

**CITY OF LOVINGTON
PLANNING & ZONING COMMISSION REGULAR MEETING
MONDAY, APRIL 15, 2013 @ 4:00 P.M.
TO BE HELD AT 214 S. LOVE STREET**

AGENDA

OPEN MEETING

Call to Order

Approval of Minutes of March 18 and April 2, 2013

ACTION ITEMS

Consideration of Approval of Variance at 401 W. Ave B for RV Park	TAB 1
Consideration of Approval of Variance on lot sizes no less than 6,000 sq .ft on Dimsha Addition, Zone A, Blocks 2 & 3	TAB 2
Consideration of Approval of Final Plat of Dean Addition	TAB 3
Consideration of Approval of Zoning Changes from Commercial to Multi-Family Residential Zone for a part of block 1, Dean Addition	TAB 4
Consideration of Approval to Subdivide lot on NE Corner of Eddy & Van Buren	TAB 5
Consider Approval of Request to Vacate Parcels 1, 2, 3, and 4 of Apaula Heights Addition	TAB 6
Consideration of Approval of Sunrise Addition Final Plat with Setback Variance for lots 38 & 25	TAB 7

NON-ACTION ITEMS

Discussion to Review Zoning Changes	TAB 8
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PUBLIC COMMENT

OTHER BUSINESS

ADJOURNMENT

If you are an individual with a disability who is in need of a reader, amplifier, 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 City Clerk at 575-396-2884 at least one week prior to the meeting or as soon as possible. Public documents, including the agenda and minutes, can be provided in various accessible formats. Please contact the City Clerk at 575-396-2884 if a summary or other type of accessible format is needed.

**REGULAR MEETING OF THE PLANNING & ZONING COMMISSION
MONDAY, MARCH 18, 2013 @ 4:30 P.M.
HELD IN CITY COMMISSION CHAMBERS, 214 SOUTH LOVE STREET**

PURPOSE OF MEETING:

- Consideration of Approval of Sunrise Addition Final Plat on North 7th St & West Polk Ave
- Consideration of Approval of Variance for RV Park at 401 W. Ave B
- Consideration of Approval of Replat & Variance on Larch St & 3rd St
- Consideration of Approval of Variance at 722 W. Ave C-Beauty Salon
- Consideration of Approval to Subdivide lot at 805 N. East St
- Consideration of Approval of Variance for 2 homes at 602 W. Central
- Consideration of Approval of Preliminary Plat of Dean Addition
- Discussion of Zoning Changes from Commercial to Multi-Family Zoning of Block 1, Dean Addition
- Discussion of the Annexation Zoning Changes
- Discussion of Off Street Parking for Large Trucks
- Discussion of Industrial Areas Zoning Changes

PRESENT: Members: David Lynch, John Benard, Betty Price, Nell Lewis, Randy Pettigrew, Vice Chairman Lynda Kreybig and Chairman Kallie Richards.

ALSO PRESENT: Code Enforcer Laura Brock, City Attorney Patrick McMahon, Fire Chief Terrance Lizardo, City Manager James Williams, City Clerk Carol Ann Hogue, and Administrative Assistant Imelda Gutierrez.

CALL TO ORDER: The meeting was called to order by Chairman Richards at 4:30 p.m.

CONSIDERATION OF THE MARCH 7, 2013 MINUTES: Chairman Richards called for a motion to approve the March 7, 2013 minutes. Member Price so moved to approve the minutes. Member Lynch seconded. Motion carried unanimously.

CONSIDERATION OF APPROVAL OF SUNRISE ADDITION FINAL PLAT ON NORTH 7TH ST & WEST POLK AVE: Vice Chairman Kreybig made a motion to approve the final plat. Chairman Richards abstained. Vice Chairman Kreybig withdrew the motion after some discussion concerning water & electrical easements. Member Price made a motion to table and resubmits the plat with all water & electric easements to the fire hydrants. Member Lynch seconded. Motion was approved.

CONSIDERATION OF APPROVAL OF VARIANCE FOR RV PARK AT 401 W. AVE B: Chairman Richards called for a motion to approve variance. Member Price made a motion to table to the next meeting due to Mr. Orosco not being present. Vice Chairman Kreybig seconded. Motion was approved.

CONSIDERATION OF APPROVAL OF REPLAT & VARIANCE ON LOTS ON LARCH ST & 3RD ST: Raul Chavira addressed the members on behalf of his father Cruz Chavira to request a replat & variance. Chairman Richards called for a motion to approve replat & variance. Member Price made a motion to approve according to the Code Enforcer Brock's recommendations and submit survey and plat to the committee. Member Lewis seconded. Motion was approved.

CONSIDERATION OF APPROVAL OF VARIANCE AT 722 W. AVE C-BEAUTY SALON: Cheryl Dudley addressed the members to request a variance for a 1 or 2 chair beauty salon in her garage. Chairman Richards called for a motion to approve the variance. Member

Price made a motion to approve. Vice Chairman Kreybig seconded. Member Lynch opposed. Motion was approved.

CONSIDERATION OF APPROVAL TO SUBDIVIDE LOT AT 805 N. EAST ST:

Administrative Assistant Gutierrez addressed the members to request to subdivide lot. Chairman Richards called for a motion to approve. Member Pettigrew made the motion to approve and move forward with subdivision pending on submitting a plat to the committee. Member Benard seconded. Motion was approved.

CONSIDERATION OF APPROVAL OF VARIANCE FOR 2 HOMES AT 602 W. CENTRAL:

Chairman Richards called for a motion to approve variance. Member Benard made a motion to table to the next meeting due to Mr. Smith not being present. Vice Chairman Kreybig seconded. Motion was approved.

CONSIDERATION OF APPROVAL OF PRELIMINARY PLAT OF DEAN ADDITION:

Harold Lawson addressed the members to request an approval of preliminary plat. Chairman Richards called for a motion to approve plat. Member Price made a motion to approve plat subject to submit survey & a replat to the committee. Member Lewis seconded. Motion was approved.

