

SANTA FE COUNTY  
BOARD OF COUNTY COMMISSIONERS

ORDINANCE NO. 2026-02

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**AN ORDINANCE AMENDING THE SOLID WASTE AND RECYCLING  
MANAGEMENT ORDINANCE, ORDINANCE NO. 2014-10, TO INCREASE THE  
NUMBER OF ITEMS OF PERSONAL IDENTIFICATION REQUIRED TO SHIFT THE  
BURDEN OF PROOF IN PROSECUTIONS FOR ILLEGAL DUMPING**

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

**SECTION 1. REPEAL AND REPLACEMENT.**

Subsection 12(G) of Ordinance No. 2014-10 is amended to read as follows:

(G) **Burden of proof.** In the event any person's name or other identification is affixed or found on at least three items of illegally disposed of Solid Waste, this evidence shall constitute prima facie evidence and presumptive proof of a violation of this Ordinance. When this condition is met, the burden of proof to establish a non-violation of this Ordinance shall be on that person. For purposes of this subsection, identifying information includes, but is not limited to, the person's address, phone number, account number, vehicle identification, or other documentary evidence bearing the person's name or unique identifier.

**SECTION 2. SEVERABILITY.**

If a provision of this Ordinance or its application to any person or circumstance is held by a court of competent jurisdiction to be invalid, the invalidity does not affect other provisions or applications of the Ordinance that can be given effect without the invalid provision or application, and to this end, the provisions of the Ordinance are severable.

**SECTION 3. EFFECTIVE DATE.**

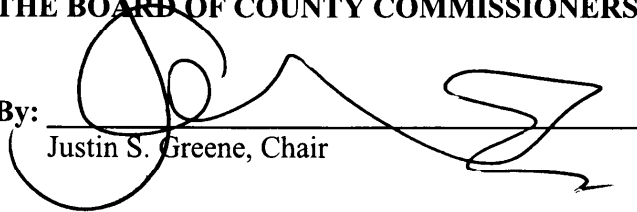
The effective date of this Ordinance shall be thirty (30) days after this Ordinance is recorded with the County Clerk.

**PASSED, APPROVED AND ADOPTED ON THIS 14<sup>th</sup> DAY OF April, 2026.**

**SANTA FE COUNTY  
THE BOARD OF COUNTY COMMISSIONERS**

By: \_\_\_\_\_

Justin S. Greene, Chair



SFC CLERK RECORDED 04/17/2026

