

**THE BOARD OF COUNTY COMMISSIONERS OF
SANTA FE COUNTY**

RESOLUTION NO. 2019 - 13 /

A RESOLUTION AMENDING RESOLUTION NOS. 2018-74 AND 2019-86 TO
EXTEND THE PERIOD FOR COMPLETING THE CONDITIONS OF ACCEPTANCE
OF PORTIONS OF DINOSAUR TRAIL, LOCATED IN COMMISSION DISTRICT 5,
AS A SHARED MAINTENANCE ROAD BY 6 MONTHS AND TO CLARIFY THAT
THE APPLICANTS SHALL GRANT RIGHT-OF-WAY OR EASEMENT TO SANTA
FE COUNTY AS A CONDITION OF APPROVAL

WHEREAS, Santa Fe County ("County") Resolution No. 2012-151 (the Road Acceptance Policy) sets forth a procedure whereby citizens with a real property interest in a road may apply for re-designation of a road to "shared maintenance"; and

WHEREAS, the County Public Works Department has received an application from property owners along certain portions of Dinosaur Trail requesting that the County re-designate certain identified segments of Dinosaur Trail for shared maintenance; and

WHEREAS, under the Policy "shared maintenance" means maintenance of the road is shared between the County and the individuals or entities that have a real property interest in the road; and

WHEREAS, pursuant to the Road Acceptance Policy, the County Public Works Department and the Transportation Advisory Committee have conducted preliminary investigations and a Committee report. The Transportation Advisory Committee recommends that certain segments of Dinosaur Trail be approved for shared maintenance with conditions; and

WHEREAS, the Section 7(A)(8) of the Road Acceptance Policy provides that each property owner with an ownership in a road which is proposed to be reclassified for County maintenance shall execute a grant of right-of-way or easement prior to the application being deemed complete; and

WHEREAS, the applicants have not submitted statements granting right-of-way or easements and Resolutions Nos. 2018-74 and 2019-86 erroneously state that the applicants have met all the preliminary requirements for application for a re-designation, including statements granting right-of-way or easements; and

WHEREAS, Dinosaur Trail connects Richards Avenue and Rancho Viejo Boulevard, which are both County-maintained roads; and

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WHEREAS, the County Public Works Department and the Transportation Advisory Committee have determined what conditions must be met by the applicants before the County will assume its obligations for shared maintenance of the pertinent segments of Dinosaur Trail; and

WHEREAS, the Board of County Commissioners ("Board") approved County Resolution 2018-74 on July 31, 2018 to conditionally accept portions of Dinosaur Trail, as a shared maintenance road for a period of one year to allow for the applicants to make the required repairs as identified in the Exhibit B of that resolution; and

WHEREAS, Paragraph 3 of Resolution 2018-74 provides that if all the conditions are not completed within one year of the date of the resolution, the conditional approval shall become void; and

WHEREAS, Resolution 2019-86 extended the deadline for completion of the conditions to October 31, 2019 and deleted the item requiring a Phase 1 Environmental Assessment; and

WHEREAS, the Board wishes to extend the period for completing the conditions to provide the applicants time to complete the repairs and to grant the required of right-of-ways or easements the County.

NOW, THEREFORE, BE IT RESOLVED by the Board that Resolution Nos. 2018-74 and 2019-86 are amended as follows:

1. The period set forth in the paragraph numbered 3 on Resolution 2018-74, as amended by Resolution No. 2019-86, for completing the conditions before the conditional approval becomes void is hereby extended until April 30, 2020.
2. As an additional condition of acceptance, each property owner with an ownership in the portions of Dinosaur trail which are conditionally accepted for shared maintenance shall execute a grant of right-of-way or easement by April 30, 2020.

PASSED, APPROVED, and ADOPTED THIS 29 **DAY OF** October, 2019.

**BOARD OF COUNTY COMMISSIONERS
OF SANTA FE COUNTY**

By: Anna T. Hamilton
Anna T. Hamilton, Chair

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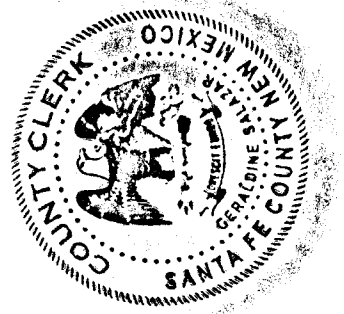
ATTEST:

Geraldine Salazar
Geraldine Salazar
Santa Fe County Clerk

10/29/2019
Date

Approved as to form:

Estrella Calz
Rachel Brown
Interim Santa Fe County Attorney



COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss

BCC RESOLUTIONS
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I Hereby Certify That This Instrument Was Filed for
Record On The 30TH Day Of October, 2019 at 09:03:42 AM
And Was Duly Recorded as Instrument # 1900623
Of The Records Of Santa Fe County

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

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