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1 makers in the City’s review and decision process for the area with significance
2 to historic and ongoing cultural practices; and

3 WHEREAS, Councilor Fiebelkorn proposed a small area text amendment to
4 require referral of applications for development within the VPO-2 to tribal
5 representatives; and

6 WHEREAS, the City held public review meetings for proposed amendments
7 in the 2023 IDO Annual update, including small area amendments, on October
8 12, October 13, and November 17, 2023; and

9 WHEREAS, the City offered a Pre-submittal Neighborhood Meeting as
10 required by the IDO and held the meeting on October 28, 2023 to present and
11 discuss the proposed changes related to the VPO-2, respond to questions,
12 and gather feedback; and

13 WHEREAS, the City provided a Post-submittal Facilitated Meeting pursuant
14 to IDO §14-16-6-4(L) and held the meeting on January 10, 2024 to present and
15 discuss the proposed changes VPO-2, respond to questions, and gather
16 feedback; and

17 WHEREAS, the City provided all required notice for an Amendment to IDO
18 Text – Small Area, including publishing a legal ad in the Albuquerque Journal,
19 emailing two representatives of each neighborhood organization registered
20 with the Office of Neighborhood Coordination (ONC), mailing property owners
21 within the small area and within 100 feet, and posting notice on the Planning
22 Department website and on the project website; and

23 WHEREAS, the IDO requires an Amendment to IDO Text – Small Area to be
24 reviewed by the Environmental Planning Commission (EPC) and decided as a
25 quasi-judicial action by City Council as the City’s zoning authority in §14-16-6-
26 7(E)(2)(c) and (d); and

27 WHEREAS, the EPC held a study session for the 2023 IDO Annual Update
28 on December 7, 2023, and considered this request on January 18, 2024; and

29 WHEREAS, the EPC, following study and consideration, found that the
30 proposed amendment only partially further goals and policies in the ABC
31 Comp Plan related to Community Identity and Land Use and therefore do not
32 satisfy the review and decision criteria for an Amendment to IDO Text – Small
33 Area in §14-16-6-7(E)(3); and

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1 WHEREAS, the EPC forwarded to the City Council a recommendation of
2 denial subject to the findings and recommended condition in the record.

3 BE IT ORDAINED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY
4 OF ALBUQUERQUE:

5 SECTION 1. Amend IDO §14-16-6-4(J) to add a new subsection with text as
6 follows:

7 [6-4(J)(#) Development in the Northwest Mesa Escarpment VPO-2

8 6-4(J)(#)(a) Indian Nations, Tribes, and Pueblos.

9 6-4(J)(#)(b) Tribal Representatives.]

10 SECTION 2. SEVERABILITY CLAUSE. If any section, paragraph, sentence,
11 clause, word or phrase of this ordinance is for any reason held to be invalid or
12 unenforceable by any court of competent jurisdiction, such decision shall not
13 affect the validity of the remaining provisions of this ordinance. The Council
14 hereby declares that it would have passed this ordinance and each section,
15 paragraph, sentence, clause, word or phrase thereof irrespective of any
16 provision being declared unconstitutional or otherwise invalid.

17 SECTION 3. COMPILATION. Section 1 of this ordinance shall be
18 incorporated in and made part of the Revised Ordinances of Albuquerque,
19 New Mexico, 1994.

20 SECTION 4. EFFECTIVE DATE. This ordinance shall take effect after
21 publication by title and general summary upon the sooner of the effective date
22 of the 2023 IDO Annual Update or January 31st, 2025.

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1 PASSED AND ADOPTED THIS 17th DAY OF June, 2024
2 BY A VOTE OF: 9 FOR 0 AGAINST.

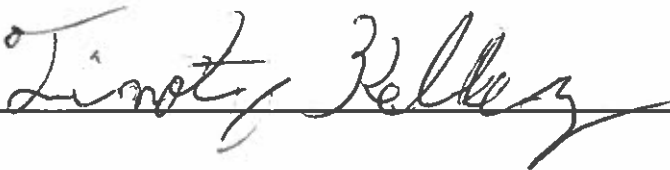
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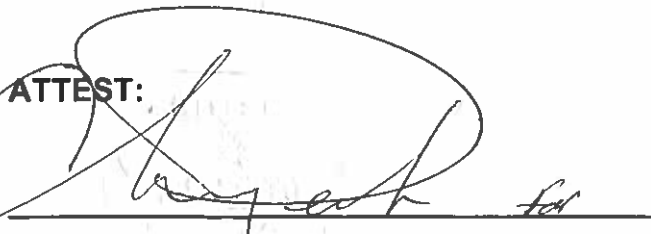
Dan Lewis, President
City Council

APPROVED THIS 3 DAY OF July, 2024

Bill No. O-24-12



Timothy M. Keller, Mayor
City of Albuquerque

ATTEST:


Ethan Watson, City Clerk

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