

Resolution 2013-119  
Is being re-recorded  
to add Exhibit B

SANTA FE COUNTY

RESOLUTION NO. 2013- 119

**A RESOLUTION PROVIDING NOTICE OF DETERMINATION NOT TO UPDATE  
LAND USE ASSUMPTIONS, CAPITAL IMPROVEMENTS PLAN OR IMPACT FEES  
FOR SANTA FE COUNTY FIRE AND RESCUE IMPACT FEES AND ASSOCIATED  
WAIVER OF REQUIREMENTS OF RESOLUTION 2013-26**

**WHEREAS**, the New Mexico Development Fees Act (NMSA 1978, §§ 5-8-1 et seq) (the "Act"), provides a mechanism for the County to collect funds in unincorporated areas of the County for capital improvements related to fire, rescue, and emergency medical service provision in the County Fire District where the fee is collected;

**WHEREAS**, Santa Fe County approved Ordinance 1995-04 to collect Fire and Rescue Impact Fees based on the gross covered floor area of development in order to partially fund fire and rescue facilities and equipment, the demand for which is generated by growth in previously designated fire protection districts;

**WHEREAS**, pursuant to the Act, every 5 years the County must review and make a determination if updates of the Land Use Assumptions (LUA) and Capital Improvements Plan (CIP) that support the impact fee structure is required;

**WHEREAS**, the Board of County Commissioners (BCC) last reviewed the Fire and Rescue Impact Fee LUA and CIP in October 2008 and determined to maintain the impact fees with no increase or change in the fee structure;

**WHEREAS**, the latest reviews of the LUA and CIP are due in October 2013;

**WHEREAS**, pursuant to the Act, as a part of the review process, a County Capital Improvements Advisory Committee (CIAC) must review the LUA and CIP and file written comments on them with the BCC;

**WHEREAS**, the CIAC met on October 10, 2013, and has filed written comments with the BCC recommending that the LUA and CIP for fire impact fees need no updating at this time, which written comments were reviewed by the BCC;

**WHEREAS**, the BCC has reviewed the written comments from the CIAC and is now prepared to act on those comments;

**WHEREAS**, the map attached hereto as Exhibit B accurately depicts the geographic area within which the impact fees shall apply; and

SEE CLERK RECORDERS OFFICE FOR MORE INFORMATION

WHEREAS, pursuant to Ordinance 2013-026 resolutions must be placed on an agenda for review and discussion at least one BCC meeting prior to being placed on a BCC agenda as an action item unless that procedure is waived by the BCC.

NOW THEREFORE, be it resolved by the Board of County Commissioners of Santa Fe County as follows:

1. The requirements of Ordinance 2013-026 are hereby waived;
2. No update to the Land Use Assumptions, Capital Improvements Plan or impact fees is necessary at this time.
3. The Notice of Determination Not to Update Land Use Assumptions, Capital Improvements Plan or Impacts Fees, attached hereto as Exhibit A, including the map attached to that Notice depicting the geographic area within which the impact fees have historically been applied and will continue to be applied, shall be published in accordance with the Santa Fe County Land Development Code requirements for noticing change-of-zone requests.

APPROVED, ADOPTED AND PASSED this 29<sup>th</sup> day of October 2013.

BOARD OF COUNTY COMMISSIONERS

Kathy Holien  
Kathy Holien, Chairman

Attest:

Geraldine Salazar  
Geraldine Salazar, County Clerk



Approved as to Form:

Stephen C. Ross  
Stephen C. Ross, County Attorney



COUNTY OF SANTA FE )  
STATE OF NEW MEXICO ) ss

BCC RESOLUTIONS  
PAGES: 3

I Hereby Certify That This Instrument Was Filed for  
Record On The 1ST Day Of November, 2013 at 09:17:34 AM  
And Was Duly Recorded as Instrument # 1722066  
Of The Records Of Santa Fe County

Witness My Hand And Seal Of Office  
Geraldine Salazar  
Deputy Marella Salazar County Clerk, Santa Fe, NM

Daniel "Danny" Mayfield  
Commissioner, District 1

Miguel Chavez  
Commissioner, District 2

Robert A. Anaya  
Commissioner, District 3



Kathy Holian  
Commissioner, District 4

Liz Stefanics  
Commissioner, District 5

Katherine Miller  
County Manager

**NOTICE OF DETERMINATION NOT TO UPDATE LAND USE ASSUMPTIONS,  
CAPITAL IMPROVEMENTS PLAN OR IMPACT FEES**

A. On October 29, 2013, at a regular meeting of the Santa Fe County Board of County Commissioners, the Board of County Commissioners of Santa Fe County adopted Resolution 2013- and determined that no change to the land use assumptions, capital improvements plan or impact fees was necessary.

B. The impact fees shall continue to apply in the unincorporated boundaries of the County, as depicted on the map attached hereto and made a part hereof by reference.

C. If, within sixty days after publication of this Notice, a person makes a written request to the Board of County Commissioners of Santa Fe County c/o Adam Leigland, Director of Public Works at P.O. Box 276, Santa Fe, New Mexico, 87504-0276, requesting that the land use assumptions, capital improvements plan or impact fees be updated, the Board of County Commissioners may accept or reject such request by following the requirements of NMSA 1978, §§ 20 through 35 (the Development Fees Act).

**EXHIBIT A**



COUNTY OF SANTA FE )  
STATE OF NEW MEXICO ) ss BCC RESOLUTIONS  
PAGES: 4

I Hereby Certify That This Instrument Was Filed for  
Record On The 5TH Day Of November, 2013 at 12:56:37 PM  
And Was Duly Recorded as Instrument # 1722373  
Of The Records Of Santa Fe County

Witness My Hand And Seal Of Office  
Deputy *Marella Salazar* Geraldine Salazar  
County Clerk, Santa Fe, NM

BCC RESOLUTIONS 1722373 RECORDED 11/05/2013

# SANTA FE COUNTY

## Fire Districts

### Legend

- Fire Stations
- Major Roads
- Minor Roads
- Major Streams and Arroyos
- Railroads
- City of Santa Fe Incorporated Area

### Fire Districts

- Agua Fria Fire District
- Chimayo Fire District
- City of Espanola
- Edgewood Fire District
- El Dorado Fire District
- Galisteo Fire District
- Glorieta Pass Fire District
- Hondo Fire District
- La Cienega Fire District
- La Puebla Fire District
- Los Alamos Fire Department
- Madrid Fire District
- Pojoaque Fire District
- SFD Station 1
- Santa Fe City
- Santa Fe National Forest
- Stanley Fire District
- State Pen Fire District
- Tesuque Fire District
- Turquoise Trail Fire District



1:100,000  
1 inch equals 1.56 miles



This information is for reference only. Santa Fe County assumes no liability for errors associated with the use of these data. Users are solely responsible for confirming data accuracy.

