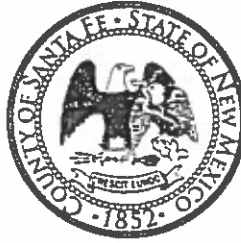


Henry P. Roybal
Commissioner, District 1

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

MEMORANDUM

DATE: May 15, 2015

TO: Board of County Commissioners

FROM: Adam Leigland, Public Works Department Director *5/29/15*

VIA: Katherine Miller, County Manager

ITEM AND ISSUE: *BCC Meeting June 9, 2015*

Ordinance No. 2015-___, An Ordinance Amending Ordinance No. 2001-1 to Expressly Extend the Ordinance to County Sports Fields, to Add Rules Governing League Use and Sales or Solicitation by Itinerant Vendors, and to Prohibit Certain Dangerous or Harmful Activities. (Final Public Hearing) (Public Works/Adam Leigland)

SUMMARY:

Subject ordinance amends the County's current open space ordinance, Ordinance No. 2001-1, to include organized league use of County open space properties. It also makes miscellaneous clean-up actions to the existing ordinance.

DISCUSSION:

The County recently purchased and began a renovation of the Pojoaque Sports Fields in Pojoaque, and has a development plan to add sports fields to Romero Park in Agua Fria. Upon completion of the renovation projects, these two open space properties will introduce the County to a new aspect of park and open space management, namely, long-term and continual use of recreational sports fields by organized sports leagues.

The County's current Open Space Ordinance, Ordinance No. 2001-1, entitled "Rules and Regulations for County Parks, Trails and Open Space Areas" and passed February 13, 2001 (attached), is adequate as far as it goes but it does not contemplate the league use of sports fields as described above. Therefore, staff felt the ordinance should be amended for these new uses.

The major tenets of the subject ordinance include the following:

1. To use County sports fields, each league and school must enter into a league agreement with the County.
2. League agreement requires the following:

- a. Estimated number of days and hours needed for field use for the season;
 - b. Mission and goals of the league or school
 - c. General yearly budget that includes a general statement of financial condition of the league
 - d. League bylaws
 - e. Code of conduct
 - f. Liability insurance
3. Fee schedule is implemented
 - a. \$100 per league for each youth league
 - b. \$25 per player for each adult league
 - c. \$25 per team for tournaments
4. Leagues manage own concessions
5. Leagues responsible for clean-up of trash and litter directly related to their use of a sports field.

Staff consulted the relevant policies and ordinances of the City of Santa Fe, City of Rio Rancho, City of Albuquerque, and Bernalillo County in drafting this ordinance. The fee schedule is identical to the City of Santa Fe's, and much lower than Rio Rancho's and Bernalillo County's (who charge \$100 per day per field plus \$17/hour for staff time). Albuquerque leagues are managed by the city itself.

The league agreement will be modeled on the league agreement used by Bernalillo County, attached for reference.

The BCC authorized the publication of title and general summary at the April 28, 2015, meeting, and notice was published in the Albuquerque Journal. One change was made to the draft ordinance that was presented at the April 28 meeting. Language addressing the use of the field lighting was added at Section 23.h.

If the ordinance is approved today, it will go into effect at the beginning of July. Meanwhile, the Pojoaque Fields renovation project is scheduled for completion at the end of June. Thus the Pojoaque Fields will be opened for league use by July 1, 2015. The Romero Park sports fields project is as-yet unfunded but could be complete as soon as July 2017, given the necessary funding.

ACTION REQUESTED:

Approve subject ordinance

Attachments:

1. Ordinance No. 2001-1
2. Bernalillo County League Agreement

SANTA FE COUNTY

Ordinance No. 2001- 1

1865593

RULES AND REGULATIONS FOR COUNTY PARKS, TRAILS AND OPEN SPACE AREAS

Section 1. Short Title

This ordinance may be cited as the "Rules and Regulations for County Parks, Trails, and Open Space Areas"

Section 2. Purpose and Legislative Authority

NMSA 1978 § 4-37-1 (1975) authorizes the Board of County Commissioners to adopt rules and regulations pertaining to parks, trails and open space areas.

