

McKean, Jennifer - FSIS

From: Ricardo [REDACTED] yahoo.com]
Sent: Tuesday, April 23, 2013 4:16 PM
To: McKean, Jennifer - FSIS
Cc: Sloan, Jerry - FSIS
Subject: Fwd: planning and zoning
Attachments: image001.jpg; ATT00001.htm; Case Z82-11 Application.pdf; ATT00002.htm

This is the report that was sent in reference to our zoning inquiry today.

Thanks

Sarah DeLosSantos

Sent from my iPhone

Begin forwarded message:

From: [REDACTED]@co.chaves.nm.us>
Date: April 23, 2013, 2:04:34 PM MDT
To: [REDACTED]@yahoo.com>

DEADLINE _____

CASE NO. 82-11

DATE REC. RECEIVED MAY 27 1982

RECEIVED MAY 27 1982

ROSWELL-CHAVES COUNTY ZONING ORDINANCE
APPLICATION FOR
REZONING - SPECIAL USE PERMITS - VARIANCE

OWNER Kenneth Larbe

APPLICANT on Payne & Kenneth Larbe

STATUS OF APPLICANT

OWNER _____ TENENT _____ AGENT _____ PROSPECTIVE OWNER/TENENT X

MAILING ADDRESS P.O. Box 894 Roswell, N: 88201

TELEPHONE: BUSINESS _____ HOME 624 [REDACTED]

LEGAL DESCRIPTION:

N 780' E 221.96 of NW1 10.064 ACRES ±

N 780' E 340.09 of NE1

of Sec. 17 TWP 11 Rge 28

PRESENT LAND USE:

Agriculture

INTENDED USE:

Industrial

PRESENT ZONING Agriculture

REQUESTED ZONING Industrial - FOOD PROCESSING & WHOLESALE DISTRIBUTION

APPLICANT'S REASON FOR REQUESTED CHANGE (ATTACH SHEET IF MORE SPACE IS NEEDED)

