## CITY OF EL PASO, TEXAS AGENDA ITEM AGENDA SUMMARY FORM

DEPARTMENT:
AGENDA DATE:
CONTACT PERSON NAME AND PHONE NUMBER:
DISTRICT(S) AFFECTED:
STRATEGIC GOAL:
SUBJECT:
BACKGROUND/DISCUSSION:
PRIOR COUNCIL ACTION: Has the Council previously considered this item or a closely related one?
AMOUNT AND SOURCE OF FUNDING: How will this item be funded? Has the item been budgeted? If so, identify funding source by account numbers and description of account. Does it require a budget transfer?

Director of Planning: Danielle Landry

> Planner Juan Crosby

CALL TO ORDER & ROLL CALL

Announce the presence of a Quorum.



Chairman Robert Ardovino Commissioner Randy Eiland Commissioner Luis Aguilar Commissioner Arlean Murillo

a

# CITY OF SUNLAND PARK PLANNING AND ZONING COMMISSION NOTICE OF REGULAR MEETING Regular Meeting Agenda

Wednesday August 24<sup>th</sup> 2022 Time: 5:30 PM

Meeting ID: 823 0255 1132 Passcode: 246951 One tap mobile

+12532158782,,82302551132# US (Tacoma)

Join Zoom Meeting

https://us02web.zoom.us/j/82302551132?pwd=YXRZaklGN3kzY0NpVFJNODhWeGZZUT09

PLEDGE OF ALLEGIANCE
CONFLICT OF INTEREST
At the opening of each Planning & Zoning meeting, the chairman shall ask if any member of the commission, the Community Services Director, or any member of the city staff has any known conflict of interest with any item on the agenda.
APPROVAL OF AGENDA
PUBLIC COMMENT
Residents must sign up with the City Clerk to address the commission. Comments are limited to 3 Minutes, and there will be a maximum of 30 Minutes allowed for Public Comment.
PRESENTATION
CONSENT AGENDA
All matters listed under the Consent Agenda are considered to be routine by the commission and will be enacted by one motion. There will not be separat discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.
NEW BUSINESS AND RESOLUTIONS
1) SUP-22-59 Prohibition 37 as represented by Devin Duszynski is requesting approval of a Special Use Permits for Cannabis Dispensary business located 871 McNutt Rd.
<ol> <li>SUBD-PRE-22-85: The applicant Mr. Roberto Talamas is requesting recommendation of approval for a Subdivisi Preliminary Plat named Sun River Estates consisting of approximately 62.87 acres located in Sunland Park, NM on t Southwest corner of Girl Scout Lane &amp; Frontera Rd (Parcel ID: R1603765 and R1600239). Subdivision will approximate</li> </ol>
consist of 224 Residential Lots and 2 Open Space Parks.
REMARKS AND INQUIRIES BY THE COMMISSION
COMMUNITY AND ECONOMIC DEVELOPMENT DEPARTMENT REPORT
ADJOURNMENT

PLEASE NOTE: If you are an individual with a disability who is in need of a reader, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing or meeting, please contact the Office of the City Clerk at (575) 589-7565 at least one week prior to the meeting.

POSTED: City Clerk's Office, Motor Vehicle Division, Public Health Office, Sunland Park Post Office, Sunland Park Library, Santa Teresa Post Office, Sunland Park Grocery, Mercedes Grocery and Carousel Convenience Store, Edgemont, Villa Valencia, San Gabriel and Tierra Madre.

Juan Crosby - Community & Economic Development Department: City Planner

## **AGENDA ITEM NO. 1**

# CITY OF SUNLAND PARK PLANNING AND ZONING

Meeting Date: 08/24/2022				
Submit	ted By:			
Juan Cı	rosby Planner			
Subjec	t:			
	59 Prohibition 37 as represented by Devin Duszynski is requesting approval of a Special Use Permits for bis Dispensary business located 871 McNutt Rd			
Backgr	ound:			
Recom	mendation: Approve with conditions			
DRT Co	omments: DRT NOTES FIRE: Tenant Improvement (TI) Plan must get review approval from fire review official			
	CRRUA: Existing location with service, changes to add production requires ready willing and able letter			

CED: 10% on landscape, NMDOT permitting approval required for any construction on

NMDOT right-of-way

# Preliminary Plat Case Report Case No. SUP-22-59

**Subject Property:** 871 McNutt Rd

Existing Use: Vacant Building. Previously Restaurant then Office Building.