The purpose of this Ordinance is to establish rules and regulations for public use of county parks, trails, and open space areas in a manner that promotes public health, safety, and welfare and preserves property which Santa Fe County owns, leases or otherwise manages as parks, trails, or open space areas.

Section 3. Definitions

3.1 "Administrator" means the Land Use Administrator of the Santa Fe County Land Use Department;

3.2 "Board of County Commissioners" means the Board of County Commissioners for Santa Fe County;

3.3 "Commercial use" means any for-profit sales or services but does not include the operation of vending machines authorized the Board of County Commissioners;

3.4 "Cultural resources" means any structures, places, sites, or objects having historic, archaeological, scientific, architectural, or other cultural significance;

3.5 "Special Use Permit" means a permit issued by the Board of County Commissioners or Land Use Administrator to a person, business entity, or organized group to host or provide a certain event or activity within a County park, trail, or open space area. The term of a special use permit shall be for the duration of the approved event.

3.6 "Vending machine" means any coin-operated beverage, snack or service machine subject to approval of the Board of County Commissioners.

Section 4. Rules and Regulations

1865594

1. Removing or Installing Objects.

(a) It shall be unlawful for any unauthorized person to remove, destroy, mutilate, collect or deface any natural or man made object within any County park, trail, or open space area, including but not limited to: trees, down timber or branches, shrubbery, plants, flowers, rocks, fences, signs, kiosks, bulletin boards, restrooms, tables, benches, cultural resources, and trash containers.

(b) It shall be unlawful to place rock bolts, install gates, plant trees or any other type of landscape material, or establish or construct trails or other facilities for public or private use without the prior written consent of the Administrator.

(c) Notwithstanding the above, collection of edible roots, herbs, or nuts for individual consumption shall be allowed, provided it is done in accordance with a duly authorized management plan.

2. Wildlife. It shall be unlawful for any person to feed, hunt, pursue, trap, molest, disturb, or kill any wildlife at any time within any County park, trail, or open space area. Except that any person may injure or kill any wildlife that is threatening immediate harm to him or others. The person who takes action under this provision shall report this action to the Santa Fe County Sheriff's Department or County Code Enforcement Officers, who shall verify the necessity of such action.

3. Firearms. It shall be unlawful to carry or discharge into any County park, trail, or open space area firearms or projectile weapons or explosives of any kind including, but not limited to, fireworks, BB guns, pellet guns, air guns, crossbows, longbows, slingshots, or other device capable of causing injury to persons or animals or damage or destruction to property; peace officers on official duty are excepted.

4. Domestic Animals.

(a) Any dog or other domestic animal within a County park, trail, or open space area shall be restrained by a leash and under the control of a person, unless otherwise posted.

(b) Horses shall be permitted only in designated areas and must be adequately controlled at all times.

(c) It shall be unlawful for any person to allow any dog or other domestic animal under his control to disturb, molest, harass or chase livestock in a County park, trail, or open space area.