As would like to build a packing house

CATTLE

SHEEP

1665

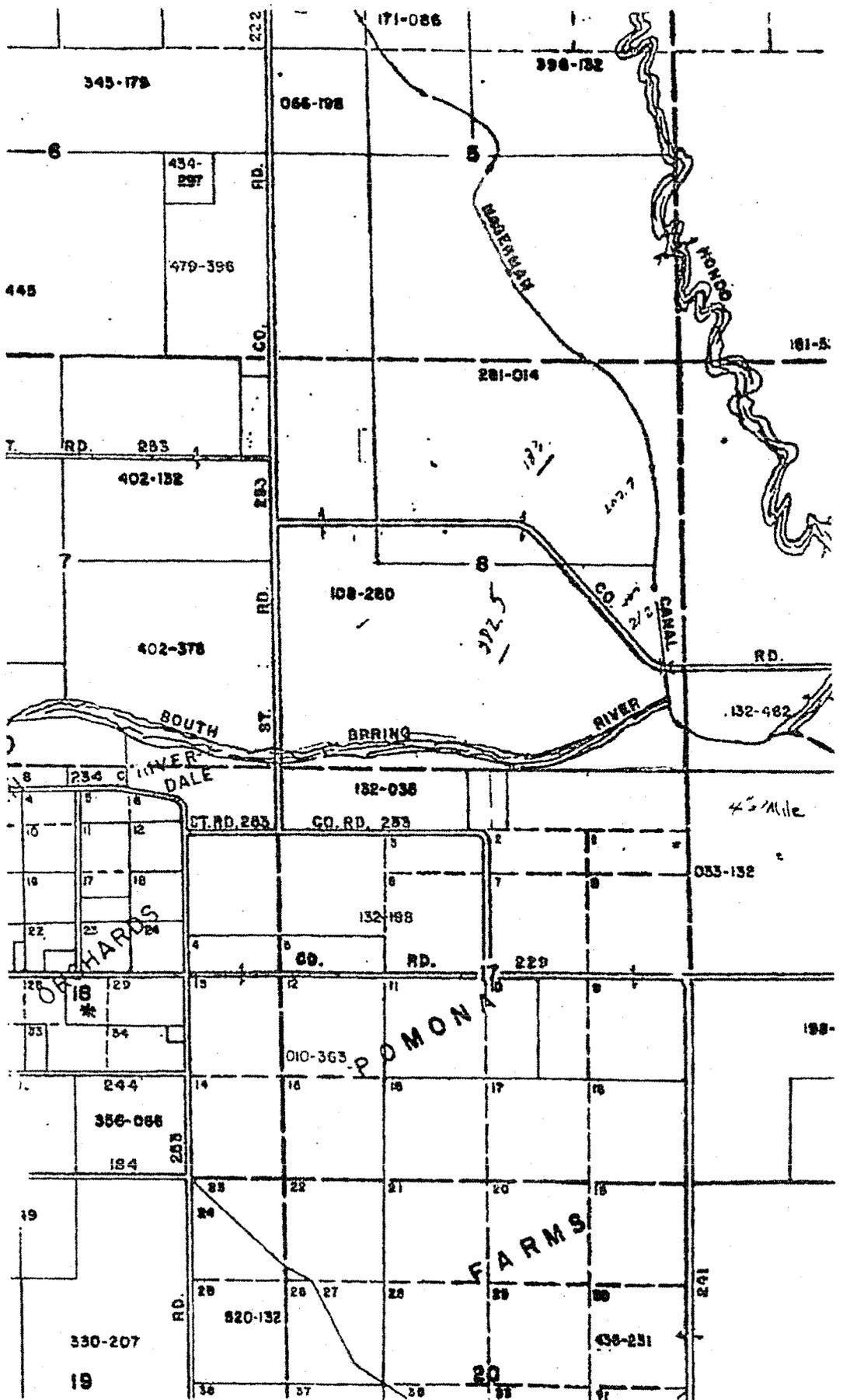
THIS APPLICATION MUST BE ACCOMPANIED BY A PLOT PLAN, A LOCATION MAP AND A LIST OF ALL PROPERTY OWNERS WITHIN ONE HUNDRED (100) FEET (EXCLUDING RIGHT OF WAY).

THE FEE MUST BE SUBMITTED WITH THIS APPLICATION. SEE FEE SCHEDULE.

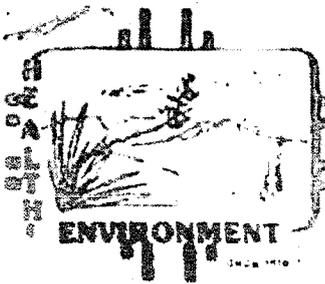
I ACKNOWLEDGE THAT I HAVE BEEN INFORMED OF THE DATES, TIMES AND LOCATIONS OF MEETINGS OF THE PLANNING AND ZONING COMMISSION WHICH I OR MY AGENT MUST ATTEND IN ORDER TO FULFILL THE REQUIREMENTS OF THIS APPLICATION.

SIGNATURE Ken Payne

DATE 5/27/82



DON PAYNE & KENNETH GARDE
CASE # 92-11



C. W. WAGNER
D. HELLUMS
T. AIELLO

STATE OF NEW MEXICO
ENVIRONMENTAL IMPROVEMENT DIVISION
P.O. Box 968, Santa Fe, New Mexico 87504-0968
(505) 827-5271
Russell F. Rhoades, M.P.H., Director

*cc: [unclear]
Cannon
[unclear]
Rayne*
Bruce King
GOVERNOR

George S. Goldstein, Ph.D.
SECRETARY

Larry J. Gordon, M.S., M.P.H.
DEPUTY SECRETARY

CERTIFIED MAIL--RETURN RECEIPT REQUESTED

June 11, 1982

Chaves County Commissioners
Chaves County Courthouse
P. O. Box 1817
Roswell, New Mexico 88201

File
File in Don Payne
RECEIVED JUN 18 1982



Board of County Commissioners:

Enclosed is a public notice which includes notice of proposed discharge plan(s) for one or more operations located in your county.

If you have any questions, please do not hesitate to contact me at the address and telephone number given above.

