

City of Rio Communities Planning and Zoning Meeting City Council Chambers - 360 Rio Communities Blvd **Rio Communities, NM 87002** Thursday, August 22, 2024 6:00 PM Agenda

Please silence all electronic devices.

Call to Order Pledge of Allegiance Roll Call Approval of Agenda

Public Comment: The Commission will take public comments in written form via email through 4:45 PM on Thursday August 22, 2024 to info@riocommunities.net. These comments will be distributed to all Commissioners for review. If you wish to speak during the public comment session in person: The Commission will allow each member of the public three (3) minutes to address the Commission. Both the public and Planning & Zoning Commission will follow rules of decorum. Give your name and where you live. The public will direct comments to the Commission. Comment(s) will not be disruptive or derogatory.

The Commission will not take action or engage in discussion regarding the comments made or received, but when appropriate the matters raised may be referred to staff or others for further review. Both the public and Commission will follow rules of decorum. Derogatory comments or matters under litigation will not be allowed and any person or persons addressing the Commission are liable for their own statements, not the Commission. Statements are limited to a maximum of 3 minutes duration. Please give your name and where you live for the record.

Public Hearing

Motion and roll call vote to recess Planning and Zoning Meeting session and to go into Public Hearing Consideration of Maverik Inc. Application for a Replat Request Legal description UPC 1009027336486000000 Subd: LAND OF HI MESA Tract: 1 4.46 ACRES 2010 REV, 101 Rio Communities Blvd **Rio Communities NM 87002**

Motion and roll call vote to go back into Planning and Zoning Meeting session

Public Forum

Motion and roll call vote to recess Planning and Zoning Meeting session and to go into Public Forum Consideration of Mayerik Inc. application for Special Use Permit Legal description UPC 1009027336486000000 Subd: LAND OF HI MESA Tract: 1 4.46 ACRES 2010 REV, 101 Rio Communities Blvd Rio Communities NM 87002 Regarding a Fueling Station

Motion and roll call vote to go back into Planning and Zoning Meeting session

Public Forum

Motion and roll call vote to recess Planning and Zoning Meeting session and to go into Public Forum Consideration of Billy Baca application for Special Use Permit for a RV Site Legal description UPC 1009028423060000000 Subd: LAND OF FRANK SEMINARA Tract: A1 0.69 ACRE 1987 SPLIT/2009 REV (RAINBOW CAR WASH) 4 MANZANO EXPY Rio Communities NM, 87002

Motion and roll call vote to go back into Planning and Zoning Meeting session

Actions Items

- 1. Discussion, Consideration, and Decision – Maverik Inc. Application for a Replat Request
- Discussion, Consideration, and Decision Maverik Inc. Application for Special Use Permit Regarding a Fueling Station
- 3. Discussion, Consideration, and Decision Billy Baca application for Special Use Permit for a **RV Site**
- 4. Discussion, Consideration, and Decision Approval of Recommendation letter to Council Regarding Maverik Inc. Replat Request
- 5. Discussion, Consideration, and Decision Approval of Recommendation letter to Council Regarding **Maverik Inc. Special Use Permit**
- 6. Discussion, Consideration, and Decision Approval of Recommendation letter to Council Regarding **Billy Bacas Special Use Permit**

General Commission Discussion/Future Agenda Items

Adjourn

Please join us from the comfort and safety of your own home by entering the following link @ https://www.facebook.com/riocommunities

NOTE: THIS AGENDA IS SUBJECT TO REVISION UP TO 72 HOURS PRIOR TO THE SCHEDULED MEETING DATE AND TIME (NMSA 10-15-1 F). A COPY OF THE AGENDA MAY BE PICKED UP AT CITY HALL, 360 RIO COMMUNITIES BLVD, RIO COMMUNITIES, NM 87002. 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 AND OR SERVICE TO ATTEND OR PARTICIPATE IN THE MEETING, PLEASE CONTACT THE MUNICIPAL CLERK AT 505-861-6803 AT LEAST ONE WEEK PRIOR TO THE MEETING OR AS SOON AS POSSIBLE.