5. Camping. Camping is not permitted except in designated areas.

6. **Special Use Permits.** Special Use Permits are required for any commercial, recreational, athletic, educational or public event with an anticipated attendance of 15 or more persons. Grazing use on properties shall be allowed based on an adopted management plan and issuance of a special use permit. The Board of County Commissioners or Administrator may require indemnification and proof of general liability insurance naming the County as an additional insured before issuing a Special Use Permit to any person or entity. Special Use Permits may be obtained by making application to the County Land Use Department.
7. **Fires.**
 - (a) Ground fires are unlawful. Fires may be built only in designated picnic areas, and then only in grills and fireplaces or in personal grills and stoves. All fires must be attended at all times and properly extinguished. Exceptions to the ground fire prohibitions may be allowed only with a Special Use Permit.
 - (b) Fires may be prohibited entirely by order of the Board of County Commissioners, the County Sheriff, or County Fire Marshall by the posting of special notices or other means of public notification. It shall be unlawful to build any fire or use any stove or other device having an open flame whenever the Board of County Commissioners has issued an order prohibiting the same.
8. **Motor Vehicles.**
 - (a) No person may operate a motor vehicle, including a car, truck, motorcycle, mini-bike, all terrain or other recreational vehicle, within any County park, trail or open space area, unless the area is specifically designated and posted to permit the operation of such vehicle; County and emergency vehicles on official business are excepted. For exceptions related to disabled access refer to 8(c).
 - (b) Bicycle use within any park, trail, or open space area shall be allowed only on designated roads or trails and only when those areas are not posted to prohibit such use.
 - (c) Persons with disabilities may use single-rider, motorized vehicles adapted for use by them.
 - (d) The Administrator may impose use restrictions on specific parks, trails, or open space areas when such restrictions are necessary for resource protection or personal safety. Such restrictions shall be posted at the trailheads and it shall be unlawful for any person to violate the posted restrictions.
9. **Vehicle Parking.** Vehicles shall be parked only in designated parking areas and in designated camping areas and may not be left unattended or occupied in a county park, trail or open space area at any time from one half-hour after sunset to sunrise, except as specifically authorized in designated camping areas. It shall be unlawful to park any vehicle in such a manner as to block access, restrict traffic, or inhibit free movement of other vehicles, or persons. Vehicles so parked may be towed at the owner's expense. Exceptions to this provision may be granted under a Special Use Permit.

10. **Advertising.** The posting of advertisements or the placement of brochures by private parties on County park, trail, or open space area facilities and on vehicles within designated parking areas is prohibited.
11. **Disposal of Trash.** It shall be unlawful to dispose of trash, garbage, rubbish, litter or debris within any County parks, trails, or open space areas, except that which is generated by legal activities conducted within the parks, trails, or open space areas. Trash and debris legally generated within any County parks, trails, or open space areas must be removed or deposited in designated trash receptacles.
12. **Alcoholic Beverages.** It shall be unlawful to sell, consume, possess, or serve alcoholic beverages, as defined by state statute, within any County parks, trails, or open space areas.
13. **Research.** All research projects to be conducted within any County park, trail, or open space area must be reviewed and prior written authorization granted by the Administrator. All research projects shall comply with this Ordinance.
14. **Commercial Uses.** It shall be unlawful for any person, acting individually or on behalf of a business or organization, to use any County park, trail, or open space area for any commercial purpose without first obtaining a Special Use Permit.
15. **Public Nuisance.** It shall be unlawful for any person to engage in any activity within a County park, trail, or open space area which interferes with the health, safety and welfare of the users or which creates a nuisance or hazard to the use and/or safety of persons using or neighboring the area. Disorderly conduct (including amplified sound) shall be prohibited, except that amplified sound may be allowed through the issuance of a Special Use Permit.
16. **Yielding Right-Of-Way.** It shall be unlawful for any trail user passing another trail user to fail to yield in the manner defined herein or as otherwise posted at trailheads. The appropriate order for yielding the right-of-way is as follows: All users yield to equestrians, and bicycles yield to pedestrians. Yielding the right-of-way requires slowing down to a safe speed, being prepared to stop, establishing communication, and passing safely.
17. **Closures.**
 - (a) Open space lands being managed for agricultural and other purposes and posted as such are closed to the public unless trails and other related facilities are otherwise designated by the Board of County Commissioners. It shall be unlawful for any unauthorized person to enter such closed areas.
 - (b) The Land Use Department may from time to time determine that closures of open space areas to the public and/or to certain animals are necessary or desirable to protect wildlife, vegetation, or for public safety concerns. The Board of County Commissioners may designate an area as closed temporarily, indefinitely or permanently. It shall be unlawful for any unauthorized person to enter areas that are closed. All closures, whether temporary, indefinite or permanent, shall be posted.

18. Posted Regulations. It shall be unlawful to violate any posted regulations or those regulations set forth in an official county parks, trails, or open space brochure.