**Subdivision:** 

**Account #** R1602369

**Zoning:** C2 Commercial

**Parcel ID:** 4-020-170-345-400

Legal Description: Applicant: Section 8, Township 29S, Range 4E

**Current Property Owner:** Devin Duszynski

**Applicant Representative:** Regina Okoye

Planning Commission Hearing Date: 08-24-2022

Landscape Required / Total Lot Area: 1149. Total Provided 2146

**Irrigation Plan submitted :** Yes

### **Applicable Sections of City's Code:**

• § Title 2-Chapter 1 Planning & Zoning Commission

• § Title 10-10-3 Special Use

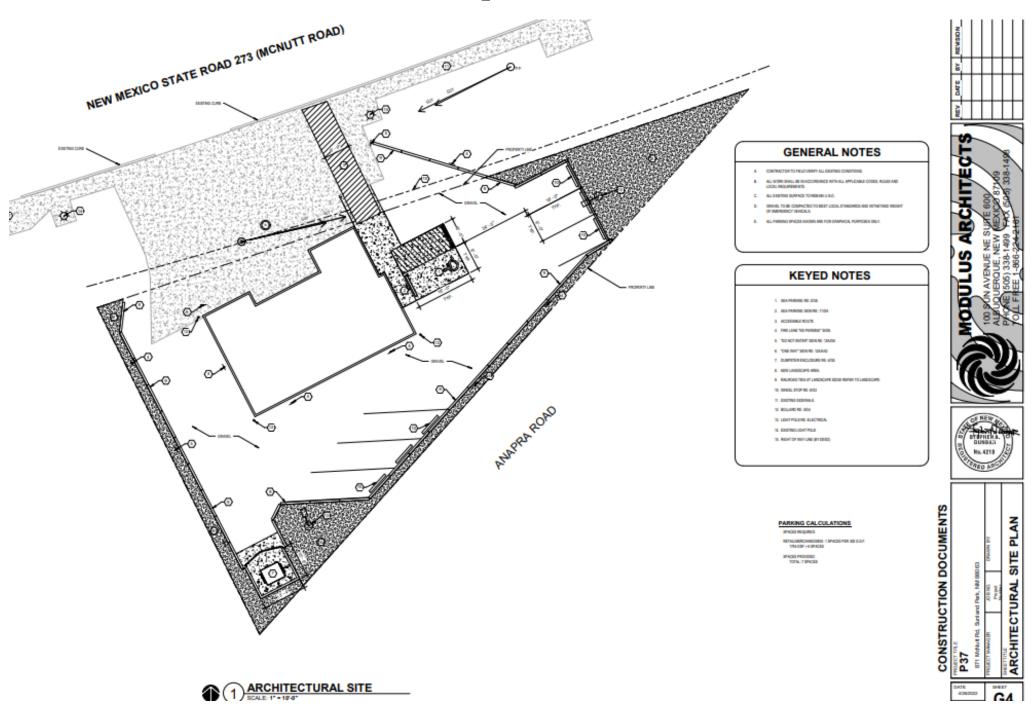
### I. Site Data

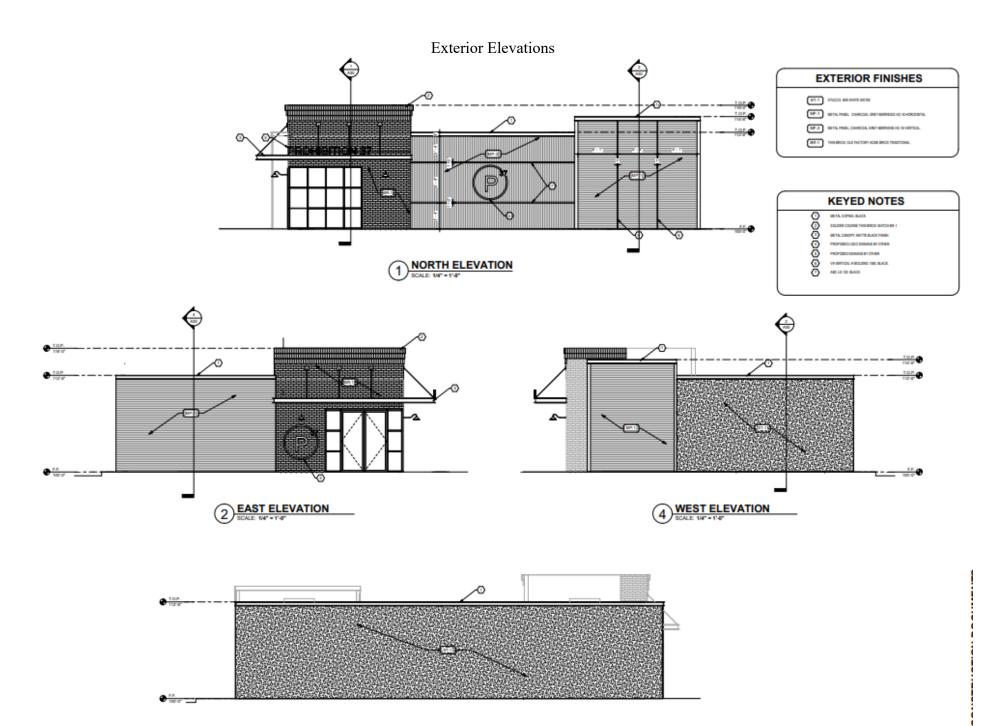
Number of Lot: Subdivision Size: 0.28 Acres

Direction	Zoning	Existing Land Use
North	C2	Commercial
East	C2	Commercial
South	C2	Commercial
West	C2	Commercial