Application for a Special Use Permit City of Rio Communities, NM

Instructions				
This application form is required to initiate a review by the City Pla	anning and Zoning Commission at			
a regular business meeting for recommendation to the City Council	cil granting a Special Use Permit.			
This form must be completed and submitted with the required adr	ministrative fee to the Municipal Clerk.			
	,			
Applicant Information				
Applicant Name: Billy Baca, Creatairona Cotiona	Melanie Cotinola			
Mailing Address: 4800 Friendly (+2000) APO (m 81120			
Phone Number: 505-507-2038) 505-975-2151				
Thore (varibo). 303 (11-2008) 305 115 Also	CIT SUIS AUT STRUCK			
General Information				
Type of Conditional Use (check as appropriate): If unknown, plea	ase don't check any box			
Permanent Special Use	and delite of early box.			
Renewable Special Use				
Location of property that is subject of the request (physical	address and legal description):			
LOXY GOODON EVOL DOD WAX GOODON H	Rio Communities, NM 87002			
The state of the s				
RYPark, Tiny Home Occupancy				
) \				
Current zoning of the property:				
D : 14// 1				
Required Attachments	the second secon			
1.A written statement describing existing and future land use of the				
Guidelines in (Article 4-7-4 Rio Communities Zoning Ordin	· • · · · · · · · · · · · · · · · · · ·			
2.A site plan showing location of structures on the property and on contiguous properties, easements				
and right-of-way, and other relevant information. Proposed future improvements of the property				
should be indicated if possible.	-27			
Procedural Information				
\sim				
Signature of Applicant: () MANNO CUHANO	Date: (2) 14/2024			
Application Received By: V	Date:			
A service Tollers	E# 1 = D			
Action Taken:	Effective Date:			
Evaluation Data for Denoviable Consider Use Denovity				
Expiration Date for Renewable Special Use Permit:				
NOTE: Special conditions assigned to this application w	ust be attached in written form with this			
NOTE: Special conditions assigned to this application must be attached in written form with this				
application.				

Rio Communities Planning Commission

360 Rio Communities Blvd

Rio Communities, NM 87002

Members of the County Planning Commission:

Billy Baca, requests your review and approval for a Special Use Permit for an Overnight Campground located at 4 and 103 Manzano Express Way 87002. These lots are currently zoned C-2.

Our intent is to submit a new Special Use Permit to allow for overnight camping use to better accommodate the population of travelers through the county and state. The land will be used to specifically store and home recreational vehicles for periods of time. The SUP will allow for better use of the area, right now Rio Communities citizens have used it as a dump site and place for homeless to gather.

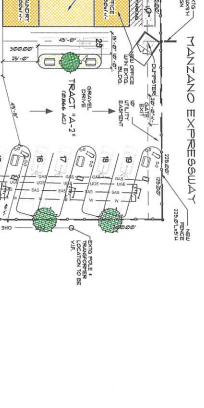
There will be one gated point of ingress and egress on the property. This entry and exit point will allow for circulation of traffic with enough room for the size of a truck and recreational vehicle. This property will feature dry camp sites, fully hook up camp sites, tiny home dwellers, and RV storage. Each spot will hold enough space for the recreation vehicle and accompanied vehicle. Additionally, there will be a dumpster to dispose of trash in order to keep the property clean.

The proposed Special Use Permit will allow the site to be developed in phases according to the approved Site Development Plan. The request will be a benefit to the community and will follow the goals, objectives, and visions that the Rio Communities County looks to follow. The approval of this request will allow the development of the properties on Manzano Express Way and will contribute to the economic success of the Rio Communities County. Thank you for your consideration regarding this matter.