19. Enforcement. The Santa Fe County Sheriff's Department and County Code Enforcement Officers shall enforce any and all of the regulations adopted for County parks, trails, and open space areas. To the extent that the Board of County Commissioners may find it desirable to vest specific enforcement authority in other County personnel or other governmental agency, those individuals so vested shall also have the authority and responsibility to enforce regulations adopted for County parks, trails, and open space areas. The following schedule of fines shall be used for violations of this Ordinance:

First Offense:	\$100
Second Offense:	\$300
Third Offense:	\$500 or the maximum allowed by law

Weapons and Fire-related Offenses:

First Offense:	\$500
Subsequent Offenses:	Maximum allowed by law

20. Penalties. Any person who violates the provisions of this Ordinance shall be prosecuted in a court of competent jurisdiction and penalized to the maximum extent allowed by law.

21. Severability. The provisions of this Ordinance shall be severable. If any provision of this Ordinance is ruled to be invalid by a court of competent jurisdiction:

(a) the effect of such judgment shall be limited to the specific provision or provisions that are expressly stated in the judgment to be invalid; and

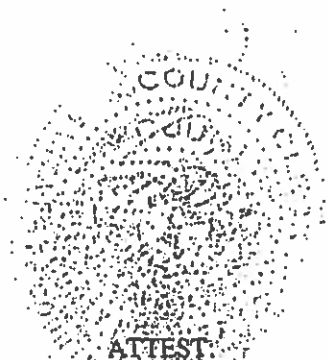
(b) such judgment shall not affect, impair or nullify the validity or application of the remainder of this Ordinance which shall continue in full force and effect.

22. Effective Date. The Ordinance shall take effect thirty (30) days after it is recorded in the County Clerk's Office.


23. Ordinance Availability. The County Land Use Department shall make available for inspection to the public, a current copy of the existing rules and regulations related to County parks, trails, and open space areas.

1865598

PASSED, APPROVED AND ADOPTED this 13 of February, 2001.



BOARD OF COUNTY COMMISSIONERS

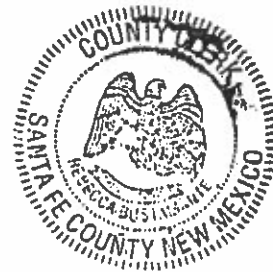

Paul Duran, Chairman

ATTEST:


Rebecca Bustamante, County Clerk

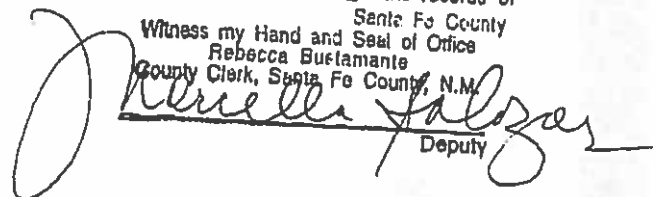
Approved As to Form:


for Steven Kopelman, County Attorney



1146.854
COUNTY OF SANTA FE } SS
STATE OF NEW MEXICO
I hereby certify that this instrument was filed
for record on the 28 day of Feb A.D.
20 01 at 11:00 o'clock a m.
and was duly recorded in book: 1865
page 593-598 of the records of

Witness my Hand and Seal of Office
Santa Fe County
Rebecca Bustamante
County Clerk, Santa Fe County, N.M.


Deputy

**BERNALILLO COUNTY
PARKS AND RECREATION**

Parks and Sports Field Use Agreement



I (We), _____

Name of Individual or Organization

herein, referred to as LESSEE, hereby request the use _____ of

Name of Park/Sports Field

For the express purpose of conducting the following activity: (Explain in detail)

Subject to acceptance of this request by Bernalillo County Parks and Recreation, herein referred to as LESSOR, Lessee hereby agrees to the following terms and conditions:

1. Lessee shall save, indemnify and hold harmless the Lessor, its Officers, and Employees from any claims for the loss, damage or injury to any person or property from the Lessee's use of said facility.
2. Lessee shall use premises only for the purposes and activities as described in this Agreement.
3. Lessee shall provide a schedule of all games and practice times wherein facility will be used to the Land Management Section Manager, or their designee. Park/Sports field/facilities activities that are on the grounds of a Community Center are subject to coordination and scheduling with Community Center Manager. Therefore, Lessee will also provide schedules of all herein described activities to said Community Center Manager and Land Management Section Manager, or their designee, and shall identify the maximum number of people using the parks/sports field/facilities.

