

Sandoval County Board of County Commissioners

Agenda Item Summary

AGENDA ITEM # 12-11-14.8

1. REQUESTED MOTION

ACTION REQUESTED:

Approve Vacation of a Portion of a Private Access and Utility Easement as Requested by Tony and Joan Lucero (VAC-14-003)

WHY ACTION IS NECESSARY (Summary):

This action requires approval by the Commission pursuant to the Sandoval County Subdivision Regulations.

2. REQUESTOR

COMMISSIONER SPONSORED: YES NO

DISTRICT: DISTRICT 1 DISTRICT 4
 DISTRICT 2 DISTRICT 5
 DISTRICT 3

DIRECTOR / ELECTED: Michael Springfield
 DIVISION: Planning & Zoning
 ELECTED OFFICE:

ATTACHMENTS: YES NO

3. MEETING DATE

December 11, 2014

4. AGENDA (To be completed by County Manager)

- PROCLAMATION
- PRESENTATION
- CONSENT
- REGULAR
- APPEAL

5. RECOMMENDATIONS

Planning & Zoning Staff recommends approval of the requested action.

6. FISCAL IMPACT

n/a

7. RECOMMENDED APPROVAL (Initials & Date)

Department	Human Resources	Purchasing	Attorney	Finance Budget	County Manager	Other
Director/Elected Official MS 12/1/14	_____	_____	As to Form PFT 12/2/14	_____	PPR 12/4/14	_____

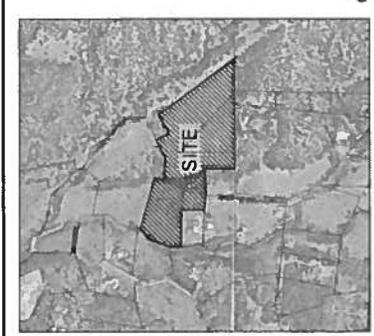
8. COMMISSION ACTION

Approved Denied Deferred Other

WHY ACTION IS NECESSARY (Summary) continued:

The property in question was created by a 2009 replatting action that moved the lot boundary to the north, leaving an access and utility easement in place within the lot in question where it was no longer needed. No roadway was ever constructed within that portion of the easement nor were any utility facilities placed within it. Now the property in question is being reconfigured again and the owners wish to vacate this unused portion of the easement and reclaim the property within it.

Both state statute and the Sandoval County Subdivision Regulations require that the Board of County Commissioners approve or deny a request for vacation at a Public Hearing. Pursuant to Sandoval County Subdivision Regulation requirements, all of the utilities serving the area were notified by certified mail of this request, as were as all owners of property contiguous to the lots in question. An onsite inspection of the property was completed by Planning & Zoning staff. To date, the County has received no objections to this request. Approval of the request is recommended.



VICINITY MAP

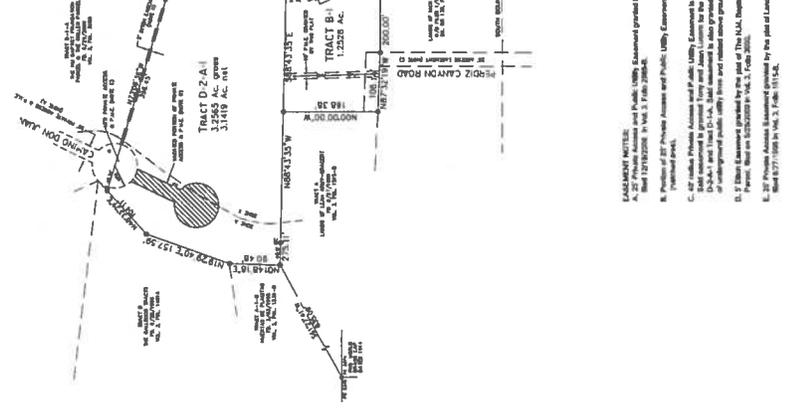
ASSESSORS MAP

LEGAL DESCRIPTION:
 Tract of land of 4.0000 Acres, San Antonio de Las Huertas Grant, parcel 3, Section 3, T12N, R5E, N1/4, County of Sandoval, New Mexico, as shown on the plat of the County Clerk of Sandoval County, New Mexico, in Volume 28, 2014 to Volume 3, 2020.
 Tract of land of 1.2220 Acres, San Antonio de Las Huertas Grant, parcel 3, Section 3, T12N, R5E, N1/4, County of Sandoval, New Mexico, as shown on the plat of the County Clerk of Sandoval County, New Mexico, in Volume 28, 2014 to Volume 3, 2020.
 Tract of land of 3.1149 Acres, San Antonio de Las Huertas Grant, parcel 3, Section 3, T12N, R5E, N1/4, County of Sandoval, New Mexico, as shown on the plat of the County Clerk of Sandoval County, New Mexico, in Volume 28, 2014 to Volume 3, 2020.
 CROSS SUBDIVISION AREA: 11.8872 acres, more or less.

SANDOVAL COUNTY DEPARTMENT OF DEVELOPMENT:
 Approved for recording this plat on _____ day of _____, 20____.
 Planning and Zoning Administrator _____
SANDOVAL COUNTY REGISTRAR CERTIFICATE:
 The property listed for the year 20____ and previous years, are paid in full.
 Assessor _____
 Sandoval County Treasurer _____
SANDOVAL COUNTY COMMISSIONER CERTIFICATE:
 The Board of County Commissioners approved this plat as their meeting on _____, 20____.
 Chairman _____

COUNTY CLERK RECORDING STATEMENT
 This instrument was filed for record on _____ day of _____, 20____, at _____ o'clock _____ M., in Document No. _____, County of Sandoval, New Mexico.
 By: _____ Deputy,
 Sandoval County Clerk and Recorder.

**CLAIM OF EXEMPTION
 LOT LINE ADJUSTMENT PLAT &
 VACATION OF EASEMENTS**
 Tract B-1, Lands of Leah Army-Ongait,
 and
 Tract D-2-A-1, The N.M. Baptist Foundation Parcel & The Roller Parcel,
 and
 Tract J-1, Lands of Edward Apodaca
 within the San Antonio de Las Huertas Grant
 projected Section 3, T12N, R5E, N1/4MPM
 Sandoval County, New Mexico



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