

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

RESOLUTION NO. 2017 - 132

**A RESOLUTION AUTHORIZING A SANTA FE COUNTY CODE
ENFORCEMENT OFFICER TO APPLY TO THE DISTRICT COURT FOR AN
INSPECTION ORDER TO CONDUCT AN INSPECTORIAL SEARCH OF THE
DWELLING AND PREMISE LOCATED AT 1071 CAMINO VISTA AURORA**

WHEREAS, Santa Fe County (the County) has all powers necessary to provide for the safety, health, order and comfort of the County and its citizens; and

WHEREAS, real property located at 1071 Camino Vista Aurora (the Property) is located within the County; and

WHEREAS, it appears that the Property is abandoned and has not been maintained; and

WHEREAS, neighboring property owners are concerned about the structural integrity of the dwelling and unsanitary conditions on the premises of the Property; and

WHEREAS, Ordinance No. 2016-9, the Sustainable Land Development Code (SLDC); Ordinance No. 2009-11, An Ordinance to Prohibit Excessive, Unnecessary and Unreasonable Noise and Public Nuisances (Public Nuisance Ordinance); and Ordinance No. 1991-7, Fire Prevention Code, as amended by Ordinance No. 1998-11 (Fire Code) were enacted for the promotion and protection of the public well-being; and

WHEREAS, NMSA 1978, § 42-1-18(A) authorizes an inspection officer to apply to the district court for an inspection order to conduct an inspectorial search “[u]pon sufficient showing that consent to an inspectorial search has been refused or is otherwise unobtainable within a reasonable period of time”; and

WHEREAS, the Property appears to be unoccupied and, to-date, the County has been unable to locate the owner of record for the property; and

WHEREAS, it is necessary to enter onto the Property for the purpose of ascertaining the existence or nonexistence of conditions dangerous to health or safety or otherwise relevant to the public interest, in accordance with inspection requirements prescribed in the SLDC, Public Nuisance Ordinance, and Fire Code.

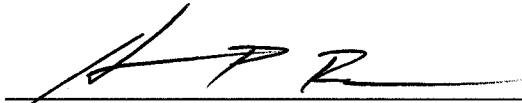
NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners that a Santa Fe County Code Enforcement Officer may apply to the district court for an inspection order pursuant to NMSA 1978, § 42-1-18(A), to conduct an inspectorial search at the dwelling and premise located at 1071 Camino Vista Aurora if

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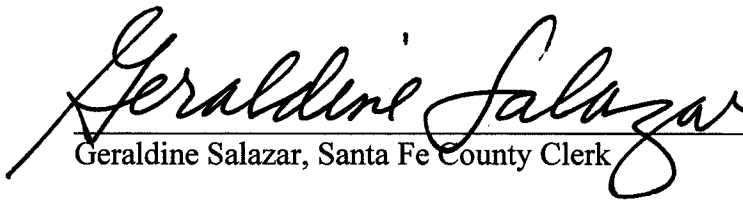
consent to an inspectorial search has been refused or is otherwise unobtainable within a reasonable period of time.

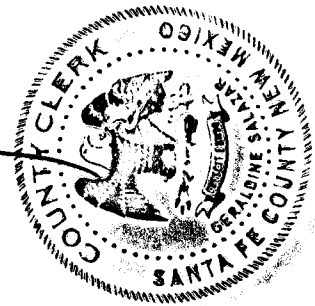
PASSED, APPROVED, AND ADOPTED THIS 28th DAY OF NOVEMBER, 2017.

THE BOARD OF COUNTY COMMISSIONERS OF SANTA FE COUNTY

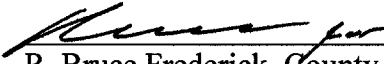
By: 
Henry P. Roybal, Chair

ATTESTATION:


Geraldine Salazar, Santa Fe County Clerk



Approved As To Form:

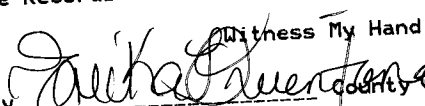

R. Bruce Frederick, County Attorney



COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss

BCC RESOLUTIONS
PAGES: 2

I Hereby Certify That This Instrument Was Filed for
Record On The 29TH Day Of November, 2017 at 03:56:35 PM
And Was Duly Recorded as Instrument # 1842529
Of The Records Of Santa Fe County

Witness My Hand And Seal Of Office
Geraldine Salazar
Deputy  County Clerk, Santa Fe, NM

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