Sincerely,

Maxine S. Goao

MAXINE S. GOAO
Program Manager
Ground Water Section

NSG/sm

Enclosure

EQUAL OPPORTUNITY EMPLOYER

June 10, 1982
TO BE PUBLISHED ON OR BEFORE JUNE 18, 1982

PUBLIC NOTICE
NEW MEXICO ENVIRONMENTAL IMPROVEMENT DIVISION
HEALTH AND ENVIRONMENT DEPARTMENT

Notice is hereby given that pursuant to New Mexico Water Quality Control Commission Regulations, the following proposed discharge plans have been submitted for approval to the Director of the New Mexico Environmental Improvement Division, Post Office Box 968, Crown Building, 725 St. Michael's Drive, Santa Fe, New Mexico 87503; telephone (505) 827-5271.

ALEXANDER DAIRY, Dean Alexander, Owner, Lovington, New Mexico 88260 proposes to discharge wastewater from a dairy of 750 cows to an adjacent land application site. The proposed dairy will be located approximately 2.5 mi. northeast of the town of Lovington in the southeast ¼ of section 33, T15S, R36E, Lea County, New Mexico. The estimated discharge is 22,500 gallons per day. The ground water most likely to be affected is at a depth of approximately 75 feet and has a total dissolved solids concentration of approximately 400 mg/l.

THE DEPARTMENT OF CORRECTIONS, STATE OF NEW MEXICO, 113 Washington Avenue, Santa Fe, New Mexico, 87503 proposes to discharge from a new wastewater treatment facility at the Penitentiary of New Mexico. The sewage will be treated in an aerated lagoon type system, will be disinfected and then will be pumped to an irrigation reservoir, from which it will flow to a land application site. Approximately 50 acres of alfalfa will be irrigated with the sewage effluent. The treatment facility and the irrigation site are located in Section 35, T16N, R8E in Santa Fe County, New Mexico, 12 miles south of the City of Santa Fe, along Route 14. The average flow of effluent is to be 168,000 gallons per day and the total nitrogen in the effluent is expected to be 35 mg/l nitrogen as N. Ground water at the site area contains less than 350 mg/l in total dissolved solids and is found at a depth of approximately 135 feet below land surface.

PECOS VALLEY MEAT PACKING, Don Payne, owner, 2207 Hills Drive, Roswell, New Mexico 88201 proposes to discharge 8,000 gallons per day of slaughterhouse wastes approximately 5 miles east of Roswell in the northern half of Section 17, T11S, R25E, Chaves County, New Mexico. These wastes will be routed through a septic tank, to a manure lined lagoon then used to irrigate 60 adjoining acres. The water most likely to be affected is at a depth of 20 feet and has a total dissolved solids content of approximately 2,300 mg/l.

Any interested person may obtain further information from the Ground Water Section, Water Pollution Control Bureau, EID, and may submit written comments to the Director of the EID at the address given above. Prior to ruling on any proposed discharge plan or its modification, the Director of EID will allow thirty (30) days after the date of publication of this Notice during which comments may be submitted to him and a public hearing may be requested by any interested person. Requests for a public hearing shall set forth the reasons why the hearing should be held. A hearing will be held if the Director determines that there is significant public interest.

BARBE FARM

800 W. Mescalero Rd.
Roswell, N. M. 88201

Form Location: 7 Miles E. E. Roswell

935 622-4410
Ext. 622-4291

Property owners joining location:

- West Side - Fred Nelson Estate
- North Side - Fred Payton Estate (Willie D. Payton)
- East Side - Barbe Farm
- South - (across road) - Jerry & Robert Wagner

*The above property owners
are the adjoining owners to the
Proposed zoning change, within
100 feet of the property.*

Signed: Don Payne

*Don Payne
Notary Public*

My Commission Expires May 14, 1986

Account No. 5-47 W 82 95-11/122

Payable to the order of Chas. L. Stutz \$ 1225.00

Texas Lumber & Supply Co. Dollars

 The First National Bank of Houston
Branch No. 10001

Pay to the order of Don Payne

NOV 19 11 20 11 25 00 20 10 70 6 r

CERTIFICATE OF ZONING

DATE: June 27, 1982

THIS CERTIFICATE IS ISSUED TO: Senneth Banks

ADDRESS: WITH THE LEGAL PROPERTY DESCRIPTION BEING AS

FOLLOWS: A. 780' x N. East 221.96' of North of N. 280' and West 310.00' of the NE 1/4 of Section 17 T11S R25E