DISCUSSION OF ZONING CHANGES FROM COMMERCIAL TO MULTI-FAMILY ZONING FOR A PART OF BLOCK 1, DEAN ADDITION:

City Manager Williams stated that a public hearing notification would be sent or published for all the commercial & multi-family zoning areas that would be affected with the change in that area. A planning & zoning meeting is scheduled for April 15, 2013 @ 4:00p.m.

DISCUSSION OF THE ANNEXATION ZONING CHANGES:

Code Enforcer Brock discussed the new wording that she would like to have changed for the annexation ordinance. Members decided to table to the next meeting. No action was taken.

DISCUSSION OF OFF STREET PARKING FOR LARGE TRUCKS:

Code Enforcer Brock discussed the new wording on the off street parking. Members decided to table to the next meeting. No action was taken.

DISCUSSION OF INDUSTRIAL AREAS ZONING CHANGES:

Fire Chief Lizardo discussed the new wording on the Industrial Area Zoning Ordinance. Members decided to table to the next meeting. No action was taken.

ADJOURNMENT:

Vice Chairman Kreybig asked for a motion for adjournment at 6:05 p.m.

APPROVED: _____
CHAIRMAN RICHARDS

ATTEST: _____
MEMBER PETTIGREW

CALLED MEETING OF THE PLANNING & ZONING COMMISSION
TUESDAY, APRIL 2, 2013 @ 4:30 P.M.
HELD IN CITY COMMISSION CHAMBERS, 214 SOUTH LOVE STREET

PURPOSE OF MEETING:

- Consideration of Approval of Sunrise Addition Final Plat with setback Variance for lots 38 & 25

PRESENT: Members: David Lynch, Betty Price, Nell Lewis, and Chairman Kallie Richards.

ALSO PRESENT: Code Enforcer Laura Brock, City Attorney Patrick McMahon, Fire Inspector David Shaw, City Manager James Williams, City Clerk Carol Ann Hogue and Administrative Assistant Imelda Gutierrez.

NOT PRESENT: Members John Benard, Randy Pettigrew and Vice Chairman Lynda Kreybig

CALL TO ORDER: The meeting was called to order by Chairman Richards at 4:30 p.m.

CONSIDERATION OF APPROVAL OF AGENDA: Chairman Richards called for a motion to approve the agenda. Member Price made the motion with the exception to change to a discussion item due to new suggestions to the summary plat. Member Lewis seconded. Motion carried unanimously.

DISCUSSION OF SUNRISE ADDITION FINAL PLAT WITH SETBACK VARIANCE FOR LOTS 38 & 25: Chairman Richards made a motion to discuss the final plat and variance. City Manager James Williams recommends tabling the variance. Member Randy Pettigrew emailed his suggestions which are listed below:

1. Final plat NOT to be approved pending completion of following items:
 - a. This plat is called a Summary Re-Plat. Member Pettigrew is not confident it meets the criteria of Ordinance 16.06.010.A.2.
 - b. Tracts 1, 2 & 3 should be shown as Alleys, dedicated and developed according in the current format, Tracts 1, 2 & 3 should be described in dedication.
 - c. Note 11. Change Vacated to Dedicated and moved to dedication. This is a title consideration for the City who would become the Fee owner if left as written.
 - d. He believes to clean the subdivision the city portions along the east property should be shown as dedicated 20' alley.
 - e. Lot 6,7,31 and possibly 33 should have 45 degree cuts for future emergency or utility vehicle turning capability
 - f. Waterline Easements:
 - i. Member Pettigrew believes 5' is sufficient width for a waterline easement. 10' foot is a minimum that provides appropriate room for repair, if needed.
 - ii. He assumes the lots that have the easements will have verbiage that holds the landowner responsible, not the City, for re-landscaping and fencing should the need for waterline repair arise. If the City does not have the verbiage I am sure we can get a copy of LCEC boiler plate for their easements.

- g. Note 5: Lot Pounding
 - i. Member Pettigrew stated that he does not recall seeing that on previous versions of this subdivision plat (but he could have missed it).
 - 1. Is there a grading plan for the subdivision that indicates where each lot pond will be?
 - 2. Someone will need to define excess runoff!
 - a. Storm Event: 5, 10, 25, 100 years?
 - 3. Once storm event is defined, grading plan should show initial lot grading and pond meets the capacity.
 - h. Note 1: the food zone for this area is "X" not "D"
 - i. Legend: Indicates corners found and set. Needs to indicate all individual lots corners to be set within 1 year of plat approval per state requirements.
- 2. Variance for lots 25 and 38
 - a. Member Pettigrew philosophically opposes to the approval of the variance.

Member Price made a motion to table and resubmit the final plat. Member Lynch seconded. Motion was approved.

ADJOURNMENT:

Chairman Kallie Richards asked for a motion for adjournment at 4:55 p.m.

APPROVED: _____
CHAIRMAN RICHARDS

ATTEST: _____
MEMBER LYNCH

**CITY OF LOVINGTON
STAFF SUMMARY FORM**

PLANNING AND ZONING BOARD
 LOVINGTON ETZ BOARD



MEETING DATE: April 15, 2013
SUBJECT: **Consideration of Approval of Variance at 401 W. Ave B for RV Park**
REQUESTED BY: **Ramon Orosco**
ADDRESS: **401 W. Ave B, Lovington, NM**
DATE SUBMITTED: **2/20/2013**

STAFF SUMMARY:

Ramon Orosco requested a variance to put an RV Park on his property at 401 W. Ave B, Lovington, NM. This is a Multi-Family Residential Zone-Zone B.

ATTACHMENTS:

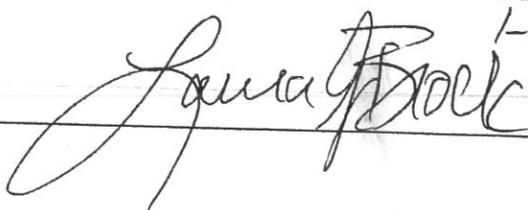
Site Plan Review Form, Site Plan Illustration, Map, Assessment Information

RECOMMENDATION:3 Rv Spaces 35x50, 20 ft drive, 11 ft dedicated for parking, 15 ft between RV's when set up and any pop outs extended.

