

SFPC CLERK RECORDING 08/18/2006

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SANTA FE COUNTY

Ordinance No. 2006-8

**AN ORDINANCE AMENDING ORDINANCE 2006-3 TO
REQUIRE USE OF INSTANT HOT WATER DEVICES OR DESIGNS
IN ALL PERMANENT STRUCTURES WITH A HOT WATER TAP**

*BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF THE
COUNTY OF SANTA FE THAT:*

1. The "Indoor Conservation" section of Ordinance 2002-13 is hereby amended to read as follows:

"Indoor Conservation"

1. Water system leaks from private water lines shall be repaired by the owner or property manager within fifteen (15) days of initial notification by the County or the owner's knowledge of the leak. Proof of repair shall be provided to the County upon completion of the repair when such notification is requested.
2. For all new and remodeling construction and all replacements of existing plumbing fixtures, the water conservation plumbing standards set out below shall be met. In addition, with the exception of item (D) and (J), all existing water users shall retrofit their facilities such that the plumbing fixtures noted below are in place by July 1, 2005. Single and multi-family residential water users are exempt from this retrofit requirement.
 - A) Water closets, either flush tank, flushometer tank or flushometer valve operated, shall have an average consumption of not more than 1.6 gallons (6.1 liters) per flush. Water closets that use a "quick closing" flapper to limit the flush to 1.6 gallons shall not be used to satisfy this requirement.
 - B) Urinals shall have an average water consumption of not more than 1.0 gallon of water per flush, with the exception that, if approved by Santa Fe County, blowout urinals may be installed for public use in stadiums, race courses, fairgrounds and other structures used for outdoor assembly and similar uses.
 - C) Lavatory and kitchen faucets shall be equipped with aerators and shall be designed and manufactured so that they will not exceed a water flow rate of 2.5 gallons (9.5 liters) per minute.

- 1 D) Self-closing, metering or self-closing faucets shall be installed on lavatories
- 2 intended to serve the transient public, such as those in, but not limited to, service
- 3 stations, train stations, airports, restaurants and convention halls. These faucets
- 4 shall deliver no more than .25 gallons of water (1.0 liters) of water per use.
- 5 E) Shower heads shall be designed and manufactured so that they will not exceed a
- 6 water supply flow rate of 2.5 gallons (9.5 liters) per minute. Emergency safety
- 7 showers are exempted from this provision.
- 8 F) Water-conserving fixtures shall be installed in strict accordance with the
- 9 manufacturer's instructions to maintain their rated performance.
- 10 G) For all new and re-modeling construction, all of the requirements regarding water
- 11 conserving devices shall be certified by a certificate of compliance by a licensed
- 12 mechanical contractor or plumbing permittee before or at the time of the final
- 13 plumbing inspection.
- 14 H) All outdoor timed irrigation systems must be equipped with a rain sensor so that
- 15 the irrigation system does not operate when it is raining or has recently rained.
- 16 I) Exceptions to the above requirements may be permitted when necessary to
- 17 maintain adequate health and safety standards.
- 18 J) (1) Applicability. The requirements of this subsection J shall apply only to
- 19 development permits issued after the effective date of Ordinance No. 2006-3 for
- 20 the initial construction of any permanent structure, including, but not limited to,
- 21 commercial structures, single family and multi-family dwellings, and accessory
- 22 structures, the design for which includes a hot water tap.
- 23 (2) Instant Hot Water Device or Design Required. Structures subject to this
- 24 subsection J must be designed so that hot water is delivered to any hot water tap
- 25 in the structure within 5 seconds of the tap being turned on. This requirement can
- 26 be achieved through the use, either alone or in combination, of the following
- 27 devices or designs: (i) a hot water re-circulation system with time and temperature
- 28 controls; (ii) on-demand circulation systems; (iii) centrally located water heaters;
- 29 (iv) point-of-use water heaters; (v) short hot-water line run distances; (vi) smaller
- 30 diameter piping; (vii) "instant hot" fixtures; (viii) super-insulation methods; or
- 31 (ix) other device or design approved by the Land Use Administrator.
- 32 (3) Procedures for Approval. The Land Use Administrator shall promulgate
- 33 written guidelines concerning the procedures and submittals required to show
- 34 compliance with subsection J(2) as well as gain approval of devices or designs not
- 35 specifically itemized in subsection J(2).
- 36 3. All private and public eating establishments shall provide water and other beverages
- 37 only upon request. This policy shall be clearly communicated to the customer in at
- 38 least one of the following manners: on the menu, by use of a "table tent" or single
- 39 signage on the table, or posting in a location clearly visible to all customers. All
- 40 catering and banquet operations shall comply with the provisions of this subsection.
- 41 The intent of this requirement is not to discourage the drinking of water but to
- 42 discourage the washing of additional unnecessary glasses.
- 43 4. Lodging facilities shall not provide daily linen and towel changing for guests staying
- 44 multiple nights unless the guest specifically requests each day that linens and towels
- 45 be changed."
- 46

