



## VILLAGE OF CORRALES

### ORDINANCE NO. 10-012

**AN ORDINANCE AMENDING SECTION 18-30(b) "STORM WATER RETENTION" OF THE CODE OF ORDINANCES OF THE VILLAGE OF CORRALES, BEING A PART OF ORDINANCE NO. 220, ADOPTED OCTOBER 9, 1989, AS AMENDED; PROVIDING THAT GRADING AND DRAINAGE PLANS WILL NOT GENERALLY BE REQUIRED FOR DEVELOPMENT OF LANDS EAST OF THE CORRALES MAIN CANAL.**

**WHEREAS**, the Planning and Zoning Commission (the "Commission") of the Village of Corrales has undertaken a review of various provisions of the Code of Ordinances (the "Code") of the Village relating to planning and zoning in the Village; and

**WHEREAS**, in connection with its review the Commission has recommended to the Village Council, the governing body of the Village ("Governing Body") that the Governing Body consider the adoption of amendments to Chapter 18, Article III (Subdivisions) of the Code, and the Governing Body pursuant to Ordinance No. 10-011 has adopted those amendments; and

**WHEREAS**, the amendments adopted by Ordinance No. 10-011 include a provision that grading and drainage plans will not generally be required for development of lands east of the Corrales Main Canal; and

**WHEREAS**, the Governing Body finds that for clarity and consistency Section 18-30(b) of the Code should be amended to reflect the same provision relating to grading and drainage plans that was adopted by Ordinance No. 10-011,

**NOW, THEREFORE, BE IT ORDAINED** by the Governing Body of the Village of Corrales, New Mexico, that Section 18-30(b) of the Code, being a part of Section 2 of Ordinance No. 220, adopted October 9, 1989, as amended, is hereby amended to read:

(b) *Storm water retention.* Stormwater retention shall be in accordance with all applicable Village and State ordinances and requirements. All improved or developed lots shall retain localized stormwater on site unless otherwise approved by the Village Engineer. Land east of the Corrales main canal shall be exempt from the requirement to submit a grading and drainage plan for developed properties provided that an affidavit stipulating that the land has a 1% or less slope signed and sealed by a surveyor or professional engineer licensed in the State of New Mexico has been provided and a grading and drainage plan has not been specifically required by the Commission or the Administrator. The Commission or the Administrator may require a grading and drainage plan in the event the Commission or the Administrator finds that a grading and drainage plan is needed to adequately address water retention on the site even if located east of the Corrales main canal.

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: The amended sections of the Village Code adopted pursuant to this Ordinance shall be compiled as a part of the Code of Ordinances of the Village of Corrales, as provided herein.

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.

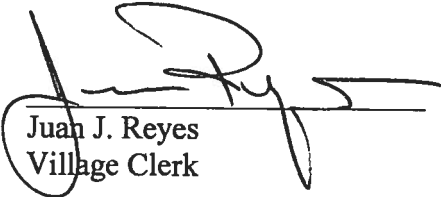
**PASSED, APPROVED AND ADOPTED** by the Governing Body of the Village of Corrales, New Mexico, this 21<sup>st</sup> day of December, 2010.

APPROVED:



The Honorable Philip Gasteyer  
Mayor

ATTEST:



Juan J. Reyes  
Village Clerk