Sincerely,

Billy Baca

Permit Applicant



LOCATION MAP

RIO COMMUNITES, NM RIO COMMUNITIES RV PARK PRELIMINARY SITE PLAN 07/23/24

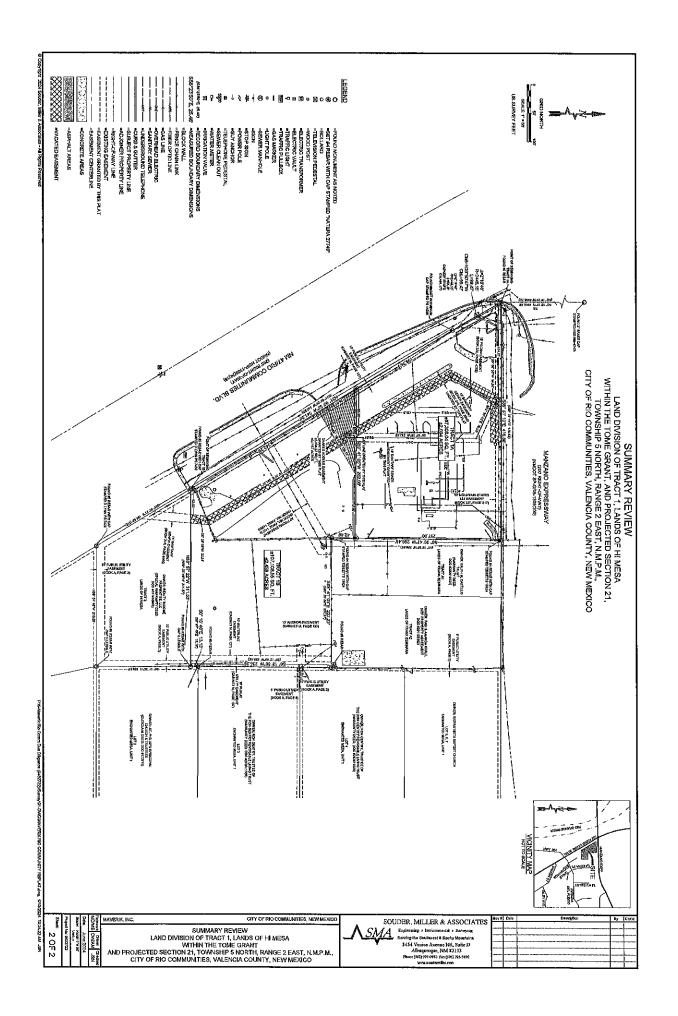
UPC # 1009028423060000000 1009028435060000000 TYPICAL RV SPACE IMPROVEMENTS

WATER

JOHN KIRKPATRICK ARCHITECT P.O. BOX 1743 LOS LUNAS, NEW MEXICO

PICNIC TABLE BBQ





APPROVED. N.W. OOR. LOTS SEVENANTED ME 5107 * 10Y ELOY 0.0 00.008 7. 91.11.00 S TRACT "A-2" (0.846.95) 225.00 125 00' MANZANO EXPRESSWAY 3 50.000 5 4.84.68 S LAWDS OF RUBEN BACK Tract "A-1 (O. 689.Ac) CAR WASH STORAGE .00 006 1"= 100' 37005 N.M. STATE HWY. NO. al Meridian and mor particularly described in County, New Mexico, being an unnumbered rays of the Middle Rio Grande Conservancy ic of Mandane Lipe trany and hald point 5 of inchanted Mine Poit 1, a subdivision of Mania or Paper costay; istered hand Suringer, that the plat shown action with project by me er and may femily Clark, Valencia County, New Maxico AO for along said coutherin right-of-say 7915 the of remove of this I every the the botton knowledge and and within Section 21, Fewnehip 5 North, for to the semilardal corner of this smilled at corner of chis of tract here in decembed, said point the and is subject to capements as MINIC REGISTIRE LAND SURVIYOR NO act and point of h ginning. AND AND A 19. 1985 100 FT.1 # 100 S C C S COO. tire dramate and COUNTY NIW MEXICO y might-lifterny 1: INK FOLL 50 fact to the ALOF LANTS OF tl MINARA NE INC

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Confirmation Number: 13146208 **New Mexico**

City of Rio Communities

Transaction Details

General 133900-Licenses & Permits-Business COURTS NA



Credit Card Payment Address Information

Order Number

13146208

Customer Name

Billy Baca

Email Address

Address

4800 Friendly Ct NW

Albuquerque, NM 87031

Phone Number

(505) 975-2156

Credit Card Number

429824XXXXXX6439

Credit Card Type

Visa

Expiration Date

0628

Operator Name

Transaction Time

8/20/2024 12:49:26 PM

Authorization

Code

692940

Convenience Fee Authorization

Code

Transaction ID

36bf3cb61c913a459cfe995484aa31dc

Purchase Type

sale

Agency Total

250.00

Convenience Fee \$7.50

Total Amount

257.50

Charged to Card

ONE OR BOTH CHARGES WILL APPEAR AS PAYGOV.US ON YOUR CARD STATEMENT.

For questions about this payment, please call (866) 480-8552.

