

SANTA FE COUNTY

Ordinance No. 1984-3

1
2 AN ORDINANCE RELATING TO HEIGHT LIMITATION FOR STRUCTURES RELATED TO AGRI-
3 CULTURAL, GRAZING, RANCHING AND MINERAL EXPLORATION AND EXTRACTION USES, AND
4 RELATING TO VARIANCES FROM HEIGHT LIMITATIONS: AMENDING ORDINANCE NO. 1980-6
5 (THE SANTA FE COUNTY LAND DEVELOPMENT CODE.)

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

7 Article III Section 1 Santa Fe County Development Code is amended to read
8 as follows:

9 AGRICULTURAL, GRAZING AND RANCHING USES. Agricultural, grazing and ran-
10 ching uses and construction of fences and accessory structures related to those
11 uses are permitted anywhere in the County, provided the use of the land or the
12 fence or accessory structure complies with the requirements of other sections
13 of the code, including but not limited to the density regulations of the code.
14 Application for a development permit is not required for these uses, unless the
15 provisions of others sections of the code apply. For purposes of this section,
16 commercial feedlots are not considered to be agriculture, grazing or ranching
17 uses. The height of all structures associated with uses listed in this section
18 shall be limited to a maximum of 36' feet in height.

19 A new section 5.2.5 Article III Santa Fe County Development Code is
20 ordained to read as follows:

21 5.2.5 MAXIMUM HEIGHT.

22 Structures shall be limited to a maximum height of 36 feet from the highest
23 point of the surface of the ground at the perimeter of the structure. This
24 height limitation shall also apply to temporary or portable drilling equip-
25 ment.

1 (NEW MATERIAL) A new section 3.4 Article II, Santa Fe County Land

2 Development Code is ordained to read:

3 3.4 All height variance request for land located with approach, Transi-
4 tional, Horizontal and Conical Surfaces as described within map #31 A
5 incorporated herein by reference shall be reviewed for compliance with Federal
6 Aviation Regulations. The application for variance shall be accompanied by a
7 determination from the Federal Aviation Administration as to the effect of the
8 proposal on the operation of air navigation facilities and the safe, efficient
9 use of navigable airspace. Such variances shall be allowed where it is duly
10 found that a literal application or enforcement of the regulations will result
11 in unnecessary hardship and relief granted, will not be contrary to the public
12 interest, will not create a hazard to air navigation, will do substantial
13 justice. Additionally, no application for variance may be considered by the
14 County Development Review Committee unless a copy of the application has been
15 furnished to the Airport Manager for advice as to the aeronautical effects of
16 the variance. If the Airport Manager does not respond to the application within
17 15 days after receipt, the County Development Review Committee may act on its
18 own to grant or deny said application.

19 Any permit or variance granted may be so conditioned as to require the
20 owner of the structure in question to install, operate, and maintain, at the
21 owner's expense, such markings and lights as may be necessary.
22

23 PASSED, ADOPTED AND APPROVED THIS 11th DAY OF JULY, 1984.

24 BOARD OF COUNTY COMMISSIONERS

25 BY Alfred Beck
Chairman

26
27 ATTEST:

28 BY Angie Vigne Perez
Angie V. Perez, County Clerk



496053

1 APPROVED AS TO LEGAL FORM AND SUFFICIENCY

2 Montoya, Murphy, Kauffman and Garcia

3 By

4 County Attorney

547,043

COUNTY OF SANTA FE) SS
STATE OF NEW MEXICO)

I hereby certify that this instrument was filed
for record on the 26 day of July A.D.
1984, at 4:43 o'clock p. m.,
and was duly recorded in book 496
page 152 of the records of Santa Fe County.

Witness my Hand and Seal of Office
ANGIE VIGIL PEREZ
County Clerk, Santa Fe County, N.M.

Lisa Hiege
Deputy