Maximum number: _____

4. Lessee shall not assign or sublet the whole or any part of the premises, unless approved by the County Manager or his designee. Any assignee or sublessee shall fulfill all conditions required of the original assignee or sublessee.



FORM APPROVED BY
COUNTY LEGAL
DATE: 4/15/03

5. Lessee will conduct on-site litter control to minimize litter and dispose of in on-site dumpster(s). Failure to collect and dispose of litter in on-site dumpster(s) will result in a written notification of the violation and a cleaning fee charged to the lessee at a minimum rate of one hundred fifty dollars (\$150.00) per occurrence, for cleaning services.
6. Lessee shall provide Lessor with proof of General Liability Insurance of at least \$1,000,000.00 per occurrence which covers activities as described herein, and notify Lessor in the event the insurance is cancelled. Said notice shall be in writing, in advance of cancellation. Lessee shall then cease use of the premises from the date of cancellation until replacement insurance is obtained. Bernalillo County shall be named as the additional insured as determined by the Property/Casualty Specialist. If term of Agreement is greater than one (1) year, proof of General Liability Insurance shall be provided annually no later than effective date of Agreement.

TERM OF AGREEMENT

Term of this Agreement will be three (3) years commencing from effective date of official signatures or for the period of:

Dates and Times

7. If term of this Agreement is greater than one (1) year, the Chief Representative of Lessee Organization, or their designee, shall attend an annual meeting of parks and fields users, as scheduled by Lessor.
8. The Agreement must be renewed upon expiration, and the burden of timely request for renewal is on Lessee Organization.
9. Lessee will promptly report in writing any injuries to persons or damage to the property of Lessor or other, which occurs during Lessee's use of the Lessor's park/sports field/facilities.
10. Lessee shall have a representative at the park/field/facilities at all times when it is being used by Lessee, and shall have primary responsibility for safety and spectator control.
11. At those fields where Lessor maintains concession facilities, under contract, Lessor shall retain exclusive concession rights.
12. At those fields where Lessee maintains concession facilities, Lessee shall obtain all necessary permits for such facilities. Lessee shall save, indemnify and hold harmless the Lessor, its Officers, and Employees from any claims for the loss, damage or injury to any person or property from the Lessee's concession activities.
13. Lessee shall not permit the use of alcoholic beverages or any illegal drugs at its activities at the park/field.



14. Lessee shall comply with all applicable local, state and federal anti-discrimination laws and ordinances in its use of the park/field/.

CHARGES, CHANGES AND/OR SPECIAL INSTRUCTIONS:

Bernalillo County Parks and Recreation must be notified of any change(s) to the Chief Representative of the Lessee Organization as signed off on in this Agreement within ten (10) days.

DEFAULT AND TERMINATION:

- A. Failure to comply with the terms and conditions of this Agreement shall constitute default by Lessee.
- B. Lessor or Lessee may terminate Facility Use Agreement with a minimum of ten (10) days notice.
- C. Parks and Recreation supervisors may in his/her discretion immediately terminate this Agreement /event if he/she determines the Lessee has materially violated this Agreement.

NOTICES

All notices shall be made to: Bernalillo County
Parks and Recreation
111 Union Square SE Suite 200
Albuquerque, New Mexico 87102
Attn: Director, Parks and Recreation

LESSEE Organization, NOTICES – Name, Address and Telephone Number (Fill In)

BINDING EFFECT AND EFFECTIVE DATE

This Agreement is not binding until all parties sign it. The terms and conditions of this Agreement shall be binding upon and inure to the benefit of the parties hereto, their successors and assigns. The effective date of this Agreement shall be the date of the last signature hereon.

