



VILLAGE OF CORRALES

ORDINANCE NO. 14-04

AN ORDINANCE AMENDING SUBSECTION 18-30(a) OF THE CODE OF ORDINANCES OF THE VILLAGE OF CORRALES, BEING A PART OF ORDINANCE NO. 220, ADOPTED OCTOBER 9, 1989, AS SUBSEQUENTLY AMENDED; PROVIDING THAT ACCESS FROM ANY STATE HIGHWAY SHALL BE IN ACCORDANCE WITH APPLICABLE REGULATIONS OF THE NEW MEXICO DEPARTMENT OF TRANSPORTATION.

WHEREAS, Section 18-30(a) (General Regulations: Access to Structures) of the Code of Ordinances of the Village of Corrales (the "Village"), being a part of Ordinance No. 220, adopted October 9, 1989, as subsequently amended, sets forth certain regulations pertaining to access to lands and structures from public streets and roadways; and

WHEREAS, the New Mexico Department of Transportation ("NMDOT") has separate regulations for access to and from roads and highways owned and maintained by NMDOT, which regulations are enforceable by NMDOT but not the Village; and

WHEREAS, Corrales Road, also known as New Mexico State Road 448, is owned and maintained by NMDOT; and

WHEREAS, the Village Council, the governing body of the Village, finds that it is reasonable and appropriate to amend the zoning ordinances of the Village to clarify and serve notice that access to and from any road or highway owned and maintained by NMDOT must, in addition to applicable Village regulations, comply with any applicable regulations of NMDOT; and

WHEREAS, the Planning & Zoning Commission of the Village of Corrales has recommended the adoption of this Ordinance to the Governing Body.

NOW, THEREFORE, BE IT ORDAINED by the Governing Body of the Village of Corrales, New Mexico, that Subsection 18-30(a) of Chapter 18, of the Code of Ordinances of the Village, being a portion of Ordinance No. 220, adopted October 9, 1989, as subsequently amended, shall be amended by the addition of the following Subsection 18-30(a)(3):

- (3) In addition to all applicable provisions of this Chapter, access to and from roads and highways owned and maintained by the New Mexico Department of Transportation, including but not necessarily limited to Corrales Road (New Mexico State Highway 448), shall be in accordance with applicable regulations of the New Mexico Department of Transportation. The applicant for a building permit, site development plan, special use permit, or any other permit under this Chapter or under Chapter 8 (Buildings and Building Regulations) may be required by the Village to demonstrate compliance with applicable New Mexico Department of Transportation regulations and approval by the New Mexico Department of Transportation as a condition for approval of such permit.

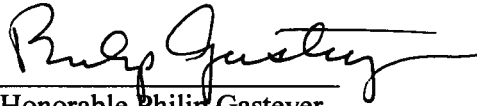
SEVERABILITY CLAUSE: Should any section, paragraph, clause or provision of this Ordinance be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Ordinance. The Governing 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.

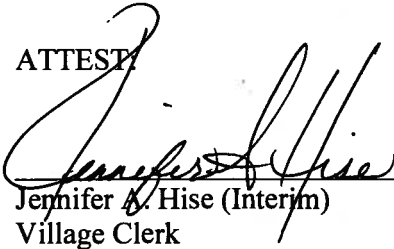
PASSED, APPROVED AND ADOPTED by the Governing Body of the Village of Corrales, New Mexico, this 11th day of February, 2014.

APPROVED:



The Honorable Philip Gasteyer
Mayor

ATTEST:



Jennifer A. Hise (Interim)
Village Clerk

AFFIDAVIT OF PUBLICATION

THE VILLAGE OF CORRALES,
NEW MEXICO
NOTICE OF PUBLIC HEARINGS
AND CONSIDERATION OF
ORDINANCE 14-04

Notice is hereby given that the Village Council, the Governing Body of the Village of Corrales, New Mexico, will hold public hearings and consider the adoption of Ordinance 14-04.

AN ORDINANCE AMENDING SUBSECTION 18-30(a) OF THE CODE OF ORDINANCES OF THE VILLAGE OF CORRALES, BEING A PART OF ORDINANCE NO. 220, ADOPTED OCTOBER 9, 1988, AS SUBSEQUENTLY AMENDED; PROVIDING THAT ACCESS FROM ANY STATE HIGHWAY SHALL BE IN ACCORDANCE WITH APPLICABLE REGULATIONS OF THE NEW MEXICO DEPARTMENT OF TRANSPORTATION.

The Village Council will hold two public hearings on the proposed Ordinance at the Council/Court Chambers and will consider whether to adopt the proposed Ordinance upon the completion of the second hearing.

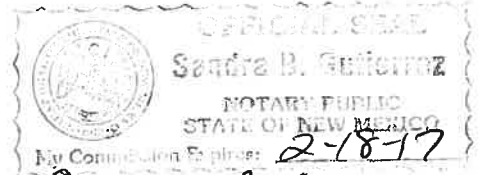
Copies of the proposed Ordinance are available for inspection at the office of the Municipal Clerk, 4324 Corrales Road, Corrales, New Mexico
Journal: January 18, 2014

STATE OF NEW MEXICO
County of Bernalillo SS

Linda MacEachen, being duly sworn, declares and says that she is Classified Advertising Manager of **The Albuquerque Journal**, and that this newspaper is duly qualified to publish legal notices or advertisements within the meaning of Section 3, Chapter 167, Session Laws of 1937, and that payment therefore has been made of assessed as court cost; that the notice, copy of which is hereto attached, was published in said paper in the regular daily edition, for 1 times, the first publication being on the 18th day of January, 2014, and the subsequent consecutive publications on _____, 20____.

Linda MacEachen

Sworn and subscribed before me, a Notary Public, in and for the County of Bernalillo and State of New Mexico this 20th day of January of 2014.



Sandra B. Gutierrez

PRICE \$32.36

Statement to come at end of month.

ACCOUNT NUMBER 1009952