

SANTA FE COUNTY

Resolution No. 2006-113

A RESOLUTION TO PROCLAIM EXTREME OR SEVERE DROUGHT CONDITIONS WITHIN SANTA FE COUNTY AND TO BAN THE SALE AND USE OF CERTAIN FIREWORKS IN THE UNINCORPORATED PORTIONS OF THE COUNTY AND WITHIN WILDLANDS IN THE COUNTY

WHEREAS, Santa Fe County has experienced severe drought during the past winter and for a number of years; and

WHEREAS, the danger of range, brush, grass, forest and structure fires is extremely high in Santa Fe County; and

WHEREAS, current fire conditions such as low humidity, weather and the fuel content make fire an immediate and potentially disastrous possibility; and

WHEREAS, current drought indices published by the National Weather Service and other relevant information supplied by the United States Forest Service further indicate extreme or severe drought conditions; and

WHEREAS, the health, safety and welfare of citizens are in danger as a result of such conditions; and

WHEREAS, NMSA 1978, § 60-2C-8.1(E) (1999), et seq., provides that the Board of County Commissioners of the County of Santa Fe may, after hearing, declare that extreme or severe drought conditions exist, and proclaim certain restrictions on the sale and use of fireworks.

NOW, THEREFORE, THE BOARD OF COUNTY COMMISSIONERS HEREBY RESOLVES AND PROCLAIMS AS FOLLOWS:

1. There currently exists within the unincorporated portions of Santa Fe County extreme and severe drought conditions.
2. The sale and use of missile-type rockets, helicopters, aerial spinners, stick-type rockets and ground audible devices are banned within the affected drought area, which includes all unincorporated portions of Santa Fe County.

REC'D CLERK RECORDED 01/05/2006

A Resolution to Proclaim Extreme or Severe Drought Conditions within Santa Fe County and to Ban the Sale and Use of Certain Fireworks in the Unincorporated Portions of the County and within Wildlands in the County, page 2 of 2

3. The use of fireworks not listed in Paragraph 2 above is limited to areas that are paved or barren or that have a readily accessible source of water for use by the homeowner or the general public.

4. The use of all fireworks within wildlands in Santa Fe County is banned, the State Forester having been consulted as required by statute and having concurred with such ban.

5. The sale and use of display fireworks are banned within the unincorporated portions of Santa Fe County.

6. This Resolution and Proclamation shall be effective for 30 days from the date below, but may be reissued if extreme or severe drought conditions warrant. Further, this Resolution and Proclamation may be modified or rescinded within the 30 days of their effectiveness if the Board of County Commissioners, after conducting an emergency hearing, determines that weather conditions have improved.

PASSED, APPROVED, AND ADOPTED THIS 27TH DAY OF JUNE 2006 BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF SANTA FE.

THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF SANTA FE

[Signature]
Harry B. Montoya, Chairman

[Signature]
Valerie Espinoza, County Clerk

Approved as to form:

[Signature] for
Stephen C. Ross, County Attorney



COUNTY OF SANTA FE)
 STATE OF NEW MEXICO) ss
 Hereby Certify That This Instrument Was Filed for
 Record On The 5TH Day Of July, A.D., 2006 at 14:27
 and Was Duly Recorded as Instrument # 1440778
 in The Records Of Santa Fe County

Witness My Hand And Seal Of Office
 Valerie Espinoza
 County Clerk, Santa Fe, NM

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FILED CLERK REC'D 07/05/2006