Code Enforcement Officer

City Manager

Site Plan Review Form

Applicants Name: Ramon Oroscó Jr.			
Applicants Address: 401 W. Ave B			
Applicants Phone Number, Fax, Email:			
Brief Description of Project: Wants to put RV on property.			
Subdivision, Zoning Information: Zone A, B, C, D, Name, Block, Lot, District Southwest Add, blk 2, lot 1, 2			
Owner number 811		Parcel Number 4000008110001	
Applicants Status: Date Tentative 1-21-13		P&Z Date and Time 2-20 4:30 pm	
Officer Recommendations: 3 RV spaces, 35x50, 20 foot Drive way			
Applicants Signature	Date	Officer Signature	Date
			1-24-13

N ↑



Alley

RV spaces
1750 sqft

11 feet dedicated
for parking per
space

RV1 = 17 width
or less

RV2 = 18 width
or less

RV3 = 24 width
or less



Lea County

GIS INTERNET REPORT



Page 1 of 2

Assessment Information

OWNER NUMBER: 811 **UPC CODE:** 400008110001
PARCEL NUMBER: 400008110001

Owner Information	
Owner:	OROSCO, RAMON JR
Mailing Address:	401 W AVENUE B LOVINGTON NM 88260
Property Address:	AVE B 401

Subdivision Information	
Name:	SOUTHWEST ADD ()
Unit:	
Block	2
Lot:	1

Legal Information	
LOT 1 2 *3/94-HIGGINBOTHAM BARTLETT #21492* 12/27/10-SANCHEZ, GUADALUPE & MARTHA F PHOTO 3/11	

Other Information			
Taxable Value:	18174	Deed Book:	1710
Exempt Value:	0	Deed Page:	341
Net Value	18174	District:	011
Livestock Value:	0	Section:	
Manufactured Home Value:	0	Township:	
Personal Property:	0	Range:	
Land Value:	5322	Date Filed:	20101227
Improvement Value:	49200	Most Current Tax:	\$513.31
Full Value:	54522	Year Recorded:	2010

Lea County, New Mexico Disclaimer

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**CITY OF LOVINGTON
STAFF SUMMARY FORM**

PLANNING AND ZONING BOARD
 LOVINGTON ETZ BOARD



MEETING DATE: April 15, 2013
SUBJECT: **Consideration of Approval of Variance on Dimsha Addition, Zone A, Blocks 2 & 3 on lot sizes no less than 6,000 sq. ft**
REQUESTED BY: **GL Green & Associates**
ADDRESS: **100 E. Navajo Dr. Ste 100, Hobbs, NM**
DATE SUBMITTED: **4/3/2013**

STAFF SUMMARY:

Request for Variance on lot sizes no less than 6,000 sq. ft on Dimsha Addition, Zone A, Blocks 2 & 3

ATTACHMENTS:

Site Plan Review Form, Map, Assessment Information

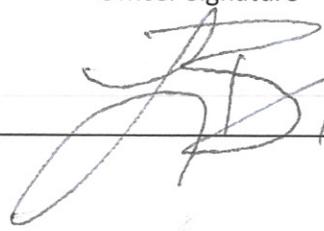
RECOMMENDATION:

Motion to approve or deny request variance

Code Enforcement Officer

City Manager

Site Plan Review Form

Applicants Name: GL GREEN ASSOCIATES			
Applicants Address: 100 E Navajo Suit 100 Hobbs			
Applicants Phone Number, Fax, Email: Matt Kneeland 575-973-5812			
Brief Description of Project: Request lot size variance no less than 5000 sqft.			
Subdivision, Zoning Information: Zone A,B,C,D, Name, Block, Lot, District Dimsha Add Zone A blocks 2+3 011			
Owner number		Parcel Number	
Applicants Status: Date Tentative 84-3-13		P&Z Date and Time 84-5-13 4:00 pm	
Officer Recommendations: Accept Request			
Applicants Signature	Date	Officer Signature	Date
	4/3/13		4-3-13



Lea County

GIS INTERNET REPORT



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Assessment Information

OWNER NUMBER: 25913

UPC CODE: 4000259130001

PARCEL NUMBER: 4000259130001

Owner Information	
Owner:	DIMSHA, ALBERT S
Mailing Address:	1205 OSAGE CT LAS CRUCES NM 88005
Property Address:	

Subdivision Information	
Name:	DIMSHA ADD ()
Unit:	
Block	3
Lot:	6

Legal Information	
LOT 6 7 8 9 10	LOT 11 *1979,NEW DEDICATION*

Other Information			
Taxable Value:	4800	Deed Book:	
Exempt Value:	4000	Deed Page:	0
Net Value	800	District:	011
Livestock Value:	0	Section:	
Manufactured Home Value:	0	Township:	
Personal Property:	0	Range:	
Land Value:	14400	Date Filed:	0
Improvement Value:	0	Most Current Tax:	\$27.05
Full Value:	14400	Year Recorded:	

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Lea County

GIS INTERNET REPORT



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Assessment Information

OWNER NUMBER: 70538

UPC CODE: 4000705380001

PARCEL NUMBER: 4000705380001

Owner Information	
Owner:	DIMSHA, ALAN R
Mailing Address:	BOX 1022 LOVINGTON NM 88260
Property Address:	

Subdivision Information	
Name:	DIMSHA ADD ()
Unit:	
Block	2
Lot:	8

Legal Information	
LOT	8 9 10

Other Information			
Taxable Value:	1800	Deed Book:	
Exempt Value:	0	Deed Page:	0
Net Value	1800	District:	011
Livestock Value:	0	Section:	
Manufactured Home Value:	0	Township:	
Personal Property:	0	Range:	
Land Value:	5400	Date Filed:	0
Improvement Value:	0	Most Current Tax:	\$60.85
Full Value:	5400	Year Recorded:	

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**CITY OF LOVINGTON
STAFF SUMMARY FORM**



PLANNING AND ZONING BOARD
 LOVINGTON ETZ BOARD

MEETING DATE: April 15, 2013
SUBJECT: Consideration of Approval of Final Plat of Dean Addition
REQUESTED BY: Harold Lawson
ADDRESS: 705 N. Main, Lovington, NM
DATE SUBMITTED: 3/13/2013

STAFF SUMMARY:

Harold Lawson requested an approval for a redivision of this lot, from 1 lot of 330 ft into 6 lots of approximately 50 to 51 ft each.