THE SPECIFIC USE OF THE ABOVE DESCRIBED PROPERTY IS FOR: Industrial

Auto Processing & Wholesale Distribution

WITH THE FOLLOWING RESTRICTIONS AND CONDITIONS:

APPROVED BY:

OR

BOARD OF CHAVES COUNTY
COMMISSION CHAIRMAN

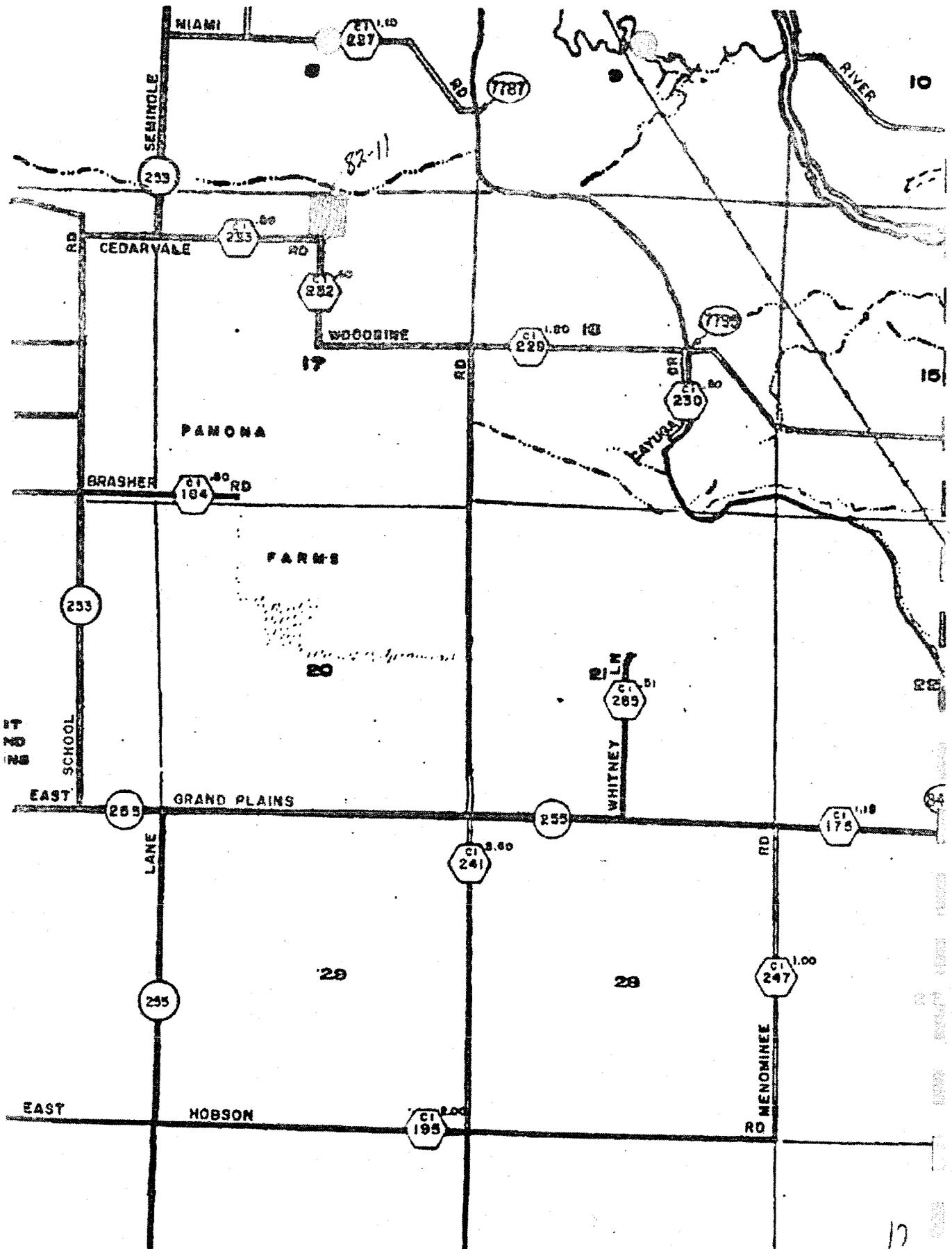
ETZ AUTHORITY CHAIRMAN

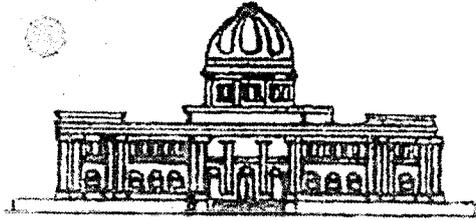
ATTEST:

1/9/87 COUNTY CLERK

LEGAL COUNSEL

82-11 017





CHAVES COUNTY
PLANNING & ZONING
P.O. BOX 1817
ROSWELL, NEW MEXICO 88201

Jim Neblett
ORDINANCE OFFICER

CHAVES COUNTY COURTHOUSE
ROSWELL, NEW MEXICO 88201



LEGAL PUBLICATION

PUBLISH MAY 31, 1982 (ONE TIME ONLY)

CHAVES COUNTY

PLANNING & ZONING COMMISSION

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN:

That the public hearing scheduled for June 1, 1982 at 9:00 a.m. has been changed to June 8, 1982 at 9:00 a.m. It will be held in the Commissioners' Conference Room of the Courthouse, to offer the public an opportunity to comment on the items below:

Case #82-9: Rezone a tract of land from Agricultural to Zone B - Type 1: SINGLE FAMILY RESIDENTIAL DWELLING DISTRICT. 1 1/2 mile east on Cl-105 from intersection of Red Bridge Road (Cl-106). More particularly described as follows: A tract of land described as the SW $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 7, Township 10 South, Range 25 East, N.M.P.M.; excepting the South 50.0 feet of the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 7, Township 10 South, Range 25 East, N.M.P.M. Containing 120 acres more or less.

Case #82-10: Request for a Variance to allow proposed Zone B. Type 3 - MULTIPLE FAMILY RESIDENTIAL DWELLING in Industrial Zone. This Variance will lapse within 365 days of authorization by the Chaves County Commissioners if Zone B, Type 3 housing construction is not commenced. A tract of land in Lot 1, Block 7, Amended Plat Buena Vida Unit #2 Subdivision, off of U.S. Highway 70-380 West of Roswell. Containing 5.15 acres more or less.

