



**VILLAGE OF BOSQUE FARMS
PLANNING & ZONING COMMISSION
MINUTES OF THE REGULAR MEETING
February 6, 2017**

1. RESIDENTS TO ADDRESS COMMISSION ON NON-AGENDA ITEMS

None.

2. CALL TO ORDER

Chairman Sharon Eastman called the meeting to order at 6:00 p.m.

3. ROLL CALL

Present were Chairwoman Sharon Eastman, Commissioners Karen McAda, Carl Hulsey, Dan Garrison, Robert Morgan, Planning & Zoning Administrator Loretta K. Hatch and Mark Jarmie, Esq.

4. EXECUTIVE SESSION PURSUANT TO 10-15-1 H (7) NMSA, 1978, REGARDING PENDING LITIGATION

Commissioner Hulsey moved to adjourn to Executive Session at 6:01 p.m. Commissioner Garrison seconded. **Motion carried unanimously.**

Commissioner McAda moved to reconvene at 6:12 p.m. Commissioner Morgan seconded. **Motion carried unanimously.**

4. PLEDGE OF ALLEGIANCE

Commissioner Morgan led the Pledge of Allegiance.

5. APPROVAL OF AGENDA

Commissioner Hulsey moved to **APPROVE** the Agenda for February 6, 2017. Commissioner Garrison seconded. **Motion carried unanimously.**

6. APPROVAL OF THE MINUTES

January 12, 2017 Joint meeting of the Planning & Zoning Commission and Governing Body

Commissioner Hulsey moved to **APPROVE** the minutes of the January 12, 2017 Joint meeting of the Planning & Zoning Commission and Governing Body. Commissioner Morgan seconded. Commissioner Garrison abstained. **Motion carried unanimously.**

7. NEW BUSINESS

A. Request for a Land Split as per Ordinance 10-2-15.

By Rogelio Medina

For the purpose of dividing Tract:12A1A4 S:12 T:7N R:2E 0.99 ACRE MAP 65 2002 SPLIT.

Sworn in: Rogelio Medina, 2100 Winchester Dr., Bosque Farms, NM 87068z

Discussion regarding Land Split location.

Motion made by Commissioner McAda to **recommend approval** of the Land Split request at Tract:12A1A4 S:12 T:7N R:2E 0.99 ACRE MAP 65 2002 SPLIT to the Governing Body. Seconded by Commissioner Hulsey. **Motion carried unanimously.**

8. OLD BUSINESS

A. Violation and/or Breach of the conditional Use Permit and Re-Evaluation at 2500 Bosque Farms Blvd. Ezequiel Rojas-Eze's Paint, Body and Auto Repair. For violation of Conditional Use.

Attorney for the Village of Bosque Farms, Mark Jarmie asked Ms. Carmela Gonzales to state her name and asked Ms. Gonzales if she spoke both Spanish and English. He asked Ms. Gonzales if she was fluent in both languages and she replied yes. He asked if she has translated for the P&Z Commission and the Governing Body previously and if the interpretations were satisfactory to all parties involved. She replied yes. Ms. Gonzales stated that she has been interpreting for 5 years. Mr. Jarmie asked if Ms. Gonzales' interpreting had ever been challenged in any way and she stated no they had not.

Mr. Jarmie asked if Mr. Rojas would accept Ms. Gonzales as a translator. Mr. Rojas replied that he had no problem with that.

Sworn in:

Carmela Gonzales-3231 Prairie Sage, Los Lunas, NM 87031

The rest of the meeting was interpreted to all parties by Ms. Gonzales.

Sworn in:

Ezequiel Rojas- 14 Alecia Cir., Peralta, NM 87042

John Lopez- 1300 Vanderploeg Crt., Bosque Farms, NM 87068

Discussion regarding the Conditional Use Permit associated with 2500 Bosque Farms Blvd., and the state of the property located at 2500 Bosque Farms, Blvd. Also discussed, Mr. Rojas' plan to be implemented to keep compliance on the property.

Commissioner Garrison moved to **RESCIND previous recommendation** made at the Planning & Zoning Commission meeting on November 7, 2016 to revoke the Conditional Use Permit granted to 2500 Bosque Farms Blvd., NM 87068. Commissioner Hulsey seconded.

At the recommendation of Commissioner Morgan, Mr. Rojas was read Section 10-1-11.E.(8)(a-h) of the Comprehensive Zoning Ordinance in Spanish by Ms. Gonzales as witnessed by Loretta K. Hatch and John Lopez. Mr. Rojas stated that he understood the Ordinance and initialed the page in acknowledgement.

Commission called a short recess as the section was read to Mr. Rojas.

Motion carried on a 3 to 1 vote with Commissioner Hulsey opposed.

Commissioner Garrison moved that the Conditional Use Permit granted to 2500 Bosque Farms Blvd. be put on a **probation for a period of one year** during which time the following conditions be complied with:

- 1.) The property will be subject to regular inspections.
- 2.) All parts will either be housed in the building or in some other container for disposal.
- 2.) The requirements that Mr. Rojas read and signed will be read to his employees and have them sign that they understand.

Seconded by Commissioner McAda.

Commissioner Morgan made a motion for an **amendment** to the original motion requiring Mr. Rojas to remain in compliance with all Ordinances and if for any reason Mr. Rojas does not understand something the Commission expects him to go to Mrs. Hatch for clarification. Commissioner Hulsey seconded the amendment. Amendment carried unanimously.

Original motion carried unanimously.

9. MONTHLY REPORT

Mrs. Hatch gave report.

10. ADJOURN

Motion made by Commissioner McAda to adjourn meeting at 7:50 PM . Seconded by Commissioner Hulseby. **Motion carried unanimously.**

PASSED, APPROVED AND ADOPTED THIS 6TH DAY OF MARCH, 2017.

ATTEST:

Sharon Eastman, P & Z Chairman

Loretta K. Hatch, Planning & Zoning Administrator/Officer