ATTACHMENTS:

letter from Harold, Copy of Plat

RECOMMENDATION:

Approve request

Code Enforcement Officer

City Manager

March 13th, 2013

City of Lovington
214 South Love Street
Lovington, N.M. 88260

c/o Lovington Planning and Zoning Board

Ref: Redivision of Lot 17 Block 1 Dean Addition

Dear Sirs,

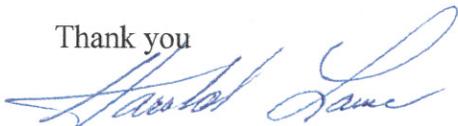
I have recently purchased the above referenced lot and am requesting an approval for a Redivision of this lot, from 1 lot of 330 foot into 6 lots of approx. 50 to 51 foot each. The lots will be approx. 50' frontage x 143' deep. I have requested a zoning change from commercial to multi family. Changing the lot size from 330' to the 6 smaller lots would make more lots available in Lovington for home sites, either single wide, double wide or site built homes. I have submitted a preliminary Platt, pending the final Platt to be completed by Asel Survey of Hobbs. This survey has been ordered but not available at this time. I am submitting the preliminary platt for your review and hopefully approval subject to the final Platt.

As you are aware Lovington is experiencing a large increased demand for home sites within the city. By dividing this lager lot into 6 smaller lots I hope to be able to help met the needs of this increased demand.

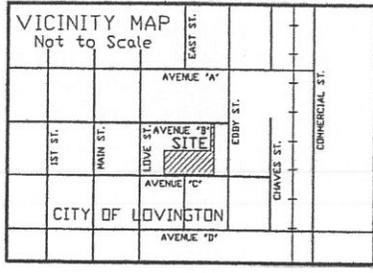
I will be making arrangements to have city sewer installed in the alleyway. Water and Gas are already available.

I thank you for your consideration on this request. If I can answer any questions for you please let me know.

Thank you



Harold Lawson



CERTIFICATE OF MUNICIPALITY
I, JAMES WILLIAMS, CITY MANAGER, LEA COUNTY, NEW MEXICO, DO HEREBY CERTIFY THAT THE FOREGOING PLAT IN THE CITY OF LEA COUNTY, NEW MEXICO WAS REVIEWED AND APPROVED FOR RECORD IN THE MUNICIPAL SUMMARY PROCESSES OF _____, 20____.

JAMES WILLIAMS, CITY MANAGER

ACKNOWLEDGEMENT:
STATE OF NEW MEXICO)
COUNTY OF LEA)SS

ON THIS _____ DAY OF _____
APPEARED _____
BE THE PERSON(S) DESCRIBED IN THE INSTRUMENT AND ACKNOWLEDGE THE SAME FREE ACT AND DEED.

WITNESS MY HAND AND OFFICE

MY COMMISSION EXPIRES: _____

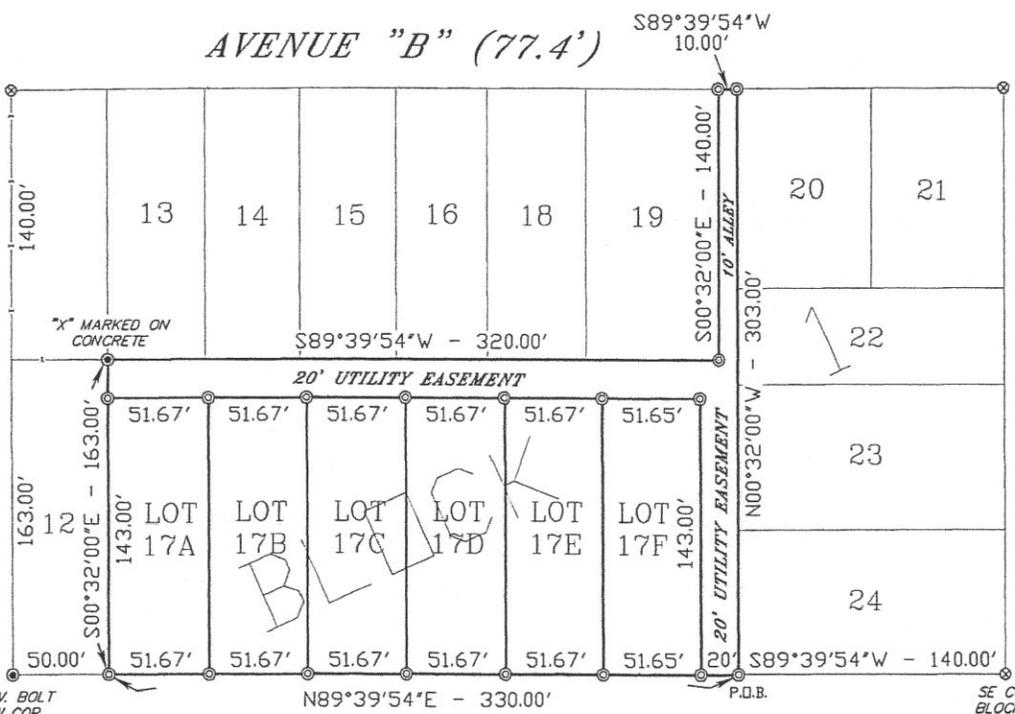
NOTARY PUBLIC

NOTES:
BEARINGS SHOWN HEREON ARE MEASUREMENTS AND COORDINATE SYSTEM AMERICAN DATUM OF 1983 SURFACE VALUES.

AVENUE "B" (77.4')

EDDY STREET (80')

AVENUE "C" (80')



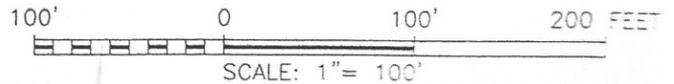
SURVEYORS CERTIFICATE

I, TERRY J. ASEL, NEW MEXICO PROFESSIONAL SURVEYOR NO. 15079, DO HEREBY CERTIFY THAT I CONDUCTED AND AM RESPONSIBLE FOR THIS SURVEY, THAT THIS SURVEY IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF, AND MEETS THE "MINIMUM STANDARDS FOR SURVEYING IN NEW MEXICO" AS ADOPTED BY THE NEW MEXICO STATE BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEERS AND SURVEYORS.

