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Deputy *Marcus Salazar* Witness My Hand And Seal Of Office  
Geraldine Salazar  
County Clerk, Santa Fe, NM

**MINUTES OF THE SANTA FE**

**CITY-COUNTY EXTRATERRITORIAL**

**LAND USE AUTHORITY**

Santa Fe, New Mexico

September 24, 2009



This meeting of the Santa Fe City-County Extraterritorial Land Use Authority (ELUA) was called to order by Kathy Holian on the above-cited date at approximately 6:20 p.m. at the Santa Fe County Commission Chambers, Santa Fe, New Mexico.

Roll call preceded the Pledge of Allegiance and indicated the presence of a quorum as follows:

**Members Present:**

Councilor Chris Rivera  
Miguel Chavez  
Commissioner Danny Mayfield  
Commissioner Kathy Holian [for Commissioner Liz Stefanics]  
Mayor David Coss

**Member(s) Excused:**

Commissioner Robert Anaya  
Commissioner  
Councilor Carmichael Dominguez

**Staff Present:**

Reed Liming, City Long-Range Planning Director  
Matthew O'Reilly, City Land Use Department Director  
Steve Ross, County Attorney  
Zach Shandler, Assistant City Attorney

**3. ELECTION OF CHAIR**

Commissioner Mayfield nominated Chris Rivera for chairman. Commissioner Chavez seconded and by unanimous voice vote Councilor Rivera was elected chair. [Mayor Coss was not present for this action.]

**4. APPROVAL OF AGENDA**

Upon motion by Commissioner Holian and second by Commissioner Mayfield the agenda was unanimously [4-0] approved as published. [Mayor Coss was not present for this action.]

REC. CLERK RECORDED 11/18/2009

5. APPROVAL OF MINUTES

August 27, 2009

Commissioner Chavez moved to approve both sets of minutes and Commissioner Holian seconded. The motion carried unanimously [4-0]. [Mayor Coss was not present for this action.]

September 23, 2009

Commissioner Holian moved to approve the September 23, 2009 minutes. Commissioner Chavez seconded and the motion passed by unanimous [4-0] voice vote. [Mayor Coss was not present for this action and joined the meeting immediately thereafter.]

6. NEW BUSINESS

- A. **Phase 2 Annexation Petition 2013-1. The City of Santa Fe requests annexation of the Phase 2 Annexation areas totaling approximately 4,100± acres, in accordance with the Settlement Agreement and Mutual Release of Claims executed in May 2008 by the City of Santa Fe, Santa Fe County and Las Soleras developers. The Phase 2 annexation comprises areas 1, 2, 4, 5, 7, 12 and the New Mexico Highway 599 right-of-way**

Reed Liming, Long-Range Planning Director stated that the City and County signed a settlement agreement in 2008 that set in motion the annexation and its phasing. This process, required by state law when a majority of landowners in a particular area do not petition, establishes this body along with the Extraterritorial Land Use Commission. Approval by ELUA is a prerequisite to moving on to the City. Additionally, new zoning was created four years ago. He referred to the maps around the room which are also in the packets, pages 7 through 14. Through a painstaking process County land use was matched with City zoning categories.

A series of agreements were signed by the City and County in June. One was an amendment to the phasing agreement which brought in Areas 1 and 12. Agreements were also signed to outline roadway improvements, utilities, law enforcement and fire/EMS. He summarized the road agreement, noting the roads in red will be improved by the County, whereupon the City will inspect and take over those roads for future maintenance. The standards for improvement have been agreed to by both parties.

Water and wastewater customers will be apportioned to the City and County over time. Solid waste pickup is underway and should be complete by the end of October.

Per agreement, by July 1, 2014 Areas 5, 7 and 12 will be under the City Police Department. By July 1, 2015 Areas 2 and 4 will be patrolled by the City and the following year, all of Phase 2 areas will be under City jurisdiction for law enforcement.

As of January 1, 2014 City Fire/EMS will handle Areas 5, 7 and 12. For the next five years the County will maintain its presence in Areas 2 and 4 and will continue to use the Agua Fria station.

Mr. Liming reviewed early neighborhood notification activities undertaken to apprise residents of annexation changes. Over 9,000 letters were sent to property owners and residents in and near the affected area. Three open houses were held at the Genoveva Chavez Community Center, attended by approximately 90 people. Frequently asked questions were included in the

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letters. Fifteen large signs were displayed on major road ways and a notice appeared in the *New Mexican*.

