

## VILLAGE OF CLOUDCROFT

Minutes of the **ZONING REQUEST / PUBLIC HEARING** of the Governing Body for the Village of Cloudcroft, held on Tuesday, August 16, 2022, at 4:00 p.m., in the Village Council Chambers, 201 Burro Avenue, Cloudcroft, NM.

Mayor William Denney called the meeting to order at 4:00 p.m. with the following Council members present:

John Tieman – Mayor Pro Tem  
George Mitchell - Trustee  
Gail McCoy – Trustee  
James Maynard – Trustee

The following guests were present for the Zoning Request / Public Hearing: Quinn and Irma Chavez

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 August 16, 2022. Trustee Maynard made such motion, Trustee Mitchell seconded the motion and upon vote of Trustees Maynard, Mitchell and McCoy 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 Quinn and Irma Chavez for their property located at 301 Lynx; Legal Description: Subd: Cloudcroft Resub Addition #3 Lot: 4 Block: 20, 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 Clerk swore in Quinn Chavez. Mr. Chavez presented to the Council that he owned the property at 301 Lynx Ave., Legal Description: Subd: Cloudcroft Resub Addition #3 Lot: 4 Block: 20. He stated that the property is currently zoned as T-1 which shall only be used for the purpose of ...”retail facilities catering to transient customers when operated in conjunction with and as an integral part of a hotel, motel or bed and breakfast”, therefore, tourist lodging. Mr. Chavez presented that he was requesting to change the zone to R-1, which shall only be used for the

purpose of ..." single-family dwellings". Mr. Chavez stated that he wished to build a site-built home on the property for his family to reside in.

The Mayor asked if Council had any questions for the Applicant, there were none.

The Mayor asked if there were any parties who wished to cross-examine the Applicant, there were none.

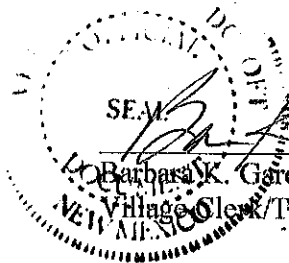
The Mayor asked Council if they had any questions for the staff. The Council stated "no".

Staff reported that 8 letters were sent to surrounding property owners. Five certified mail receipts were returned and three were not. There were no letters of opposition received.


Mayor Denney entertained a motion to approve or disapprove the zoning request. Trustee Maynard made a motion to approve and Trustee Mitchell seconded the motion. The Mayor called for a roll call vote and upon vote of Trustees Maynard, Mitchell, Tieman and McCoy all voting to approve the motion passed. The zoning request was approved.

#### ADJOURNMENT

Mayor Denney stated that having reached the end of the Agenda, the Public Hearing of August 16, 2022, be adjourned at 4:10 p.m.

The seal of the Village of New Alford, Oregon, is circular with a dotted border. It contains the text "SEAL OF THE VILLAGE OF NEW ALFORD, OREGON" around the perimeter. In the center, there is a signature of Barbara K. Garcia. Below the signature, the text "Barbara K. Garcia" and "Village Clerk/Treasurer" is printed.

Barbara K. Garcia  
Village Clerk/Treasurer

A handwritten signature of William Denney in cursive script, written over a horizontal line.

William Denney  
Mayor