(Chief Representative/Lessee Organization:

(Date)

(Bernalillo County Manager or Designee)

(Date)



Bernalillo County Parks and Recreation

Land Management Criteria

for Park Lease Agreements



1. All user groups must have a lease agreement with Bernalillo County. At this time insurance must be on file (when necessary).
2. Prior to signing a lease agreement with Bernalillo county, a representative from Bernalillo County Land Management and the user group must meet on the site of the lease agreement.
3. The user group must comply with all ordinances and rules set by Bernalillo County.
4. Facilities under a lease agreement that must be opened by the user group must also be locked by that user group. **NO EXCEPTIONS.**
5. No vehicles may drive on turf areas, with the exception of emergency vehicles.
6. Trash must be put in trash receptacles.
7. Any violation of these 6 standards will discontinue the lease agreement with Bernalillo County.

SIGNATURE _____

DATE _____

PHONE _____

E-MAIL _____

**THE BOARD OF COUNTY COMMISSIONERS
SANTA FE COUNTY, NEW MEXICO**

ORDINANCE NO. 2015- ____

**AN ORDINANCE AMENDING ORDINANCE NO. 2001-1 TO EXPRESSLY
EXTEND THE ORDINANCE TO COUNTY SPORTS FIELDS, TO ADD
RULES GOVERNING LEAGUE USE AND SALES OR SOLICITATION
BY ITINERANT VENDORS, AND TO PROHIBIT CERTAIN
DANGEROUS OR HARMFUL ACTIVITIES**

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

Section One. Section Three of Ordinance No. 2001-1 is amended to add the following definitions:

“3.7 ‘Itinerant vendor’ means any person with no established business location within Santa Fe County who brings onto any County park, trail, or open space area for the purpose of selling or offering for sale any food products, stocks or samples of goods, wares, or merchandise.”

“3.8 ‘Park,’ as used in Ordinance No. 2001-1, includes County sports fields.”

Section Two. Section Four, paragraph 4(c), of Ordinance No. 2001 is deleted and replaced with the following:

“(c) It shall be unlawful for any person to allow any dog or other domestic animal under his control to disturb, molest, harass, or chase humans, other domestic animals, or livestock in a County park, trail, or open space area.”

Section Three. Section Four of Ordinance No. 2001 is further amended to add the following Rules and Regulations:

“23. League Use of Sports Fields.

(a) Applicability. This section shall apply to the following Santa Fe County sports fields:

- (1) Pojoaque Fields;
- (2) Romero Park;
- (3) Pojoaque Tennis Courts

(b) Requirements.

- (1) For a youth or adult league to utilize County sports fields for league purposes, on an annual basis, beginning in January, in addition to the Special Use Permit, each league and school requires a league agreement with the County that specifies the:
 - (i) Type of sport;
 - (ii) Number of participants and age groups being served;
 - (iii) Estimated number of days and hours needed for field use for the season;
 - (iv) Mission and goals of the league or school;
 - (v) General yearly budget that includes a general statement of financial condition of the league
 - (vi) If applicable, the number of scholarships distributed for sports registration fees for the year before, and the estimated number of scholarships for sports registration fees available for the current year.
- (2) Each league and school shall include with the agreement, the following documents:
 - (i) Statement that reflects the general financial standing of the league or school that is applicable to the sports league from:
 - a. A certified public accountant; or
 - b. The national organization which the league or school belongs to; or
 - c. The tax returns of the league or school;
 - (ii) Code of conduct; and
 - (iii) Bylaws or other document demonstrating how the league or school was organized and operates.
 - (iv) Proof of General Liability Insurance of at least \$1,000,000 per occurrence which covers activities as described, with Santa Fe County named as an additional insured.
- (3) Each youth league shall provide the parent(s) or guardian(s) of the participant the following documents:
 - (i) Copy of the league or school's application to the County, with supporting documents;