Case #82-11: Rezone a tract of land from Agricultural to Industrial. Food processing and wholesale/retail distribution (Slaughter House Operation). Located in Section 17 Township 11 South Range 25 East on County Road 233 East of State Route 253, 1 1/4 miles. More particularly described as follows: North 780 feet East 221.96 of NW $\frac{1}{4}$, North 780 feet East 340.09 of NE $\frac{1}{4}$, of Section 17 Township 11 Range 25.

Page 2 of 2

Legal Publication

Presentation by Bell Telephone - Proposed County Numbering System - this proposal would number all existing and future properties within Chaves County.

Amendments to the Chaves County New Mexico Zoning Ordinance, Article XVII - SPECIAL USE PERMIT as advertised in the Roswell Daily Record May 30, 1982.

Members of the public having protest or comments to offer must submit such protest or comments in writing at least one (1) day prior to the public hearing day, to the County Manager's Office, P.O. Box 1817, Roswell, New Mexico.

The Chaves County Commissioners will consider protests or comments and the recommendation of the Planning and Zoning Commission when final action is taken at its regular scheduled meeting at 7:00 p.m. on June 22, 1982 in the Chaves County Courthouse Commissioners' Conference Room.

Location maps of the above cases and detailed descriptions of plats are available for review at the Chaves County Courthouse Planning and Zoning Office - basement level. We are open during 12:00 p.m. to 1:00 p.m. for your convenience.

