

**BCC CASE # MIS 09-5070
SANTA FE OPERA MASTER PLAN EXTENSION
KRISTA CASTOR (THE FLANCE CO.), AGENT**

ORDER

THIS MATTER came before the Board of County Commissioners (hereinafter referred to as “the BCC”) for hearing on January 12, 2010, on the Application of Santa Fe Opera, (hereinafter referred to as “the Applicant”), for an extension of an existing Master Plan. The BCC, having reviewed the Application and supplemental materials, Staff report and conducted a public hearing on the request, finds that the Application is well-taken and should be granted, and makes the following findings of fact and conclusions of law:

1. The Applicant requests a two-year time extension of an existing Master Plan.
2. The property is located at 17053 US Highway 84/285, within Sections 25 and 26, Township 18 North, Range 9 East.
3. The Opera property lies outside the presumptive city limits and zoning for the property was established by the Extraterritorial Zoning Authority (EZA) and the Extraterritorial Zoning Commission. With the enactment of Ordinance 2009-01 the property is now governed by the Santa Fe County Land Development Code (“Code”).
4. The Master Plan for the Inn at the Opera project received final approval from the EZA, which was amended on June 2, 2004.
5. The criteria set forth in the Code for approval is equivalent to the Master Plan approved by the EZA.

6. The Application meets the criteria set forth in Article V, Section 5.2.4 (Master Plan Approval) and Article V, Section 5.2.7 (Expiration of Master Plan) of the Code.

7. No one from the public spoke on the Application.

8. The Commission recommends the following special conditions of approval;

- a. The Applicant shall comply with the conditions of the approved Master Plan.
- b. The Applicant shall comply with all requirements of the County Land Development Code.
- c. The Applicant shall comply with any applicable ordinance(s) adopted by the County prior to the submittal of preliminary and final development plan.

9. After conducting a public hearing on the request and having heard from the Applicant, the Board of County Commissioners hereby approve the request for a an extension of an existing Master Plan subject to the Applicant's compliance with the special conditions as stated above.

IT IS THEREFORE ORDERED that the Application is approved, and the Applicant is allowed an extension of an existing Master Plan subject to the conditions set forth herein.

I certify that the Application was approved by the Board of County Commissioners on this _____ day of _____, 2010.

The Board of County Commissioners of Santa Fe County

By: _____
BCC Chairperson

ATTEST:

Valerie Espinoza, County Clerk

Approved as to form:

Stephen C. Ross, County Attorney