

1 **ALBUQUERQUE - BERNALILLO COUNTY AIR QUALITY CONTROL BOARD**

2 **RESOLUTION #2009-4**

3 **Encouraging the Bernalillo County Commission to Re-examine Zoning in the Mountain View**
4 **Area, and Encouraging the Bernalillo County Planning Commission to Continue Development of**
5 **a Mountain View Sector Development Plan**

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8 **Whereas**, the New Mexico Air Quality Control Act, NMSA 74-2-5, requires the Albuquerque -
9 Bernalillo County Air Quality Control Board (AQCB) to “adopt, promulgate, publish, amend and
10 repeal regulations consistent with the Air Quality Control Act to attain and maintain national ambient
11 air quality standards and prevent or abate air pollution, including regulations prescribing air standards”
12 in Bernalillo County, and to meet requirements of the United States Clean Air Act, the City of
13 Albuquerque and Bernalillo County Joint Air Quality Control Board Ordinances, and the AQCB
14 Regulations; and

15 **Whereas**, the AQCB has authority over air quality but has no jurisdiction over land use
16 matters; and

17 **Whereas**, the AQCB as well as the Air Quality Division have worked with residents of the
18 Mountain View neighborhood for a number of years about their concerns regarding air quality and
19 public health resulting from the location and operation of industries in their community; and

20 **Whereas**, the AQCB recognizes the challenge involved in balancing the sometimes conflicting
21 rights of businesses and private citizens; and

22 **Whereas**, the Mountain View Sector Development Plan (MVSDP) was recently withdrawn
23 from consideration.

24 **NOW, THEREFORE BE IT RESOLVED BY THE BOARD THAT:**

25 1. The Air Quality Control Board strongly encourages the Bernalillo County Commission to
26 re-examine zoning and other land use policies in the Mountain View area to protect air quality and

1 public health while encouraging economic well-being.

2 2. The AQCB strongly encourages the Bernalillo County Planning Commission and Planning
3 staff to continue the process of developing a MVSDP that meets the needs of residents and businesses
4 and that addresses concerns related to air quality and public health.

5 3. The AQCB strongly encourages the Bernalillo County Commission and the Bernalillo
6 County Planning Commission to work with community residents and industry to mitigate future air
7 quality and public health concerns in Mountain View through the adoption of an effective sector
8 development plan that clearly identifies zoning and other land use tools that protect air quality and
9 public health.

10 **[WITH THE FOLLOWING CHANGES:]**

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12 PASSED AND ADOPTED THIS 8th DAY OF JULY, 2009
13 BY A VOTE OF ____ FOR AND ____ AGAINST.

14 Absent: ____

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Jens Deichmann, Chair
Albuquerque-Bernalillo County
Air Quality Control Board

Attest:

Isreal Tavarez, Secretary