2008-9 and 2008-10*

P & Z RESOLUTION 2009-6
FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter came before the Town of Edgewood Planning & Zoning Commission on December 22, 2008 for Preliminary Plat of Liberty Development 2008-9 and 2008-10 located adjacent to the north and south of Highway 333, east of Highway 344 in the SW ¼ of Section 27, T10N, R7E, NMPM, 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 December 22, 2008.

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 preliminary plat is located within the municipal boundaries of the Town of Edgewood, as they currently exist.
3. The jurisdiction of the Town over the requested preliminary plat is not contested.
4. The Town Planning & Zoning Commission made a motion to approve the Preliminary Plat with conditions.
5. Grant of the request is consistent with the public interest and welfare of the citizens of Edgewood and with applicable zoning & subdivision regulations adopted by the Town.

II. CONCLUSIONS OF LAW.

- A. The Commission has jurisdiction over the preliminary plat.
- B. The request of the applicant should be granted, as all applicable regulations and ordinances shall be met.
- C. Liberty Development shall have the following conditions placed upon approval:
 - 1. The grading & drainage velocity of ponding structures shall be reviewed and approved by the commission.
 - 2. Leslie Lane adjacent to the property shall be brought up to the 2005-14 subdivision ordinance standards.
 - 3. Highway improvements completed as per New Mexico Department of Transportation requirements.
 - 4. Disclosure statement shall be corrected and submitted for staff review and approval.
 - 5. Subdivision Improvement Agreement shall be submitted for staff review and approval.
 - 6. Preliminary plat shall be submitted for signature.

WHEREFORE, IT IS ORDERED, ADJUDGED AND DECREED:

The property that is the subject of this requested final plat hereby is approved.

IT IS SO ORDERED.

Approved:



, Chairman

Attest:



Karen Mahalick, Community Planning & Development Manager