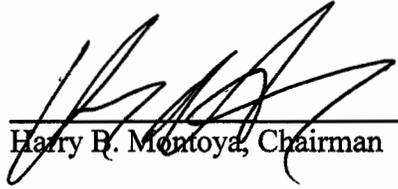
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This Ordinance shall become effective thirty days after it has been duly recorded by the County Clerk.

PASSED, APPROVED AND ADOPTED this 11th day of July, 2006.

BOARD OF COUNTY COMMISSIONERS



Harry B. Montoya, Chairman

ATTEST:



Valerie Espinoza, County Clerk



APPROVED AS TO FORM:



Stephen C. Ross, County Attorney

CERTIFICATE OF FILING

I, Valerie Espinoza, County Clerk, do hereby certify that the foregoing ordinance, designated as Ordinance, No. 2006 - 8, was filed in my office on the 18th day of August, 2006, as Instrument # 1447187.

SANTA FE COUNTY CLERK



VALERIE ESPINOZA



COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss

BCC ORDINANCE
PAGES: 4

I hereby Certify That This Instrument Was Filed for Record On The 18TH Day Of August, A D., 2006 at 13:34 And Was Duly Recorded as Instrument # 1447187 Of The Records Of Santa Fe, County

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

THE SANTA FE
NEW MEXICAN
Founded 1849

SFC CLERK RECORDING 08/18/2006

SF COUNTY

ATTN: *Wayne Dalton*
PO BOX 276
SANTA FE NM 87504-0276

ALTERNATE ACCOUNT: 73450
AD NUMBER: 00167907 ACCOUNT: 00002845
LEGAL NO: 78987 P.O. #: 600222
95 LINES 3 TIME(S) at 136.80
AFFIDAVIT: 6.00
TAX: 10.89
TOTAL: 153.69

AFFIDAVIT OF PUBLICATION

NOTICE OF PUBLIC HEARING

Notice is hereby given that at 5:00 p.m. on Tuesday, June 13, 2006 at the regularly scheduled meeting of the Board of County Commissioners of the County of Santa Fe, the Board will consider taking final action on Ordinance 2006-3. An Ordinance Amending Ordinance 2006-3 to Require Use of Instant Hot Water Devices or Designs within all permanent structures with a hot water tap including but not limited to commercial structures. The introduced ordinance requires all permanent structures to be designed so that hot water is delivered to any hot water tap in the structure within 5 seconds of the tap being turned on. The public hearing will be held at the County Court House Chambers, located at 102 Grant Avenue, on the corner of Grant and Palace Avenues, Santa Fe, New Mexico. At the public hearing, the Board will accept public input on whether to adopt said ordinance.

STATE OF NEW MEXICO
COUNTY OF SANTA FE

I, R. Lara, being first duly sworn declare and say that I am Legal Advertising Representative of THE SANTA FE NEW MEXICAN, a daily newspaper published in the English language, and having a general circulation in the Counties of Santa Fe and Los Alamos, State of New Mexico and being a newspaper duly qualified to publish legal notices and advertisements under the provisions of Chapter 167 on Session Laws of 1937; that the publication # 78987 a copy of which is hereto attached was published in said newspaper 3 day(s) between 05/23/2006 and 06/06/2006 and that the notice was published in the newspaper proper and not in any supplement; the first date of publication being on the 23rd day of May, 2006 and that the undersigned has personal knowledge of the matter and things set forth in this affidavit.

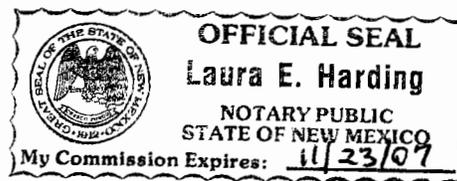
/s/ *R. Lara*
LEGAL ADVERTISEMENT REPRESENTATIVE

Subscribed and sworn to before me on this 6th day of June, 2006

Notary *Laura E. Harding*

Commission Expires: 11/23/07

A public hearing will be held in the County Commission Chambers of the Santa Fe County Courthouse, corner of Grant and Palace Avenues, Santa Fe, New Mexico on the 13th day of June 2006, at 5 p.m. on a petition to the Board of County Commissioners.
Legal #78987
Pub. May 23, 30, June 6, 2006



www.santafenewmexican.com