

# *SANTA FE COUNTY*

## *RESOLUTION NO. 2003 - 18*

2339874

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### **A RESOLUTION ACCEPTING CHURCHILL ROAD FOR COUNTY MAINTENANCE**

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**Whereas**, Santa Fe County encompasses a geographical area of approximately 2,000 square miles; and

**Whereas**, the County is primarily rural with small areas of concentrated development; and

**Whereas**, a comprehensive road system is a necessary and vital link between communities; and

**Whereas**, there are an estimated 1,500 total miles of roads within the County; and

**Whereas**, of the total miles, approximately 581 miles are recognized as County Roads and maintained by the County; and

**Whereas**, the County's goal is to provide the best services possible to its residents within the available resources; and

**Whereas**, Churchill Road is located within Santa Fe County; and

**Whereas**, the residents of Churchill Road have asked the County to accept and provide maintenance on Churchill Road, Exhibit A; and

**Whereas**, the County has the authority and capability to accept this road for maintenance; and

**Whereas**, the residents of Churchill Road have met all the requirements in the Road Acceptance Policy, Resolution 1998-119, Exhibit B; and

Whereas, the County has conducted an inspection on this road, and determined that it meets county standards; and

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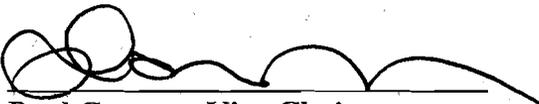
Whereas, the Board of County Commissioners believes it to be in the best interest of the residents to accept Churchill Road; and

NOW, THEREFORE, BE IT RESOLVED that the Santa Fe County Board of County Commissioners accepts Churchill Road for County maintenance.

- **Churchill Road**, A base coursed, 20 foot wide driving surface, beginning at the intersection with Dinosaur Trail and continuing south to the dead end, a distance of 0.5 miles.

*Santa Fe County does not accept any maintenance responsibility for residential driveways or drainage structures on driveways. It is advisable that residents repair damaged culverts and reinstall culverts to the proper flow line elevation. In the event that improper installation or lack of maintenance of drainage structures causes damage to the County maintained road, the County reserves the right to collect damages for repair against the responsible party.*

PASSED, APPROVED and ADOPTED THIS 11<sup>th</sup> DAY OF February, 2003

  
Paul Campos, Vice-Chairman

  
Attest:  
  
Rebecca Bustamante, County Clerk

  
COUNTY CLERK  
SANTA FE COUNTY NEW MEXICO  
REBECCA BUSTAMANTE

Approved as to legal form:

for   
County Attorney

1249130  
COUNTY OF SANTA FE  
STATE OF NEW MEXICO } ss  
I HEREBY CERTIFY THAT THIS INSTRUMENT WAS FILED  
FOR RECORD ON THE 13 DAY OF Feb A.D.  
20 03 AT 9:50 O'CLOCK 2 M  
AND WAS DULY RECORDED IN BOOK 2339  
PAGE 874-879 OF THE RECORDS OF  
SANTA FE COUNTY

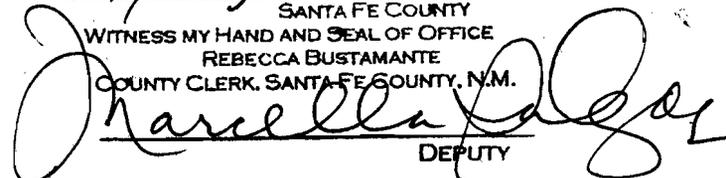
WITNESS MY HAND AND SEAL OF OFFICE  
REBECCA BUSTAMANTE  
COUNTY CLERK, SANTA FE COUNTY, N.M.  
  
DEPUTY



EXHIBIT "B"  
*SANTA FE COUNTY*

1562367

*RESOLUTION NO. 1998 - 119*

2339877

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**A RESOLUTION ADOPTING A POLICY FOR  
ACCEPTANCE OF NON-COUNTY ROADS FOR COUNTY  
MAINTENANCE**

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**Whereas,** Santa Fe County encompasses a geographical area of approximately 2,000 square miles; and

**Whereas,** the County is primarily rural with small areas of concentrated development; and

**Whereas,** a comprehensive road system is a necessary and vital link between communities; and

**Whereas,** there are an estimated 1,500 total miles of roads within the County; and,

**Whereas,** of the total miles, approximately 600 miles are recognized as County Roads and maintained by the County; and

**Whereas,** the County's goal is to provide the best services possible to its residents with the available resources; and

**Whereas,** the citizens of Santa Fe County continuously request the County to provide maintenance on non-County Roads; and

**Whereas,** the Board of County Commissioners desires to have a policy that will consider the requests for County maintenance on an equitable and consistent basis;

**NOW, THEREFORE, BE IT RESOLVED** that the Santa Fe County Board of County Commissioners adopts the following policy for consideration of acceptance of non-County roads for County maintenance.

**The Board of County Commissioners will consider acceptance of roads for County maintenance based on the following:**

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1. The Public Works Department will prepare an evaluation of the request which will include the status of rights-of-way or easements, the condition of the road, the road surface and the estimated maintenance costs. If the road is substandard, an estimate will be prepared with the cost to upgrade to County Code standards. Additionally, an evaluation will be prepared to determine if the acceptance would pose any unusual or unnecessary legal liability.
2. The County will consider the proximity of the request to the area County road network and roads already maintained by the County.
3. The requesting person or party will submit a petition of adjoining property owners on the road with at a minimum showing fifty percent (50%) of property owners in favor of County maintenance.
4. The County will consider the number of users and residents served by the request.
5. The County will consider the County's ability to maintain the road.
6. The person or party making the request shall provide as a minimum, a survey and dedication of rights-of-way or easements for the road to the County. It is desirable to obtain rights-of-way or easements consistent with the County Code.
7. When possible or necessary, the County will consider establishing an assessment district to upgrade the road to County standards.
8. In circumstances where maintenance is requested on a "one time basis", the Commissioners may direct staff to provide grading or snow removal services at an hourly rate charged to the requesting party. The hourly rate shall be based on the operational cost of equipment and staffing. The requesting party shall enter into an agreement with the County for the service with the fee paid to the County prior to any work commencing. The service shall be scheduled within the County's schedule and shall not exceed more than once per year on a given road.
9. The Board may waive or make exceptions to any and all of the criteria listed above.

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PASSED, ADOPTED AND APPROVED THIS 27<sup>th</sup> DAY OF October 1998

BOARD OF COUNTY COMMISSIONERS

2339879

Joe S. Grine, Jr.  
Marcos P. Trujillo, Chairman  
Joe S. Grine, Jr., Vice-Chair

ATTEST

Rebecca Bustamante  
Rebecca Bustamante, County Clerk



APPROVED AS TO LEGAL FORM:

Denice Brown  
Denice Brown, County Attorney



COUNTY OF SANTA FE  
STATE OF NEW MEXICO 1048<sup>ISS</sup> 093  
I hereby certify that this instrument was filed  
for record on the 6 day of Nov A.D.  
19 98 at 9:53 o'clock am  
and was duly recorded in book 1562  
page 367 - 369 of the records of  
Santa Fe County.

Witness my Hand and Seal of Office  
Rebecca Bustamante  
County Clerk, Santa Fe County, N.M.

Ulexia Clayton  
Deputy