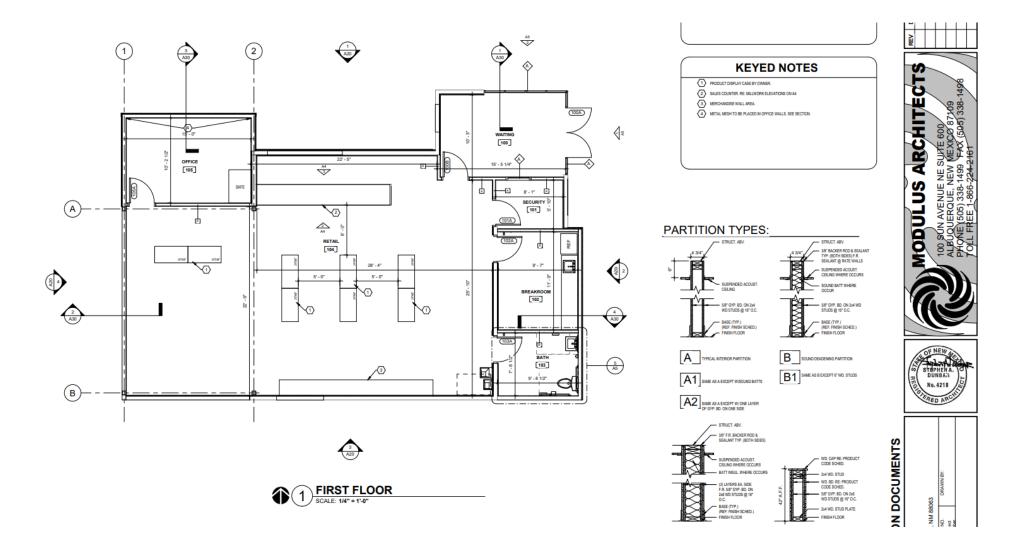
## Zoning Map



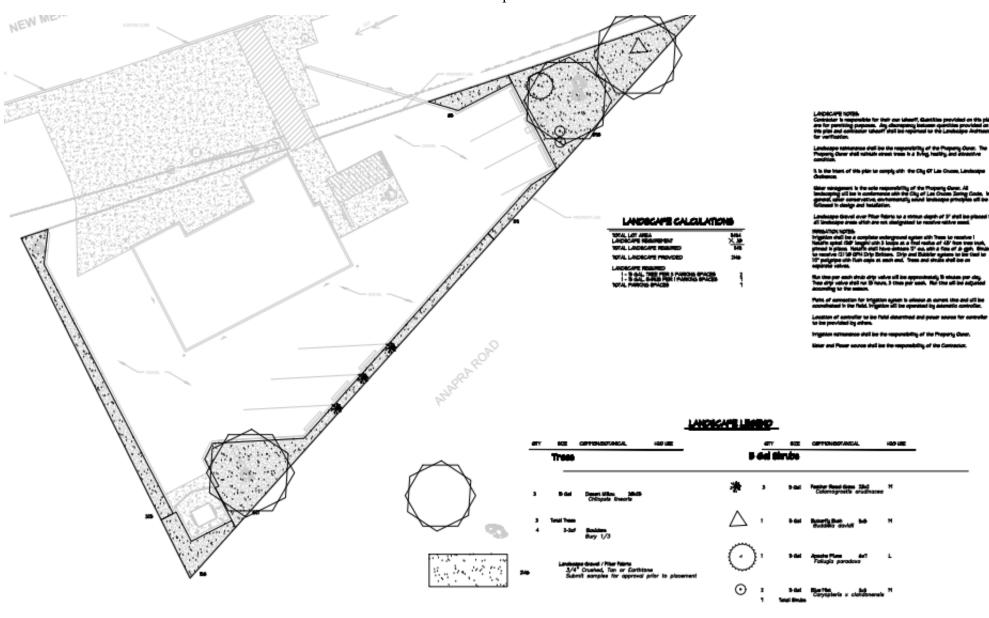




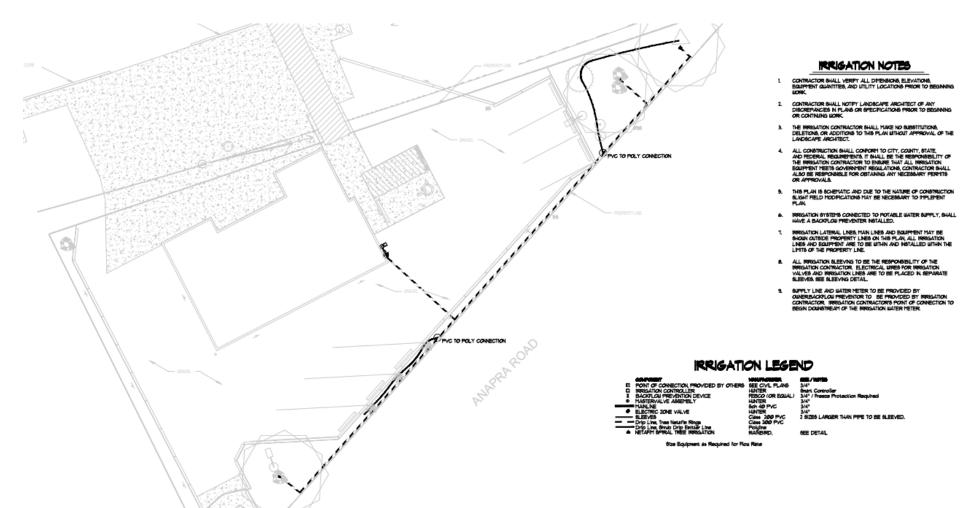
## Floor Plans



## Landscape Plans



## Irrigation Plan



### The Planning Commission has the following options:

- 1. **Approval** of case <u>SUP-22-59</u>, with reasons stated in the motion, granting the requested Special Use Permit
- 2. Approval with Conditions for case SUP-22-59,
- 3. **Deny** the request of case <u>SUP-22-59</u> with reasons and conditions.

