



AGENDA ITEM NUMBER \_\_\_\_\_

# Bernalillo County Board of County Commissioners

Meeting Date: March 24, 2009

**Department:** Zoning, Building, Planning & Env. Health      **Staff Contact:** Brennon Williams, Zoning Administrator

**TITLE:** PUBLIC HEARING: Appeal of the County Planning Commission's determination to recommend cancellation of an existing Special Use Permit for a School Bus Operation and Parking Lot (CSU-50026)

## COUNTY PLANNING COMMISSION RECOMMENDATION:

Cancellation of CSU-50026.

### SUMMARY:

On February 4, 2009, the County Planning Commission (CPC) voted unanimously (5-0) to recommend cancellation of a Special Use Permit for a School Bus Operation and Parking Lot (CSU-50026). The subject property is located at 1325 Foothill Rd. SW, zoned A-1, and contains approximately 9.16 acres. The CPC decision was based on four Findings.

The request for cancellation was the result of noncompliance with the established conditions of approval. The CPC had previously deferred the matter from their August and February 2008 public hearings, as well as the November 2007 meeting. However, when no one appeared at the scheduled meeting in February 2009, and no progress toward the completion of the necessary actions could be determined, the resulting recommendation was cancellation of the previous approval.

The Comprehensive Zoning Ordinance of Bernalillo County authorizes cancellation of a Special Use Permit after determination of a continued violation, proper notification to the property owner, and the holding of a public hearing (Sec. 18.H. of the Comprehensive Zoning Ordinance of Bernalillo County).

### ATTACHMENTS:

1. Appellant's application
2. CPC's Notice of Decision (February 6, 2009)
3. CPC packet (February 4, 2009)

### STAFF ANALYSIS SUMMARY:

Zoning/Building/Planning/Environmental Health:  
Staff recommends denial of the appeal, thereby upholding the recommendation for cancellation.