- (ii) Summary of the County's costs to maintain each sports field, which shall be provided by the County to each league and school; and
 - (iii) Copy of educational material provided by the County related to the disposal of solid waste and recycling which outlines the leagues and schools responsibility to dispose of solid waste and promote recycling.
- (4) All leagues and schools shall be responsible, on an as-used basis, for clean-up of trash and litter directly related to their use of a sports field. The clean-up shall include proper separation of recyclables from trash.
- (5) League shall provide County with proof of General Liability Insurance of at least \$1,000,000 per occurrence which covers activities as described herein, and notify County in the event the insurance is cancelled. Said notice shall be in writing, in advance of cancellation. League shall then cease use of the premises from the date of cancellation until replacement insurance is obtained. Santa Fe County shall be named as the additional insured as determined by the Property/Casualty Specials. If term of Agreement is greater than one (1) year, proof of General Liability Insurance shall be provided annually no later than entire date of Agreement.
- (6) Upon acceptance of the league agreement, the Special Use Permit shall be automatically granted.
- (c) League Fees. For use of the Santa Fe County sports fields identified in paragraph 23(a) above:
 - (1) Each youth league and school shall be assessed a one-hundred-dollar (\$100.00) permit fee per season, per sport or recreation activity.
 - (2) Each adult league shall be assessed the following fees, per season, and such fees are inclusive of one end-of-season tournament:
 - (i) Twenty-five dollar (\$25.00) fee per player, necessary to field a team according to each individual league; and
 - (ii) Twenty-five dollar (\$25.00) fee for one (1) alternate player per team.
 - (3) League fees collected pursuant to this section shall be deposited into the general fund.
- (d) Tournament Fees. The County shall assess a tournament fee of twenty-five dollars (\$25.00) per team, per tournament, for the use of Santa Fe County sports fields. This paragraph does not apply to season adult league tournaments specified in paragraph C., above.

- (e) Noncompliance. A league or school that does not comply with the requirements of shall not be granted a permit to use County sports fields or the league or school permit may be suspended.
- (f) Priority of Use of County Sports Fields. County sports fields shall be prioritized for youth league and school use. Previous years' use by any league or school does not grant priority for future use.
- (g) Concessions. Concessions at the sports fields shall be provided through the league or school as specified in the league agreement."
- (h) Illumination. Use of field illumination will be subject to the terms of the league agreement and to a fee set administratively reflective of prevailing electricity rates.
- (i) Hours of Operation. Use of fields shall be limited to the hours of 6:00 am to 10:00 pm.

"24. Unauthorized Selling or Soliciting the Sale of Goods on County Property Prohibited. The practice by itinerant vendors of going onto County parks, trails, or open space areas for the purpose of selling or soliciting the sale of goods, wares, or merchandise is prohibited except as authorized by the Santa Fe Board of County Commissioners. Each act of selling or soliciting for sale shall constitute a public nuisance and a separate violation of this ordinance."

"25. Other Prohibited Activities.

Within any park, trail, or open space area it is unlawful to:

- (a) Drive or hit golf balls, except at places set apart for that purpose;
- (b) Wear any footgear on tennis courts except tennis shoes;
- (c) Roller skate, skateboard, or bring bicycles, mopeds, motorcycles, or animals onto tennis courts."

Section Four. All provisions of Ordinance No. 2001-1 not expressly amended hereby shall remain in full force and effect.

Section Five. This Ordinance shall be effective thirty (30) days after it is recorded in the Office of the Santa Fe County Clerk.

PASSED, APPROVED, AND ADOPTED on the ____ day of _____, 2015,
by the Board of County Commissioners of Santa Fe County.

THE BOARD OF COUNTY COMMISSIONERS
OF SANTA FE COUNTY

Robert A. Anaya, Chair

ATTEST:

Geraldine Salazar, County Clerk

APPROVED AS TO FORM:

AR RSJR

Gregory S. Shaffer, County Attorney



