



VILLAGE OF CORRALES  
RESOLUTION NO. 11-059

Failed

**A RESOLUTION DIRECTING THAT THE VILLAGE ADMINISTRATION NOT PROVIDE PUBLIC MAINTENANCE FOR WEST LA ENTRADA ROAD FROM LOMA LARGA TO THE THOMPSON FENCE LINE**

**Whereas**, the westerly portion of West La Entrada Road is a graveled right of way extending from Loma Larga to the Village of Corrales boundary at the Thompson Fence Line with the City of Rio Rancho; and

**Whereas**, upon annexation from Sandoval County in 1988 into the Village of Corrales, the westerly portion of West La Entrada Road was, perhaps in error, listed as a public road and has received periodic road maintenance from the Village's Public Works Department; and

**Whereas**, the 17-lot plat for the Perea Subdivision of October 18, 1974 in the approval block signed by Commissioners T.C. Perea, R.W. Johnson, and Dick Montoya states: "Approval by the County of Sandoval is with the understanding that it, the county, will assume no responsibility towards maintenance of roadways"; and

**Whereas**, the subdivision plat shows a "30' road & utility easement" along the southern portion of each lot of one acre, more or less; and

**Whereas**, the property owners over whose lands the 30-foot road and utility easement extends pay property taxes on the entire acreage including the right of way; and

**Whereas**, a majority of property owners responding to a survey conducted by the Planning and Zoning Office have indicated that they consider the westerly portion of West La Entrada Road to be a private, not a public road; and

**Whereas**, the Village of Corrales pursuant to the Anti-donation Clause of the State Constitution may not provide maintenance for private roads,

**Now, therefore, be it resolved** by the Village Council, the Governing Body of the Village of Corrales, New Mexico, that the Village of Corrales will no longer provide public maintenance to the westerly portion of West La Entrada Road from Loma Larga to the Thompson Fence Line and considers that right of way to be a 30-foot private road and utility easement with maintenance responsibility to be borne by property owners.

**PASSED, APPROVED AND ADOPTED** by the Governing Body of the Village of Corrales, New Mexico, this 13<sup>th</sup> day of December, 2011.

APPROVED:

\_\_\_\_\_  
The Honorable Philip Gasteyer  
Mayor

ATTEST:

\_\_\_\_\_  
Juan Reyes, Village Clerk