CHAVES COUNTY PLANNING AND ZONING COMMISSION

JUNE 8, 1982 9:00 a.m.

Members Present:	Chairman	- LeRoy Lang
	Vice Chairman	- Bill Burkstaller
	Secretary	- John Berry
	Member	- Dale Rogers
	Member	- Charles Currier
Others Present:	Director Zoning	- Jim Neblett
	Admin. Secretary	- Kerry McCall
	Sr. Assistant D.A.	- Les Williams

Chairman Lang - Called the meeting to order at 9:30 a.m.

Chairman Lang - I have a problem with the minutes, where it says at this present time I would say leave it alone and do not touch it until we find out what we have and how we can rectify it. I think what I said is that we did not know if we had any problem and we asked the staff to gather all the information we could get and report back to us in 30 days. We really did not know at that time whether or not we had a problem. There is a part left out that we instructed you to check out. I wish that you would look into that Jim.

Mr. Neblett - Yes, Mr. Chairman.

Mr. Currier - Motion to approve the minutes with the amendment.

Mr. Rogers - Seconded, roll call all in favor the motion carried.

Chairman Lang - The first case is #82-9: Rezoning from Agricultural to Rural Residential - Bitterlakes Subdivision. Mr. Olan Booher.

Mr. Neblett - Mr. Chairman, this is the final plat to be approved by the commission for a subdivision. We have already heard the preliminary and the staff would like to make a comment at this time. With careful review of everything that is in the subdivision regulations, they have met or exceeded all of the rules and regulations as published.

Mr. Chuck Higgins - Representing Olan Booher - We are putting in a rural subdivision, for home sites.

Chairman Lang - What acreage are we talking about.

Mr. Higgins - 120 acres more or less.

Mr. Berry - Do you have Berrendo Water.

Mr. Higgins - Yes we do 1 1/2 miles of 6" water line off of the 4" water line. Berrendo Water would not guarantee us meters but, we do have a promise that they will give a meter to any of our people that come in and apply for one.

Chairman Lang - Has this been properly advertised and has there been any protest letters.

Mr. Neblett - It has been legally advertised and there have been no protests verbal or written.

Chairman Lang - What size lots are they going to be.

Chairman Lang - ~~Case #82-11~~: Don Payne, for a Slaughter House Operation.

Mr. Don Payne - The main part of the business is custom killing of cattle for farmers and ranchers. I intend to do safe business; hamburger, steaks probably kill on the average of 10 or 12 cattle a day, and a few hogs. I won't be doing curing and the complete process of hogs with the present facilities I intend to build.

Chairman Lang - Will this be a USDA inspected plant.

Mr. Payne - Yes, it will be USDA inspected.

Chairman Lang - Have there been any protests.

Mr. Neblett - Mr. Chairman the case has been legally advertised and we have not received any written or verbal protests from any of the neighbors. In discussion with the applicant, I understand he has contacted the neighbors in the immediate area and they have no complaints at all.

Mr. Payne - We are about 4 miles east and 2 miles south from Roswell, and East on the Tatum Highway.

Chairman Lang - Have you contacted the EPA.

Mr. Payne - I have turned in my intents to discharge my sewage system out there. We want to put a lagoon type system in instead of the leach field.

Mr. Jeff Sheyka - They have contacted us on this and they have filled the requirements, such as the water quality. We have no problem with the leach field or the lagoon system.

Mr. Berry - What is the water requirement on this.

Mr. Payne - Around 8,000 gallons a day. I will be on the Berrendo Water System.

Mr. Currier - Is this about 1/4 of a mile from the Berrendo Water Line.

Mr. Payne - Yes, I have to run a line 3" to 4" from that.

Mr. Currier - Where will the water go after the process.

Mr. Payne - It will be used for irrigation on Mr. Barbe's acreage.

Chairman Lang - I'm sure what we are talking about is mixing this with other water to do the irrigation in this right.

Mr. Payne - Yes, that is correct.

Chairman Lang - Staff report please.

