

SANTA FE COUNTY

RESOLUTION NO. 2012-74

**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, an immediate and present danger of range fires, brush fires, grass fires, forest fires and structure fires exists within Santa Fe County due to persistent drought and lack of moisture;

WHEREAS, current fire conditions such as low humidity, dry weather, wind and fire fuel content have resulted in conditions of very high risk of fires;

WHEREAS, given these circumstances, the probability of ignition of materials and the spread of fire is very high and poses a severe threat to persons and property;

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;

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 or severe drought conditions, creating a significant and immediate threat to the life, safety, health and welfare of residents of Santa Fe County, and to public and private property located within the County.
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.

3. The use of fireworks not listed in Paragraph 2 above is limited to areas that are paved or barren or have a readily accessible source of water for use by the homeowner or 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. Public displays of fireworks as defined by Santa Fe County Ordinance No. 1988-3 shall be permitted.
7. 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 12 day of June 2012 by the Board of County Commissioners of the County of Santa Fe.

BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF SANTA FE

Liz Stefani
Liz Stefani, Chair



Approved as to form:

COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss

BCC RESOLUTIONS
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Stephen C. Ross
Stephen C. Ross,
Santa Fe County Attorney

I Hereby Certify That This Instrument Was Filed for Record On The 18TH Day Of June, 2012 at 02:37:01 PM And Was Duly Recorded as Instrument # **1672587** Of The Records Of Santa Fe County

Attest:

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

Valerie Espinoza
Valerie Espinoza
Santa Fe County Clerk