IN WITNESS WHEREOF I HEREBY SET MY HAND AND AFFIX MY OFFICIAL SEAL THIS 10TH DAY OF APRIL 2013.

Terry J. Asel
Terry J. Asel N.M. R.P.L.S. No. 15079

- LEGEND**
- ⊙ - DENOTES: FOUND MONUMENT AS NOTED
 - ⊖ - DENOTES: SET 1/2" REBAR W/PVC CAP MARKED "NM 15079 TX 5204"
 - ⊗ - DENOTES: CALCULATED CORNER



SUMMARY REVIEW - CITY OF LOVINGTON
REDIVISION OF TRACT 17 OF BLOCK 1 OF THE
ASSESSORS PLAT OF TRACTS IN THE DEAN ADDITION
IN THE CITY OF LOVINGTON, LEA COUNTY, NEW MEXICO

LEGAL DESCRIPTION

BEGINNING AT A 1/2" REBAR W/PVC CAP MARKED "NM 15079 TX 5204" SET AS THE SOUTHEAST CORNER OF THIS TRACT WHICH LIES S89°39'54"W - 140.00 FEET FROM THE SOUTHEAST CORNER OF BLOCK 1 OF THE ASSESSORS PLAT OF DEAN ADDITION; THENCE N00°32'00"W - 303.00 FEET TO A 1/2" REBAR W/PVC CAP MARKED "NM 15079 TX 5204" SET AS A CORNER OF THIS TRACT; THENCE S89°39'54"W - 10.00 FEET TO A 1/2" REBAR W/PVC CAP MARKED "NM 15079 TX 5204" SET AS A CORNER OF THIS TRACT; THENCE S00°32'00"E - 140.00 FEET TO A 1/2" REBAR W/PVC CAP MARKED "NM 15079 TX 5204" SET AS A CORNER OF THIS TRACT; THENCE S89°39'54"W - 320.00 FEET TO A "X" MARKED ON CONCRETE SET AS A CORNER OF THIS TRACT; THENCE S00°32'00"E - 163.00 FEET TO A 1/2" REBAR W/PVC CAP MARKED "NM 15079 TX 5204" SET AS THE SOUTHWEST CORNER OF THIS TRACT; THENCE N89°39'54"E - 330.00 FEET TO THE POINT OF BEGINNING AND CONTAINING 1.27 ACRES OF LAND MORE OR LESS. BEING SUBJECT TO 20' WIDE UTILITY EASEMENTS AND 10' WIDE ALLEY EASEMENT AS SHOWN.

APPROVAL:
 I, _____, FOR THE CITY OF LOVINGTON, HEREBY CERTIFY THAT THE _____, LOVINGTON, LEA COUNTY, NEW MEXICO, IS IN FULL COMPLIANCE WITH THE REGULATIONS ON THIS _____ DAY

DEDICATION:

SAID TRACTS ARE BEING SUBDIVIDED AND REPLATTED WITH THE FREE CONSENT AND IN ACCORDANCE WITH THE DESIRES OF THE UNDERSIGNED OWNER(S) THEREOF, AND IS SURVEYED AND SUBDIVIDED AS THEY APPEAR ON THE PLAT AFFIXED HERON. ALL AREAS OF LAND SHOWN FOR PUBLIC USE, INCLUDING STREETS AND ALLEYS, ARE HEREBY DEDICATED TO THE PUBLIC USE.

_____, 2013. BEFORE ME PERSONALLY KNOWN TO ME TO _____ AND WHO EXECUTED THE FOREGOING INSTRUMENT THAT THEY EXECUTED THE SAME AS THEIR

HAROLD LAWSON—SECRETARY TREASURER FOR J.I.H. CORPORATION

SEAL THE DAY AND YEAR LAST ABOVE WRITTEN.

ACKNOWLEDGEMENT:

STATE OF NEW MEXICO))
))
 COUNTY OF LEA)

ON THIS _____ DAY OF _____, 2013. BEFORE ME PERSONALLY APPEARED _____, KNOWN TO ME TO BE THE PERSON(S) DESCRIBED IN AND WHO EXECUTED THE FOREGOING INSTRUMENT AND ACKNOWLEDGED THAT THEY EXECUTED THE SAME AS THEIR FREE ACT AND DEED.

WITNESS MY HAND AND OFFICIAL SEAL THE DAY AND YEAR LAST ABOVE WRITTEN.

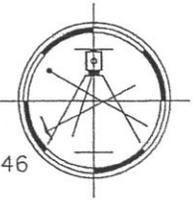
MY COMMISSION EXPIRES: _____

 NOTARY PUBLIC

IN ARE FROM GPS
 INFORM TO THE NEW MEXICO
 "NEW MEXICO EAST ZONE" NORTH
 83. DISTANCES ARE U.S. FEET

Asel Surveying

P.O. BOX 393 - 310 W. TAYLOR
 HOBBS, NEW MEXICO - 575-393-9146



STATE OF NEW MEXICO
 COUNTY OF LEA
 FILED

_____, 2013,
 AT _____, O'Clock _____ M
 and Recorded in Book _____
 Page _____
 Pat Chappelle, Lea County Clerk
 By _____ Deputy

HAROLD LAWSON	Work Order #130315PS
Date Surveyed: 03/15/2013	Surveyed by: Terry Asel
DWG #130315PS.dwg	Drafted By: KA
Scale: 1" = 100'	Sheet 1 of 1



Lea County New Mexico



Lea County

GIS INTERNET REPORT



Page 1 of 1

Assessment Information

OWNER NUMBER: 20910

UPC CODE: 4000209100001

PARCEL NUMBER: 4000209100001

Owner Information	
Owner:	DEAN, WILLIAM GERALD JR
Mailing Address:	PO BOX 430 CAPITAN NM 88316
Property Address:	