# If the Planning Commission votes to approve this application, staff recommends that the following conditions of approval be imposed:

- 1. Applicant must abide by all local & state ordinances and regulations prior to becoming open to the public for business.
- 2. Any change in use or business for the subject property will be required to obtain a different Special Use Permit as per City Ordinance 2007-04.
- 3. Applicant shall make no substantial changes in plans without Planning and Zoning Commission Approval.
- 4. By accepting approval of this Special Use Permit, Applicant agrees to comply in a timely manner with standards and conditions set. Failure to comply may lead to Court enforcement.
- 5. Applicant must obtain any necessary NMDOT permit approvals prior to becoming open to the public for business.
- 6. Applicant must obtain Conditional Approval Letter from City Fire Review Official in order to submit Building Permit -Tenant Improvement Plan.

## **AGENDA ITEM NO. 2**

## CITY OF SUNLAND PARK PLANNING AND ZONING

Meeting Date: 08/24/2022

Submitted By:

Juan Crosby- Planner

Subject: SUBD-PRE-22-85:

The applicant Mr. Roberto Talamas is requesting recommendation of approval for a Subdivision Preliminary Plat named Sun River Estates consisting of approximately 62.87 acres located in Sunland Park, NM on the Southwest corner of Girl Scout Lane & Frontera Rd (Parcel ID: R1603765 and R1600239). Subdivision will approximately consist of 224 Residential Lots and 2 Open Space Parks.

#### Background:

- A) 10-28-2021: P&Z Hearing ZO-21-03 Applicant pulled rezone application from RE to R1 and R2 to try to work with city in pathway forward to develop.
- B) 01-27-2022 Applicant submitted a preliminary plat application under RE Zoning Development Standards. Applicant decided not to pursue rezoning.
- C) 2021: CoSP City Staff met with EP City Staff over video conference. EP Staff would not like to see increased traffic from subdivision proposed size on Frontera Rd.

**Recommendation:** Approve with conditions: 1) Abide by City Title 11 Subdivision Ordinance and 2015 IFC 2) Any significate changes to the Plat will require P&Z Approval.

#### **DRT Comments:**

CED: Provide Opening points at Southwest corner for future connectivity points to increase response time of first responders.

FIRE: All development will abide by 2015 IFC. During subdivision plan phase fire will approve fire hydrant locations.

CRRUA: Capacity is available, applicant will have to work with CRRUA to coordinate development phase once plans are available.

PW: Traffic Study Required and On-Call Engineers to provide update to city staff on impact.

# Preliminary Plat Case Report Case No. SUBD-PRE-22-85

**Subject Property:** 990 FRONTERA RD Sunland Park, NM

<u>Project Name:</u> Sun River Estates Subdivision <u>Subdivision:</u> Neighborhood Ranch Del Rio

Account # R1600239 & R1603765

**Zoning:** RE

Parcel ID: 4-018-169-494-320 & 4-019-169-023-431

Legal Description: Applicant: S: 1 T: 29S R: 3E BRM 34 TR 5 BRM 34 TR 6 & Subd: PLAT OF

SURVEY 30.237 ACRE PARCEL (BK 20 PG 197 - 0237179) S: 6 T: 29S R: 4E

<u>Applicant Representative</u>: Roberto Talamas

Property Owner: Frontera RR Ranch LLC

Planning Commission Hearing Date: 08-24-2022

### **Applicable Sections of City's Code:**

• § Title 2-Chapter 1 Planning & Zoning Commission

- § Title 11- Chapter 1 through 7 Subdivision Regulations
- § Title 10 Chapter 5A Sections 1 through 7 RE Rural Estate District

