

VILLAGE OF CORRALES

ORDINANCE NO. 07-011

AN ORDINANCE AMENDING SECTION 18-88 “SUMMARY PROCEDURE” OF THE VILLAGE’S CODE OF ORDINANCES, RELATING TO A SUMMARY PROCEDURE FOR THE PLANNING AND PLATTING OF SUBDIVISIONS, BEING SECTION 10 OF ORDINANCE NO. 63, PASSED AND ADOPTED JANUARY 13, 1976, AND AS SUBSEQUENTLY AMENDED; PROVIDING AN ALTERNATE SUMMARY PROCEDURE FOR THE PLATTING OF A SUBDIVISION THAT DOES NOT INCREASE THE TOTAL NUMBER OF PREVIOUSLY PLATTED LOTS.

WHEREAS, pursuant to Section 3-20-8(B), NMSA 1978, the Village of Corrales (the “Village”) may, but is not required to, provide an alternate summary procedure for the platting of certain subdivisions, including resubdivisions where the combination or recombination of portions of previously platted lots does not increase the total number of lots; and

WHEREAS, the Village Council, the Governing Body of the Village, finds that an alternate summary procedure for subdivision approval where the subdivision or resubdivision of land does not increase the total number of lots will provide an efficient and economical alternative for the replatting of certain lands without impairing the goals and purposes of the Village’s Land Use Code; and

WHEREAS, the Governing Body finds that it is in the best interest of the Village and its residents and landowners to provide an alternate summary procedure for the subdivision or resubdivision of land in situations where the total number of lots will not thereby be increased.

NOW, THEREFORE, BE IT ORDAINED by the Governing Body of the Village of Corrales, New Mexico, that:

1. Section 18-88 “Summary procedure” of the Village’s Code of Ordinances, being Section 10 of Ordinance No. 63, adopted January 13, 1976 and as subsequently amended, is hereby **repealed** in its entirety and the following Section 18-88 is adopted and substituted in place thereof:

Sec. 18-88. Summary procedure.

(a) Authority and applicability. In accordance with the authority provided by Section 3-20-8, NMSA 1978, an applicant may request and the commission may grant approval of a subdivision pursuant to a final summary plat incorporating all of the requirements for preliminary and final plats as provided in this article, without the need for prior separate approval of a preliminary plat. This summary procedure shall be applicable only to subdivisions or resubdivisions where the combination or recombination of portions of previously platted lots does not increase the total number of lots.

(b) Summary plat submittal. The applicant seeking approval of a subdivision or resubdivision under this summary procedure shall submit a completed final plat application. The proposed summary plat and all accompanying materials shall:

(1) Be clearly identified as submittals pursuant to the summary plat procedure;

- (2) Be prepared in accordance with the standards for plats, data and related materials that are required for preliminary plat approval and for final plat approval as provided in this article; and
- (3) Comply fully and completely with all requirements for preliminary plat approval and final plat approval as provided in this article.

(c) *Hearing, approval and recordation of summary plat.* At hearing, the commission may approve the proposed summary plat, or may deny it if the commission determines that the proposed subdivision does not qualify for summary plat approval, the proposed summary plat and accompanying materials are incomplete, or the proposed subdivision fails to meet all standards of this article and other applicable ordinances and policies of the village. Upon approval, the village will record the summary plat in the office of the county clerk in accordance with the provisions of section 18-87(e)(3).


SEVERABILITY CLAUSE: Should any section, paragraph, clause or provision of this Ordinance be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Ordinance. The Governing Body of the Village of Corrales hereby declares that it would have passed this Ordinance and each section, subsection, sentence, clause, word or phrase thereof irrespective of any one or more sections, subsections, sentences, clauses, words or phrases being declared unconstitutional or otherwise invalid.

COMPILING CLAUSE: This Ordinance shall be incorporated in and compiled as a part of the Code of Ordinances of the Village of Corrales.

EFFECTIVE DATE AND PUBLICATION: This Ordinance shall become effective and be in full force and effect from and after its passage, publication and posting, according to law.


PASSED, APPROVED AND ADOPTED by the Governing Body of the Village of Corrales, New Mexico, this 26th day of June, 2007.

APPROVED:



The Honorable Philip Gasteyer
Mayor, Village of Corrales

ATTEST:



Juan J. Reyes, Village Clerk