PayGov, LLC

5144 E. Stop 11 Rd. Indianapolis, IN 46237

http://paygov.us

Disputing a charge with your credit card company may result in an additional \$40.00 charge.

Application for a Special Use Permit City of Rio Communities, NM

Instructions				
This application form is required to initiate a review by the City PI	anning and Zoning Commission at			
a regular business meeting for recommendation to the City Coun				
This form must be completed and submitted with the required ad				
This form must be completed and submitted with the required ad	ministrative lee to the Municipal Clerk.			
Applicant Information				
Applicant Information				
Applicant Name: Matt Reider, Maverik, Inc	T 04444			
Mailing Address: 185 S. State Street, Ste 800 Salt Lake City, UT 84111				
Phone Number: 801-683-3237				
General Information				
Type of Conditional Use (check as appropriate): If unknown, plea	ase don't check any hoy			
Permanent Special Use	ase don't check any box.			
Renewable Special Use				
Trenewable opecial osc				
Location of property that is subject of the request (physical	address and legal description):			
Location of property that is subject of the request (physical address and legal description): TRACT 1, LAND OF HI MESA, LOCATED AT 101 RIO COMMUNITIES BLVD./NM 47				
PROJECTED SECTION 21, TOWNSHIP 5 NORTH, RANGE				
TOME GRANT, CITY OF RIO COMMUNITIES, VALENCIA COUNTY, NEW MEXICO				
Current zoning of the property: C-2 General Commercial	4			
Required Attachments				
1.A written statement describing existing and future land use of t				
Guidelines in (Article 4-7-4 Rio Communities Zoning Ordin	ance.)			
2.A site plan showing location of structures on the property and on contiguous properties, easements				
and right-of-way, and other relevant information. Proposed future improvements of the property				
should be indicated if possible.				
•				
Procedural Information				
Mallanderde				
Signature of Applicant:	Date: 7.11.2024			
Application Received By:	Date:			
Action Taken:	Effective Date:			
Expiration Data for Denoughle Chariel Has Denoit				
Expiration Date for Renewable Special Use Permit:				
NOTE: Special conditions assigned to this application m	ust he attached in written form with this			
application.				
approactor.				

Application for Approval of Plat for Subdivision City of Rio Communities, NM

Type of Plat: (Circle one)	Fast-Track	PRELIMINARY	FINAL	
Name:	Matt Reider, Mav	erik, Inc		
Address:	185 S. State Stre	et, STE 800, Salt Lake City	, UT 84111	
Telephone:	801-683-3237			
Agent: (If partnership, provide proof that agent has legal authorization to sign	Michael Johnson, Souder Miller & A			
documents). Agent's Phone:	F75 440 0700			
Proof of taxes being current.	575-449-2769			
Legal Description of Property: Attach, if more space is needed.	PROJECTED SEC	1 RIO COMMUNITIES BLV	ORTH, RANGE 2 EA	AST, N.M.P.M., NTY, NEW MEXICO
Subdivision: (with UPC#, Lot#,Block)			Existing	g plat map #'s:
Address of Property: Attach document if more space needed.	101 Rio Comm	nunities Blvd	•	
Explanation of Request: Attach documentation, if needed.	the second secon	ct 1 into two lots. Lot 1 or remaining land and		renience store and Fuel
Is annexation or rezoning required? Explain, if yes.	No.			
Present Zoning:	Community Comm	nercial Requested Zoning (Change:	
For Staff Use Only:				
Date of Planning and Zoning Commission Hearing:				
		Parial List of Applic	ant Document Requ	irements
Area of Review		Regulatio		Checklist

	Parial List of Applicant Document Requirements	
Area of Review	Regulations	Checklist
Plat documents: This form	Fast-Track Plat: 6-2-1	
must be completed. Note	Preliminary Plat: 6-2-5	
Regulations.	Final Plat: 6-2-6	

Staff Reminders				
Area of Review	Regulations	Checklist		
Notification of neighbors on adjoining	6-6-3			
properties (within 300 feet). Signs posted		10		

Accompanying this application are the original and the appropriate number of copies for the rype of plat proposed. I have examined and am familiar with the regulations governing the subdivision of land, per Chapter 6, and adopted by the City of Rio Communities. I understand the City of Rio Communities will not assume any liability for possible lack of understanding on my part or incorrect information submitted. Application requires a public hearing and a fee. All final plat approvals must be filed with Valencia County Clerks and Rio Communities Clerks offices.