#### I. Site Data

Number of Lot: 224 Subdivision Size: 62.87 Acres

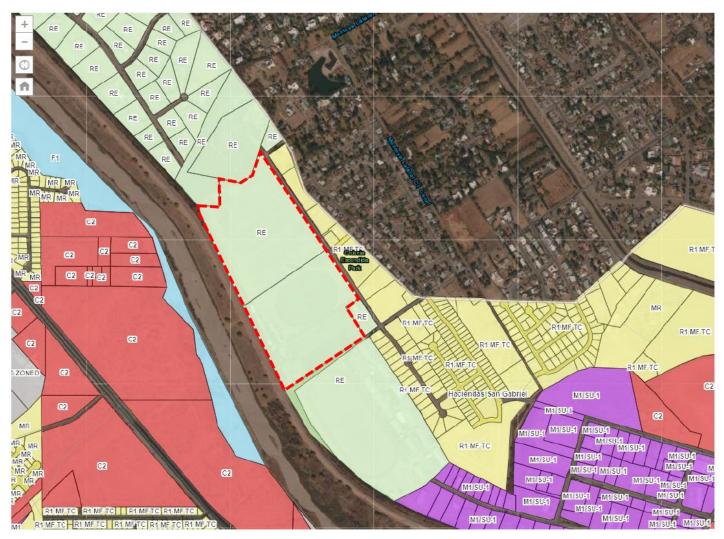
**Open Space Park: 2** 

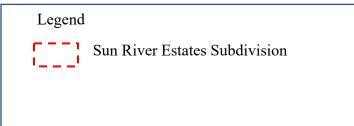
Direction	Zoning	Existing Land Use
North	R1 MF TC	Mixed Residential
East	R1 MF TC	Mixed Residential
South	RE	Rural Estate
West	NA	Not Zoned (Rio Grand River)

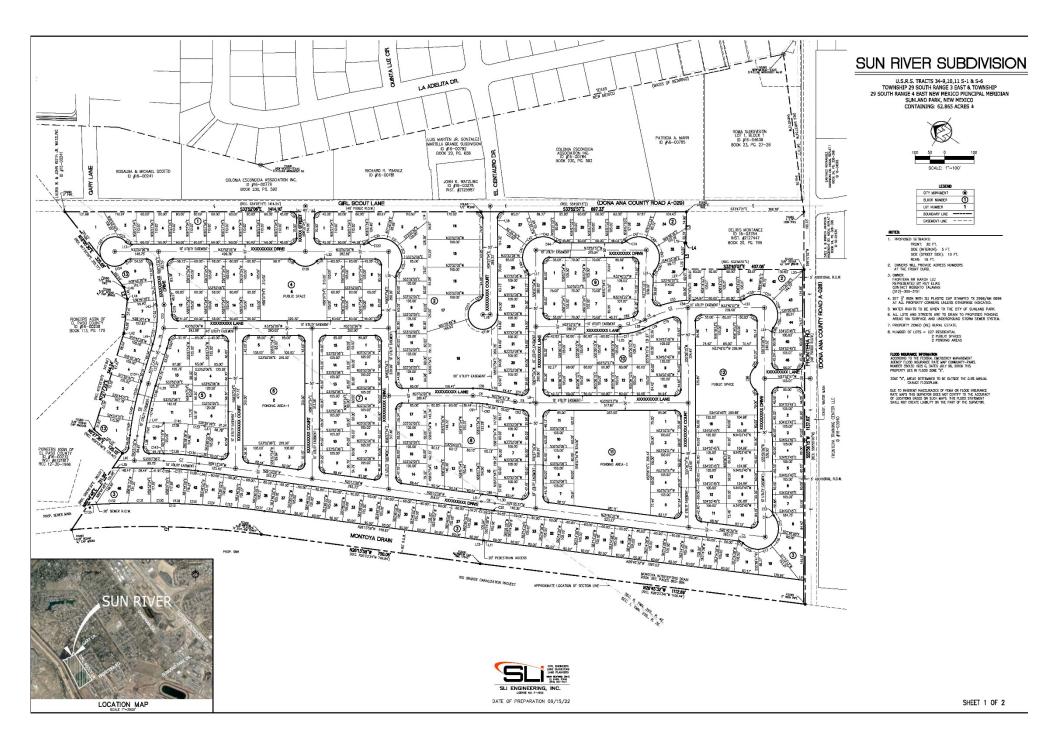
### II. RE Rural Estate District (10-5A-4 Area Requirements)