Commissioner Mayfield asked if there had been PSAs on the radio or public television. Mr. Liming stated they were making an effort to notify businesses since gross receipt tax rates will be changing as of January 1<sup>st</sup>. He added they achieved good coverage with the 9,000 letters.

Commissioner Mayfield asked if there were any anticipated changes with the 911 addressing. Mr. Liming said with fire it is often determined by who is first on the scene, but as the dates become effective the addresses will change as to who is covered by the City Police Department.

There was no one from the public wishing to speak.

Commissioner Holian moved to approve the Phase 2 Annexation petition 2013-1. Commissioner Chavez seconded.

**The motion carried by unanimous roll call vote with Mayor Coss, Councilor Rivera and Commissioners Chavez, Holian and Mayfield all voting in the affirmative.**

6. B. **Ordinance No. 2013-1. Ordinance Amending Ordinance 2009-1 Establishing Subdivision, Platting, Planning and Zoning Rules within the Presumptive City Limits and Within Unincorporated Areas of the County That Are Subject to the Extraterritorial, Subdivision, Platting, Planning and Zoning Jurisdiction of the City of Santa Fe; Establishing Definitions; Providing for Transitional Provisions; Repealing Ordinance Nos. 1997-4, 1997-3, 1991-1, 1999-5, 1999-6, 2000-01, 2000-03**

Mayor Coss moved to approve. Commissioner Holian seconded.

Commissioner Chavez noted this purports to establish platting, planning and zoning within the presumptive city limits, but that is already taking place. He asked if this was to codify that. Matt O'Reilly said that was true. The new ordinance amends the 2009 original SPPaZO. It reflects the fact the City is no longer annexing Area 18 and a few other minor changes. Commissioner Chavez pointed out this says it all of Area 1 is covered, not only the part annexed in this phase. Mr. O'Reilly said that authority was already granted in 2009 and will not change.

Commissioner Chavez said they can educate the public about West Alameda being the boundary between the new city limits and the presumptive city limits to be annexed at a future date.

**The motion carried by unanimous roll call vote with Mayor Coss, Councilor Rivera and Commissioners Chavez, Holian and Mayfield all voting in the affirmative.**

7. **PETITIONS FROM THE FLOOR**

None were raised.

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8. **COMMUNICATIONS FROM THE AUTHORITY**

Mayor Coss mentioned this has been a long time coming. He thanked all the Commissioners and Councilors that have worked on this and he singled out the Land Use staff, particularly Mr. Liming, and all staff and all the citizens. "I think we're accomplishing something very large."

Commissioner Chavez estimated it had taken 12 years and more in terms of discussion. He said it would be good for both local governments. He congratulated the Mayor, City and County staff and the public.

Commissioner Mayfield echoed those comments, noting there were other joint projects pending. He said collaboration is beneficial for all.

Commissioner Chavez said he wished some of the former Commissioners could be present, mentioning he butted heads with Paul Campos over the annexation issue.

Chair Rivera also thanked everyone, especially the public that spoke both for and against and from whom they learned a lot.

9. **MATTERS FROM ATTORNEYS**

None were presented.

10. **MATTERS FROM CITY AND/OR COUNTY LAND USE STAFF**

None were offered.

11. **ADJOURNMENT**

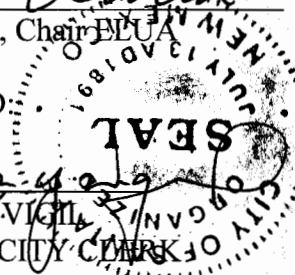
Having completed the agenda and with no further business to come before this Committee, Chair Rivera declared this meeting adjourned at approximately 6:40 p.m.

Approved by:

*Chris Rivera*  
Chris Rivera, Chair ELUA

ATTEST TO:

*Yolanda Vigil*  
YOLANDA VIGIL  
SANTA FE CITY CLERK



FILED BY:

GERALDINE SALAZAR  
SANTA FE COUNTY CLERK  
*Geraldine Salazar*  
Submitted by: Debbie Doyle, Wordswork

FILED CLERK RECORDED 11/10/2013