Mr. Neblett - The individual is going to be Federal Inspected. And these people are very strict. There is a need for this and it is very conducive to that area. I have looked at the 100 year flood study because of the proximity and the property on site evaluation, it is not within the 100 year flood zone. With all of this in mind the staff recommends approval of this zoning case.

Chairman Lang - The chair is open for a motion.

Mr. Rogers - I would like to make a motion that we approve Case #82-11.

Mr. Neblett - Yes, Mr. Chairman.

Mr. Berry - Seconded, all in favor the motion carried.

Chairman Lang - Amendments to the Cheves County New Mexico County Ordinance.

Mr. Williams - You happen to have a draft of Article Seventeen and this is not to be discussed today. This is not published and it is just for you to read and to consider and will be published at option and at option be discussed at the next meeting.

Chairman Lang - Amendments to Article 5 and 6.

Mr. Neblett - Mr. Chairman, also given to you was the legal advertisement published May 30, which clearly indicated the change that the County Commissioners by the ordinance requested be done.

Discussion followed.

Mr. Neblett - Under Article V, Section 1. Area I, Regulations. Zoned Agriculture; Item B. presently reads: "The existing uses listed in "A" above shall be permitted in Area I without being rezoned." The amendment to this will read: "The existing uses listed in "A" above shall be permitted in Area I without being rezoned and shall continue to be authorized in any district created by rezoning." Under Article VI, Section 1. Area II, Regulations. Zoned Agricultural; Item B. presently reads: "The existing uses listed in "A" above shall be permitted in Area II without being rezoned." The amendment to this will read: "The existing uses listed in "A" above shall be permitted in Area II without being rezoned and shall continue to be authorized in any district created by rezoning."

Mr. Currier - I make a motion that this commission recommend for approval by the County Commissioners the Amendment to Article 17 Sec. 2 Supplemental Regulation Item #8.

Dale Rogers - Seconded.

Roll Call - Four No, One Yes - The motion was denied.

Mr. Currier - Mr. Chairman, I move for the approval of the proposed amendment under Article 17 Sec. Supplemental Regulation Item #11.

Mr. Rogers - Seconded.

Roll Call - Motion carried unanimously.

Mr. Currier - Mr. Chairman, I make a motion that the Planning & Zoning Commission recommend to the County Commissioners that in lieu of the proposed amendments to the ordinances that the County Commission study a possibility of a summary procedure that would provide for most of the applications and approval of the special use permits.

Mr. Rogers - Seconded. All in favor the motion carried unanimously.

Chairman Lang - Motion to adjourn. Seconded - Mr. Berry.

Approved this 5th day of October 1982.

LeRoy Lang - Chairman

John Berry - Secretary

November 10, 1983

The Board of Chaves County Commissioner held their regular meeting November 10, 1983 in the Conference Room of the Chaves County Courthouse. Chairman Aiello called the meeting to order at 1:30 P.M. Those present were Commissioner Allensworth and Wagner. Also present were County Manager Curtis Woolf, ADA, Thomas Rutledge, News Media, guests, and Chaves County Clerk, Rhoda Goodloe.

11720

2. A request of United Continental New Mexico Inc., for variance for duplex-complex in industrial zone. Request made by Mr. Ned Tandy. (Vicinity map made part of these minutes.)
3. A request by Mr. Don Payne and Mr. Kenneth Barbe for a slaughter house operation. (Legal discription and map made a part of these minutes.)

Mr. Neblett stated the requests were approved by the P & Z and there had been no verbal protests. The motion was made by Commissioner Wagner to approve all three (3) requests. Motion was seconded by Commissioner Hellums and it carried unanimously.

RESOLUTION R-70-55

A Resolution in which the County affirms it's continued support of the Joy Center was voted on at the June 9th., meeting. R-70-55 now ready for signatures by the Commission.

RESOLUTION R-70-56

A Resolution authorizing the County Manager or Road Superintendent, in case of an emergency to supply water to the Volunteer Fire Department, also, to Lake Arthur, Hagerman and Dexter. The motion was made by Commissioner Wagner to approve the resolution. The motion was seconded by Commissioner Hellums and it carried unanimously.