Subdivision Information	
Name:	DEAN ADD ()
Unit:	
Block	1
Lot:	

Legal Information
PART OF BLK 1 DESC AS BEG 140' W OF SE COR OF BLK 1, TH N 303', W 10', S 140', W 320', S 163', E 330' TO BEG LESS A TRACT BEGINNING 140 W OF SE CORNER BLOCK ONE TH N 163'; W 330'; SOUTH 20'; E 310'; S 143'; E 20' TO BEG AKA LOT 17 LESS N 20' & E 20' BLK ONE APO DEAN ADDITION AKA ALLEY *6/98-DEAN, GERALD* *1/26/04-DEAN, MARY IRENE 1279/826*

Other Information			
Taxable Value:	1054	Deed Book:	1350
Exempt Value:	0	Deed Page:	161
Net Value	1054	District:	011
Livestock Value:	0	Section:	
Manufactured Home Value:	0	Township:	
Personal Property:	0	Range:	
Land Value:	3162	Date Filed:	20050106
Improvement Value:	0	Most Current Tax:	\$35.65
Full Value:	3162	Year Recorded:	

Lea County, New Mexico Disclaimer

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CITY OF LOVINGTON
STAFF SUMMARY FORM

X
PLANNING AND ZONING BOARD

LOVINGTON ETZ BOARD



MEETING DATE: April 15, 2013
SUBJECT: **Consideration of Approval of Zoning Changes from Commercial to Multi-Family Residential Zone for a part of block 1, Dean Addition**
REQUESTED BY: **Harold Lawson**
ADDRESS: **705 N. Main**
DATE SUBMITTED: **3/12/2013**

STAFF SUMMARY:

Harold Lawson requested an approval to change the zoning from Commercial to Multi-Family Residential Zone for a part of block 1, Dean Addition. City Staff also sent certified letters to each property owner within 100 feet of the location requesting a zone change, informing them that the issue will be discussed and acted upon at this Planning & Zoning meeting April 15, 2013 @ 4:00 p.m. and they are welcome to provide comment. Notice was also published more than 15 days in advance of this meeting to inform the public of the proposed zone change.

ATTACHMENTS:

Letter from Harold, Warranty Deed, Map, Public Hearing Notice

RECOMMENDATION:

Motion to approve or deny request variance

Code Enforcement Officer

City Manager

March 12th, 2013

City of Lovington
214 South Love Street
Lovington, N.M. 88260

c/o Lovington Planning and Zoning Board

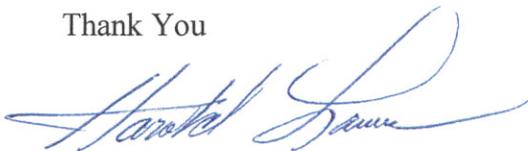
Ref: Zoning change or variance for
a part of block 1, Dean addition
see attached legal discription

Dear Sirs,

The above referenced property is currently zoned Commercial. I am requesting a change from commercial to multi family zoning. The purpose of the change is to allow for better financing opportunities to future buyers who might be placing double wide mobile homes or single family or site built homes on the property.

As you are all aware, Lovington is experiencing a large demand for home sites due to the increase numbers of people being attracted to our area due to our oil field based economy. I have recently purchased this property through J.I.H Inc. for the purpose of dividing one 310' lot into six 50 foot lots available for single wide, double wide or site built homes in order to help fill this need. This zoning change would again enhance the financing that would be available to buyers. I request your consideration in making this change.

Thank You



Harold Lawson
Qualifying Broker
Harold Lawson & Associates, Realtors
575-396-5354
575-399-5725

CITY OF LOVINGTON
PUBLIC HEARING NOTICE

The City of Lovington Planning and Zoning Board will be conducting a public hearing on April 15, 2013 at 4:00 p.m. at City Hall, 214 South Love Street, Lovington, New Mexico for the purposes of approving or disapproving the request for a change in zoning of Lot 17, Block 1 of the Dean Addition from Zone C – Commercial to Zone B - Multifamily.

If you are an individual with a disability who is in need of a reader, amplifier, 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 City Clerk at 575-396-2884 at least one week prior to the meeting or as soon as possible. Public documents, including the agenda and minutes, can be provided in various accessible formats. Please contact the City Clerk at 575-396-2884 if a summary or other type of accessible format is needed.

**CITY OF LOVINGTON
STAFF SUMMARY FORM**



PLANNING AND ZONING BOARD
 LOVINGTON ETZ BOARD

MEETING DATE: April 15, 2013
SUBJECT: **Consideration of Approval to Subdivide lot on NE Corner of Eddy & Van Buren**
REQUESTED BY: **Jesus Marquez & Santos Soto**
ADDRESS:
DATE SUBMITTED: **3/29/2013**

STAFF SUMMARY:

Jesus Marques & Santos Soto have requested to subdivide lot 85x300 into two (2) lots of 85x150 on NE Corner of Eddy & Van Buren. College Addition, Block 12, Lot 5, Block 11.

ATTACHMENTS:

Site Plan Review Form, Site Plan Illustration, Settlement Statement, Map, Assessment Information

RECOMMENDATION:

