



VILLAGE OF CORRALES

RESOLUTION NO. 17-026

A Resolution Relating to Runoff and Drainage in the Salida del Sol Subdivision, Phase II; Authorizing Closing of an Existing Drainage Structure across Camino Rayo del Sol and Construction of a New Drainage Structure in a Different Location to Accommodate Development on Lots 110 and 115 of the Subdivision.

WHEREAS, in order to develop Lots 110 and 115 of the Salida del Sol Subdivision, Phase II, located on Camino Rayo del Sol in the Village of Corrales (the “Village”), the owners of the said lots have submitted and seek approval for grading and drainage plans that will modify the existing natural drainage across those lots; and

WHEREAS, the proposed grading and drainage plans will render ineffective the existing drainage structure under the cul-de-sac at the west end of Camino Rayo del Sol and require the construction of a new drainage structure crossing Camino Rayo del Sol at a point approximately 40 feet east of the cul-de-sac; and

WHEREAS, the owners of Lots 110 and 115, and specifically New Haven Homes, Inc., are willing to install the new drainage structure at their expense in order to permit the development of the said Lots as desired; and

WHEREAS, the new drainage structure as designed will extend entirely across the right-of-way of Camino Rayo del Sol, so that maintenance of the structure will require easement access for the Village onto Lots 110 and 115 to reach the entry and egress points of the drainage structure; and

WHEREAS, the drainage revisions as proposed will also require continued maintenance of drainage structures on Lots 110 and 115 as reflected in the grading and drainage plans for the said Lots, shown and described in the Drainage Report for Salida del Sol Subdivision Lots 110 & 115 dated September 2016 and prepared by Thompson Engineering Consultants, Inc., and specifically Plats 1 through 5 thereof, as subsequently amended and modified by stipulation of the owners of Lots 110 and 115, Thompson Engineering Consultants, Inc., and the Village; and

WHEREAS, there has been presented to the Village Council, the governing body of the Village (“Governing Body”) a proposed Infrastructure Improvement Agreement between and among the Village and the owners of the said Lots, incorporating also a proposed Grant of Easement providing for Village access on appropriate portions of each Lot and a proposed Drainage Covenant for each Lot under which the owner thereof will bind the Owner and his, her or its heirs, successors and assigns to maintain the drainage structures on each Lot as required for the proper management of storm water under the grading and drainage plans and to ensure the functionality of the new drainage structure under Camino Rayo del Sol; and

WHEREAS, the Governing Body finds that the closing of the existing drainage structure and the construction of the proposed new drainage structure across Camino Rayo del Sol are reasonably necessary and appropriate to accommodate development of Lots 110 and 115 of the Salida del Sol Subdivision, Phase II; and

WHEREAS, the proposed Infrastructure Improvement Agreement provides that the work necessary to implement the grading and drainage plans, construct the new drainage structure, and close the existing drainage structure will be accomplished by the property owners, with Village oversight by not at Village expense.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Village of Corrales, that:

1. The proposal to close an existing drainage structure and construct a new drainage structure crossing Camino Rayo del Sol as described in the materials presented to the Governing Body and described above are APPROVED.
2. The Village Administrator and the Mayor are authorized to enter into all necessary and appropriate agreements and other documents to effect the drainage modifications described in the grading and drainage plans, the Infrastructure Improvement Agreement and the Drainage Report for Salida del Sol Subdivision Lots 110 and 115, including all exhibits thereto.

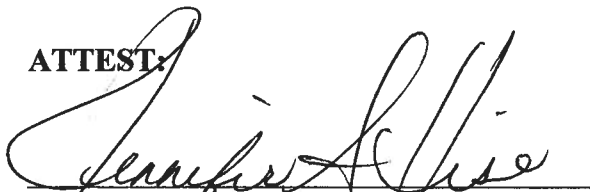
PASSED, APPROVED AND ADOPTED by the Governing Body of the Village of Corrales this 13th day of June, 2017.

APPROVED:



The Honorable Scott A. Kominiak
Mayor

ATTEST:



Jennifer A. Hise
Village Clerk