

## **VILLAGE OF CLOUDCROFT**

Minutes of the **ZONING REQUEST / PUBLIC HEARING** of the Governing Body for the Village of Cloudcroft, held on Tuesday, July 13, 2021, at 5:30 p.m., in the Village Council Chambers, 201 Burro Avenue, Cloudcroft, NM.

Mayor William Denney called the meeting to order with the following Council members present:

John Tieman – Mayor Pro Tem  
Jim Maynard – Trustee  
Bruce Smaga – Trustee

George Mitchell – Trustee (Absent)

The following guests were present for the Zoning Request / Public Hearing: Lance and Robin Giest; Gilbert Garcia; Lisa Yehle and Peg Crim.

The pledge of allegiance to the US and NM flags was led by Mayor Denney.

### **APPROVAL OF AGENDA**

Mayor Denney entertained a motion to approve the Agenda for the Public Hearing of July 13, 2021. Trustee Tieman made such motion, Trustee Smaga seconded the motion and upon vote of Trustees Tieman, Smaga and Maynard all voting “aye” the motion passed.

### **ZONING REQUEST**

Mayor Denney informed the Council and those in attendance that the Public Hearing would be for the purpose of approving or disapproving a zoning request submitted by Lancon Inc., Lance and Robin Giest, for their property located at 306 Burro (Cloudcroft Hotel) in Cloudcroft, NM, and that the Public Hearing would be conducted under procedures mandated by the NM Court of Appeals, in *Battershell v. the City of Albuquerque*; he also read the rules of conducting a Public Hearing. Mayor Denney asked each of the Council members in attendance if they personally had any “conflicts of interest” regarding the zoning request, and they all stated “no”. Mayor Denney asked each of the Council members if they have had any “outside or ex-parte communications” concerning the request and they all stated “no”.

To begin the Public Hearing, the Village P&Z Clerk swore in Lance and Robin Giest who then made a presentation to the Council that their property located at 306 Burro is currently zoned as C-2 and C-8 and asked Council to approve adding T-1 to the current zoning to conform the property to its former and future use as the Cloudcroft Hotel.

The P&Z Clerk stated that the historic zoning records of all lots in the Village did not reflect T-1, tourist lodging, as an assigned zoning for 306 Burro.

There were not any parties who wished to cross-examine the Applicant.

There were not any questions from staff.

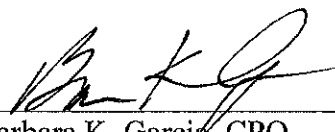
There was brief discussion regarding parking for the hotel and Council informed Mr. and Mrs. Giest that parking on Burro was "shared, mall style" parking and therefore the hotel would not be able to have its own designated parking spaces.

Mayor Denney entertained a motion to approve or disapprove the zoning request. Trustee Smaga made a motion to approve adding T-1 zoning to the current zoning of C-2 and C-8 for 306 Burro. Trustee Maynard seconded the motion and upon roll call vote of Mayor Denney, Trustees Smaga, Tieman and Maynard, all voting "aye" the motion passed.

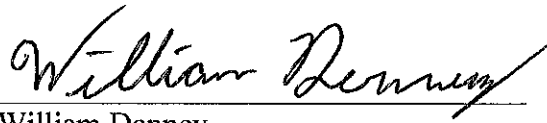
#### **ADJOURNMENT**

Mayor Denney stated that having reached the end of the Agenda, the Public Hearing of July 13, 2021, be adjourned at 5:44 p.m.

The minutes of the Public Hearing of July 13, 2021, were approved during the Meeting of August 10, 2021.



Barbara K. Garcia, CPO  
Village Clerk / Treasurer



William Denney  
Mayor