Approve the request to subdivide

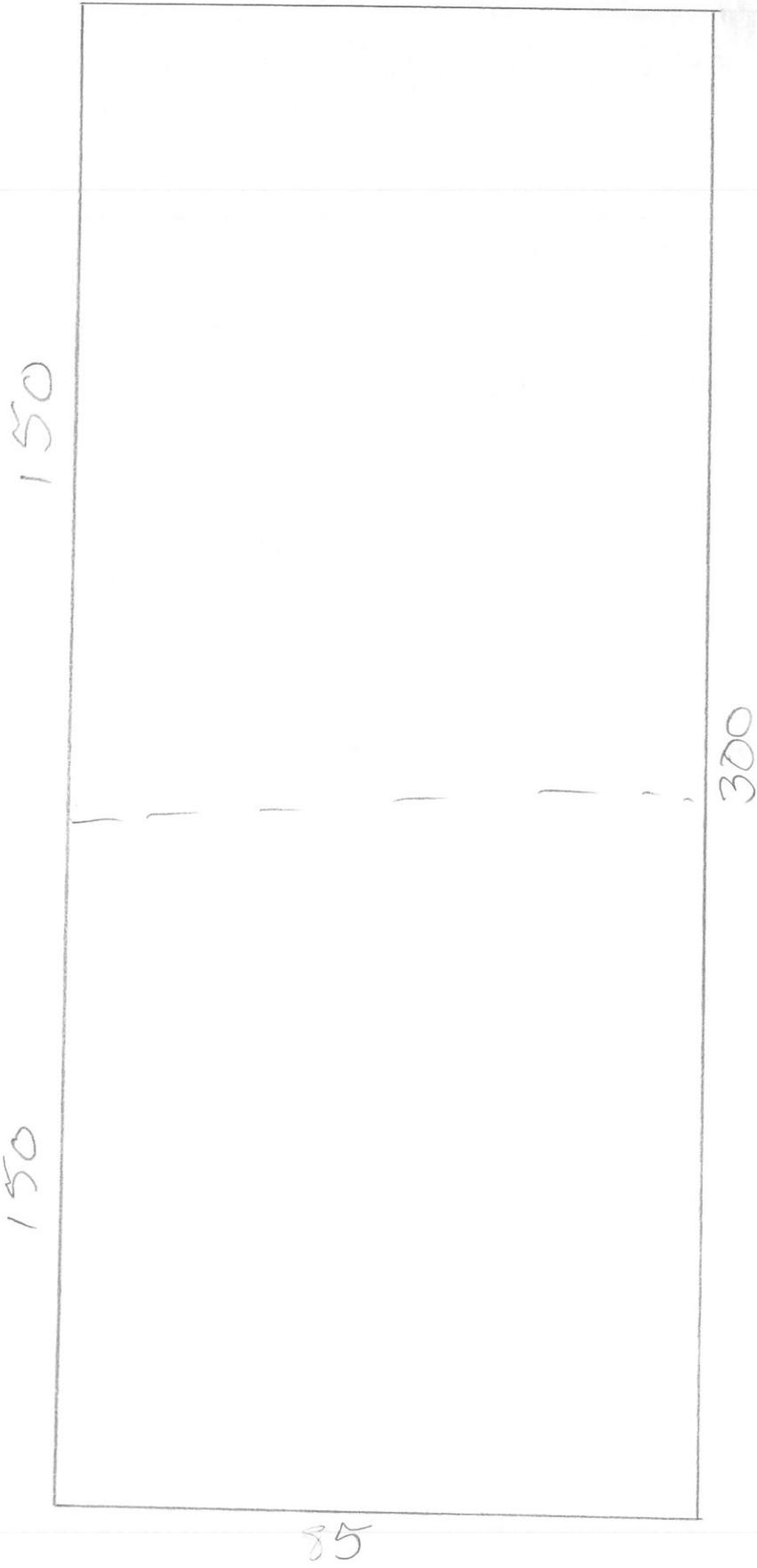
Code Enforcement Officer

City Manager

Site Plan Review Form

Applicants Name: Jesus Marquez, Santos Soto			
Applicants Address:			
Applicants Phone Number, Fax, Email: 602-8727			
Brief Description of Project: NE corner Eddy + VanBuren subdivide lot 85x300 to two lots 85x150.			
Subdivision, Zoning Information: Zone A,B,C,D, Name, Block, Lot, District College Add, blk 12, lot 5, blk 11			
Owner number		Parcel Number 400211460001	
Applicants Status: Date Tentative		P&Z Date and Time 4-15-13 4:00pm	
Officer Recommendations: Go ahead and divide.			
Applicants Signature	Date	Officer Signature	Date
			4-9-13

Eddy



Van Boren





A.
 SETTLEMENT STATEMENT
 U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

B. TYPE OF LOAN

1. FHA 2. FMHA 3. CONV. UNINS.
 4. VA 5. CONV. INS.

6. FILE NUMBER: 13-144W3 7. LOAN NUMBER:
 8. MORTGAGE INSURANCE CASE NUMBER:

C. NOTE: This form is furnished to give you a statement of actual settlement costs. Amounts paid to and by the settlement agent are shown. Items marked "(p.o.c.)" were paid outside the closing; they are shown here for informational purposes and are not included in totals.

D. NAME & ADDRESS OF BORROWER JESUS MARQUEZ SANTOS SOTO	E. NAME & ADDRESS OF SELLER WESLEY G. SHUFORD, V SARA JANE SHUFORD 1206 W. AVE I LOVINGTON, NM 88260	F. NAME & ADDRESS OF LENDER CASH DEAL Phone:
G. PROPERTY LOCATION W 85' OF W/2 OF BLK 12 AKA LOT 5; BLK 11; COLLEGE ADDITION NE CORNER OF EDDY & VAN BUREN LOVINGTON, NM 88260	H. SETTLEMENT AGENT (Ph) 575-393-7706 Elliott & Waldron Title 1819 N. Turner Suite B Hobbs, New Mexico 88240	PLACE OF SETTLEMENT Elliott & Waldron Title & Abstract Co., Inc. 1819 N. Turner Suite B Hobbs, New Mexico 88240 PH:575-393-7706 FAX:575-393-7725
I. SETTLEMENT DATE 27 March, 2013 DISBURSMENT DATE 27 March, 2013		

J. SUMMARY OF BORROWER'S TRANSACTION

100. GROSS AMOUNT DUE FROM BORROWER:		400
101. Contract Sales Price	20,000.00	401
102. Personal Property		402
103. Settlement Charges to Borrower (L 1400)	397.13	403
104.		404
105.		405
Adjustments for items paid by seller in advance		
106. City taxes		406
107. County taxes		407
108. Assessments		408
109.		409
110.		410
111.		411
112.		412
120. GROSS AMOUNT DUE FROM BORROWER	20,397.13	420
200. AMOUNTS PAID BY OR IN BEHALF OF BORROWER:		
201. Deposit or Earnest Money		501
202. Principal \$ of new loan		502
203. Existing Loans taken		503
204.		504
205.		505
206.		506
207.		507
208.		508
209.		509
Adjustments for items unpaid by seller		
210. City taxes		510
211. County taxes 01/01/13-03/27/13	.22	511
212. Assessments		512
213.		513
214.		514
215.		515
216.		516
217.		517
218.		518
219.		519
220. TOTAL PAID BY/FOR BORROWER	.22	520
300. CASH AT SETTLEMENT FROM/TO BORROWER		60
301. Gross amount due frm borrower (L 120)	20,397.13	601
302. Less amts pd by/for borrower (L 220)	.22	602
303. CASH <input checked="" type="checkbox"/> FROM) (TO) BORROWER	20,396.91	603