Signature: Mathantestin

7/15/2024



185 SOUTH STATE STREET
SUITE 800
SALT LAKE CITY, UT 84111
801-936-5557 | MAVERIK.COM

Maverik, Inc 185 S. State St., Ste 800 Salt Lake City, UT 84111 801-683-3237 matt.reider@maverik.com

City of Rio Communities Planning Commission 60 Rio Communities Blvd. Rio Communities, NM 87002

July 11, 2024

Dear Planning Commission Members,

On behalf of Maverik, Inc., I respectfully request your review and recommendation for approval to the City Council for the Special Use Permit we have submitted.

We propose a 4,425 square foot retail convenience store and a 10-stall fuel canopy, which align with the typical design and function of convenience stores and gas stations within your community. The proposed use is a special permitted use within General Commercial zoning, as outlined in section 4-3-7.C of the City's zoning ordinance.

Approving this special use permit will not adversely affect adjoining property values or compromise public safety. On the contrary, our development will enhance the current site by providing better lighting, sanitary facilities, and increased visibility—thereby improving security. Maverik convenience stores are always fully staffed with trained personnel and are maintained to high cleanliness standards.

Granting this special use permit will not detract from the character of the General Commercial zone. Instead, it will attract additional businesses to the area, thereby boosting the economic vitality of the neighborhood.

Thank you for your time and consideration of our request. We hope for your positive recommendation. Enclosed with this application is a civil plan set that meets the requirements of Zoning Ordinance section 4-7-4.B.

Sincerely,

Matt Reider Maverik, Inc.



August 19, 2024

Michael Johnson Souder, Miller & Associates 3500 Sedona Hills Parkway Las Cruces, NM 88011

Subject: Maverik Fuel Station Traffic Impact Study

NM 47 and NM 309 (southeast quadrant)

Rio Communities, New Mexico

Dear Mr. Johnson:

This letter is to inform you that the **FINAL** Traffic Impact Study (TIS) for the Maverik Fuel Station dated July 2024 has been reviewed. The proposed development is located in the southeast quadrant of NM 47 and NM 309.

The NMDOT has no objection to the access points on NM 47 at MP 2.25 and on Manzano Expressway just east of NM 47. Please see Exhibit A for the site plan and proposed access points for this development. Access 1 on NM 47 shall be a partial right-in/right-out access only. Access 2 on Manzano Expressway shall be a full right-in/right-out and left-in/left-out access. This TIS has been finalized and its recommendations are attached. See Exhibit B for the TIS Recommendations. NMDOT gives final concurrence of this development given the conditions below are met.

- The property owner shall submit a Commercial Driveway Application for a shared partial access at Access 1 on NM 47. Access 1 shall be accessed by Maverik via an access easement. No additional access shall be granted for Maverik or the subdivided parcel that remains.
- 2. The property owner shall submit a Commercial Driveway Application for a full access at Access 2 on Manzano Expressway due to its corner clearance spacing to the signalized intersection of NM 47 and NM 309.
- At NM 47 and Access 1 the development shall design and install a northbound right deceleration lane on NM 47 and Access 1 at a total length of 370-feet.