- A. Minimum Lot Area: Six thousand feet (6,000').
- B. Minimum Yards:
  - Front: Twenty feet (20').
  - Side: Five feet (5').
  - 3. Rear: Fifteen feet (15'). (Ord. 1985-03, 4-16-1985)

## III. Sunland Park Zoning Map









### The Planning Commission has the following options:

- 1. **Approval** of case <u>SUBD-PRE-22-85</u>, with reasons stated in the motion, recommending approval of the requested preliminary plat
- 2. Approval with Conditions for case **SUBD-PRE-22-85**
- 3. **Deny** the request of case **SUBD-PRE-22-85** with reasons and conditions.

# If the Planning Commission votes to approve this application, staff recommends that the following conditions of approval be imposed:

- 1) Must abide by City Title 11 Subdivision Ordinance and 2015 IFC
- 2) Any significate changes to the Plat will require P&Z Approval.
- 3) Must abide by all State and Federal Environmental Regulations.





Appendix 2: Posted Notice Sign







# Sunland Park residents feel city not transparent about approved development project

by Nasya Mancini

Wednesday, August 31st 2022

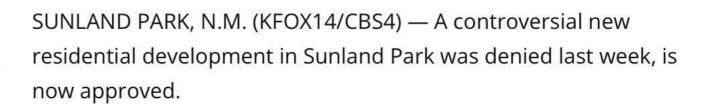




Intersection of Girl Scout and Frontera Road (credit: KFOX14/CBS4)









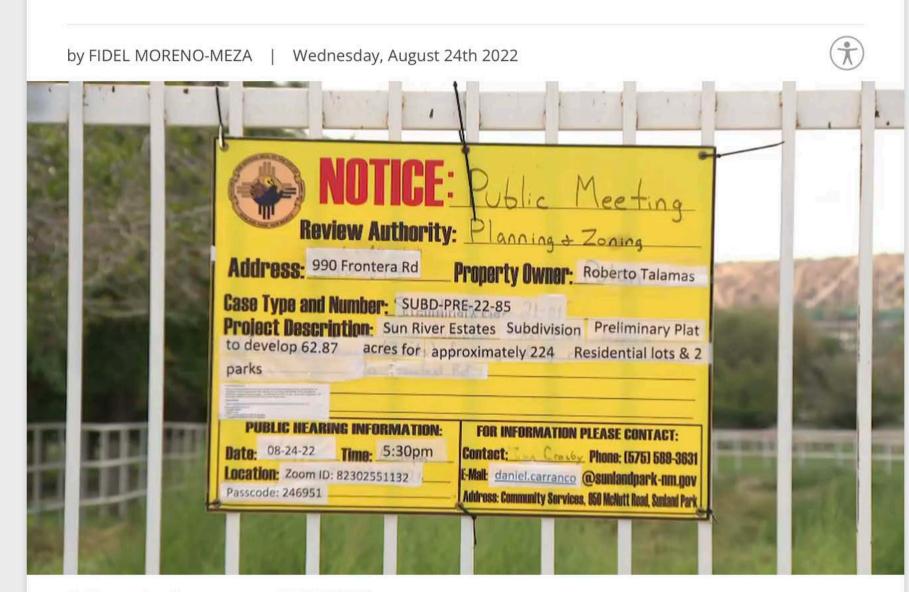
Neighbors on the Texas side aren't happy about it.

Neighbors in this Sunland Park community said the city hasn't been straightforward with its intentions to build a new 224 new home subdivision in the area.

"They're not being forthcoming with us at all," said John Watzling a

KFOX 14

# Rezoning of Sunland Park neighborhood sparks concerns



Public meeting sign on property (CBS4/KFOX14)



SUNLAND PARK, N.M (KFOX14) — Residents of a Sunland Park neighborhood are concerned about a new development that aims to bring hundreds of homes to their area.



Frontera Road and Girl Scout Lane in Sunland Park, New Mexico are currently classified as rural residential, but the current land owners