K. SUMMARY OF SELLER'S TRANSACTION

100. GROSS AMOUNT DUE FROM BORROWER:		400
101. Contract Sales Price	20,000.00	401
102. Personal Property		402
103. Settlement Charges to Borrower (L 1400)	397.13	403
104.		404
105.		405
Adjustments for items paid by seller in advance		
106. City taxes		406
107. County taxes		407
108. Assessments		408
109.		409
110.		410
111.		411
112.		412
120. GROSS AMOUNT DUE FROM BORROWER	20,397.13	420
200. AMOUNTS PAID BY OR IN BEHALF OF BORROWER:		
201. Deposit or Earnest Money		501
202. Principal \$ of new loan		502
203. Existing Loans taken		503
204.		504
205.		505
206.		506
207.		507
208.		508
209.		509
Adjustments for items unpaid by seller		
210. City taxes		510
211. County taxes 01/01/13-03/27/13	.22	511
212. Assessments		512
213.		513
214.		514
215.		515
216.		516
217.		517
218.		518
219.		519
220. TOTAL PAID BY/FOR BORROWER	.22	520
300. CASH AT SETTLEMENT FROM/TO BORROWER		60
301. Gross amount due frm borrower (L 120)	20,397.13	601
302. Less amts pd by/for borrower (L 220)	.22	602
303. CASH <input checked="" type="checkbox"/> FROM) (TO) BORROWER	20,396.91	603

The Public Reporting Burden for this collection of information is estimated at 35 minutes per form. If you do not provide this information, you may not collect this information, and you are not required to complete this form, unless it is required by law. This disclosure is mandatory. This is designed to provide the parties to a RESPA covered transaction with the information needed to complete the settlement process.



Lea County New Mexico



Lea County

GIS INTERNET REPORT



Page 1 of 1

Assessment Information

OWNER NUMBER: 21166

UPC CODE: 4000211660001

PARCEL NUMBER: 4000211660001

Owner Information	
Owner:	SHUFORD, WESLEY GRAY IV
Mailing Address:	1206 W AVENUE I LOVINGTON NM 88260
Property Address:	EDDY ST 812

Subdivision Information	
Name:	COLLEGE ADD ()
Unit:	
Block	12
Lot:	

Legal Information	
W 85' OF W2 OF BLK AKA LOT 5 BLK 11 APO COLLEGE ADD *1980-FORT, BYRON BK 438 PG 726*	

Other Information			
Taxable Value:	590	Deed Book:	135
Exempt Value:	0	Deed Page:	268
Net Value	590	District:	011
Livestock Value:	0	Section:	
Manufactured Home Value:	0	Township:	
Personal Property:	0	Range:	
Land Value:	1770	Date Filed:	0
Improvement Value:	0	Most Current Tax:	\$19.94
Full Value:	1770	Year Recorded:	

Lea County, New Mexico Disclaimer

Information deemed reliable but not guaranteed. Copyright ©2012.
 MAP TO BE USED FOR TAX PURPOSES ONLY. NOT TO BE USED FOR CONVEYANCE.

CITY OF LOVINGTON
STAFF SUMMARY FORM



PLANNING AND ZONING BOARD
 LOVINGTON ETZ BOARD

MEETING DATE: April 15, 2013
SUBJECT: **Consideration of Approval of Request to Vacate Parcels 1,2,3, & 4 of Apaula Heights Addition**
REQUESTED BY: **Alonzo Ramirez**
ADDRESS:
DATE SUBMITTED: **4/11/2013**

STAFF SUMMARY:

Consider Approval of Request to Vacate Parcels 1,2,3 & 4 of Apaula Heights Addition.

ATTACHMENTS:

Power of Attorney, Map

RECOMMENDATION:

Motion to approve

Code Enforcement Officer

City Manager

**CITY OF LOVINGTON
STAFF SUMMARY FORM**

PLANNING AND ZONING BOARD
 LOVINGTON ETZ BOARD



MEETING DATE: April 15, 2013
SUBJECT: **Consideration of Approval of Sunrise Addition Final Plat with Setback
Variance for lots 38 & 25**
REQUESTED BY: **Summit Engineering**
ADDRESS: **P.O. Box 375, Fairacres, NM 88033**
DATE SUBMITTED: **3/28/2013**

STAFF SUMMARY:

The approval of this plat was tabled at the last P& Z meeting. The issues that lead to being tabled was due to lack of easements recorded on the plat for fire hydrants and utility easements in the alleys. Another issue that had been identified is that two lots 25 & 38 do not meet the minimum corner lot side yard setbacks. Summit has resubmitted the plat with the requested changes.
On April 2, 2013, the plat was tabled at the P&Z meeting again. The issues leading to being tabled once again are due to it being a summary replat and not the final plat. It does not meet the criteria of Ordinance 16.06.010.A.2.

ATTACHMENTS:

Sunrise Addition Summary Replat, Copy of Ordinance 16.06.010.A.2

RECOMMENDATION:

Motion to approve

Code Enforcement Officer

City Manager

**CITY OF LOVINGTON
STAFF SUMMARY FORM**

PLANNING AND ZONING BOARD
 LOVINGTON ETZ BOARD



MEETING DATE: April 15, 2013
SUBJECT: Discussion to Review Zoning Changes
REQUESTED BY: Code Enforcer Laura Brock
ADDRESS:
DATE SUBMITTED: 3/18/2013

STAFF SUMMARY:

Discuss Zone Changes per Code Enforcer Laura Brock

ATTACHMENTS:

RECOMMENDATION:

Best interest for the City

Code Enforcement Officer

City Manager