Michelle Lujan Grisham Governor

Ricky Serna Cabinet Secretary

Commissioners

Vacant Commissioner District 1

Gary Tonjes Commissioner District 2

Hilma E. Chynoweth Commissioner, Vice Chairman District 3

Walter G. Adams Commissioner, Chairman District 4

Thomas C. Taylor Commissioner District 5

Charles Lundstrom Commissioner, Secretary District 6

- At Manzano Expressway and Access 2 the development shall design and install
 - a. An eastbound right deceleration lane on Manzano Expressway at a length of 300-feet.
 - b. A westbound left deceleration lane on Manzano Expressway at a length of 300-feet.
- 5. At NM 47 and NM 309 the development shall:
 - a. Design and install an extension to the northbound left turn lane on NM 47 to increase its capacity. This mitigation shall help manage partial access at Access 1 while maintaining full access at the existing driveway on NM 47 to the west of Access 1.
 - b. Signalize the northbound right lane via a new signal equipment, signal timing, signing and striping.
 - c. Provide signal timing recommendations to optimize the signal operation. These timings shall be provided to NMDOT's Traffic Operations Engineer.
 - d. Update the existing signal detection as specified by NMDOT's Traffic Operations Engineer for the new signal phasing configuration.
- The development shall provide ADA improvements along its frontage of NM 47 and Manzano Expressway to include the ADA curb ramps and pedestrian access route on the southeast quadrant of the signalized intersection of NM 47 and NM 309.
- 7. The development shall verify that there is adequate roadway lighting at its proposed access points and install additional roadway luminaires based on that assessment and discussion with NMDOT and the City of Rio Communities.
- 8. The NMDOT shall provide final approval on the design for the offsite improvements. The developer shall agree to incorporate all the comments requested by the NMDOT.

In addition to the STA, all improvements are based on other factors, including but not limited to, the State Access Management Manual (SAMM) design criteria, Pedestrian Right of Way Accessibility Guidelines (PROWAG), roadway design references and any local jurisdiction planning documents.

The following information will be required in combination with the approval of the development:

- a. All geometric details associated with the proposed offsite improvements as shown in Exhibit A must be approved by the NMDOT. Any schematic layout(s) for the proposed improvements are for informational purposes only and should not be considered as an approved final design.
- b. Detailed construction plans, including traffic control plans, for the proposed roadway improvements shall be submitted to Keith Thompson, PE at <u>Keith.Thompson@dot.nm.gov</u> prior to any driveway application submittals. The roadway design shall be compliant with proposed right-of-way accessibility guidelines (PROWAG) for pedestrian facilities.
- c. Grading and drainage plans, shall be submitted with the driveway application for review and approval by Mr. Tim Trujillo, PE District 3 Engineer. Mr. Trujillo can be reached at TimothyR.Trujillo@dot.nm.gov
- d. Cultural resource approval will need to be obtained from Mr. Gary Funkhouser for disturbance to the state right-of-way. Mr. Funkhouser can be reached at Gary.Funkhouser@dot.nm.gov
- e. All utility and traffic control permits, within state right-of-way related to the proposed development shall be submitted to Mr. Israel Suazo. Mr. Suazo can be reached at lsrael.Suazo@dot.nm.gov
- f. Once the design plans have been approved by NMDOT for construction, any access points that will access a state facility related to the proposed development shall obtain an access permit from Mr. Israel Suazo.

If you have any questions, please feel free to call me at 505.288.2086 or email me at Margaret.Haynes@dot.nm.gov

Sincerely,

Margaret Haynes, P.E. District 3 Assistant Traffic Engineer

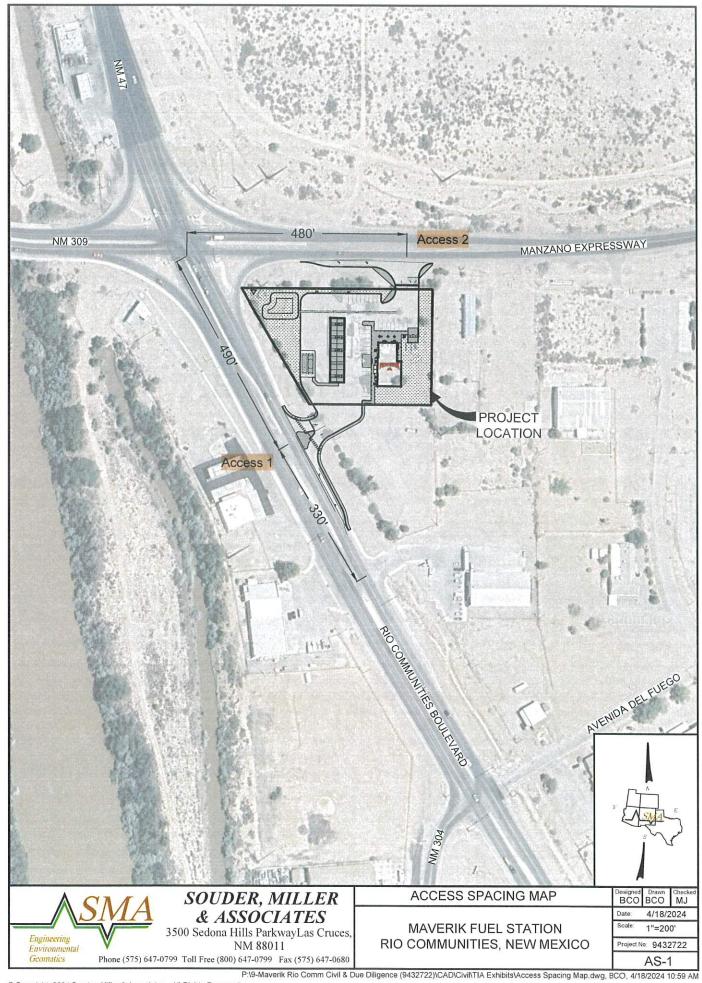
Copies:

Nancy R. Perea, NMDOT D3 DTE Keith Thompson, NMDOT D3 Israel Suazo, NMDOT D3 Dr. Martin Moore, City of Rio Communities Lina Benavidez, Valencia County Estevan Gonzales, NMDOT Andrew Gallegos, NMDOT file

Attachments:

Exhibit A – Conceptual site plan Exhibit B – Proposed TIS Recommendations

EXHIBIT A



Intersection 2 2035:

The results indicate that the signalized intersection at Rio Communities Boulevard and NM 304 is expected to operate at acceptable LOS in the 2035 no-build and build scenarios for most movements and the intersection. The northbound left movement is operating at a failing LOS E in the 2035 no-build scenario and is only expected to experience an increase of 0.3 seconds in delay during the build scenario.

8.2 Recommendations

- Access 1 and Access 2 should be designed meeting all requirements of NMDOT and City of Rio
 Communities and should be constructed at the time of initial lot development. Off-site
 improvement design drawings should be completed and submitted for approval by NMDOT and
 City of Rio Communities prior to beginning construction.
 - o Access 1 should be designed and constructed as a right-in/right-out access.
 - o Access 2 should be designed and constructed as a full access.

Intersection 1:

- The intersection of Rio Communities Boulevard (NM 47) and Manzano Expressway (NM 309) operates with highly congested conditions in both the Implementation Year (2025) unmitigated build scenario and the Horizon Year (2035) unmitigated build scenario. Although LOS in the no-build scenarios does not show a failing LOS, the deficiency can be directly correlated to the extreme volume of vehicles utilizing the intersection. The Maverik development adds minimal traffic to the intersection. The high volumes experienced at this intersection are caused by infrastructure based issues with the majority of deficiencies being linked to the need for travel between Rio Communities Boulevard and the Albuquerque area. Because the majority of cars utilizing the intersection during the peak hours are travelling to or from Albuquerque due to the intersection being located along the nearest river crossing.
- Based on the results shown in section 5.8.1 above, the intersection of Rio Communities Boulevard (NM 47) and Manzano Expressway (NM 309) is anticipated to operate at an acceptable LOS when updated with the optimized signal timing. The optimized signal timing shown in section 5.8.1.a above should be implemented upon NMDOT review and approval to help resolve congestion issues at the intersection and mitigate long delays.



MAVERIK RIO COMMUNITIES – 101 RIO COMMUNIITES BOULEVARD TRAFFIC IMPACT ANALYSIS

- Intersection 2:
 - Based on the results of the analyses for Intersection 2 discussed herein, no mitigation is recommended at Intersection 2 as part of this report.
- All designs shall satisfy Valencia County, NMDOT, City of Rio Communities and MUTCD requirements.

Confirmation Number: 13071976 New Mexico

City of Rio Communities

Transaction Details

General

NA

COURTS

NA



Credit Card Payment Address Information

Order Number

13071976

Customer Name

Matt Reider

Email Address

Address

185 south State St

Salt Lake City, UT 84111

Phone Number

(801) 683-3237

Credit Card Number

448213XXXXXX8896

Credit Card Type

Visa

Expiration Date

1127

Operator Name

Transaction Time

8/5/2024 10:29:07 AM

Authorization

Code

303811

Convenience Fee Authorization

Code

Transaction ID

1fad984838bc3f5eb5be8bce2979a0aa

Purchase Type

sale

Agency Total

500.00

Convenience Fee \$15.00

Total Amount

515.00

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5144 E. Stop 11 Rd. Indianapolis, IN 46237

http://paygov.us

Disputing a charge with your credit card company may result in an additional \$40.00 charge.