

THE BOARD OF COUNTY COMMISSIONERS OF  
SANTA FE COUNTY

RESOLUTION NO. 2023-0290

A RESOLUTION

**DELEGATING TO THE COUNTY MANAGER AUTHORITY TO SIGN AND  
SUBMIT APPLICATION TO THE BUREAU OF LAND MANAGEMENT (BLM),  
FOR A LEASE OF REAL PROPERTY FOR CONTINUED OPERATION OF THE  
NAMBE TRANSFER STATION, AND TO NEGOTIATE AND SIGN THE FINAL  
LEASE AND ANY OTHER DOCUMENTS RELATED TO THE LEASE**

WHEREAS, the BLM owns real property located at 605 NM 503 Nambe, NM, portion of Parcel Number 910019988; and

WHEREAS, Santa Fe County has been leasing the real property as early as 1974. Beginning in 1985 the County began leasing the property under a BLM Public Purposes Lease 57861-01 for the operation and management of a solid waste transfer station (the "Nambe Transfer Station"); and

WHEREAS, the continued operation of the Nambe Transfer Station is vital to the community of Nambe and surrounding areas; and

WHEREAS, the Santa Fe Board of County Commissioners wishes to continue to lease the property where the Nambe Transfer Station is located to continue to provide an important and beneficial service to the Nambe community and surrounding areas; and

WHEREAS, the County has plans to upgrade and replace the photovoltaic system (PV system) that is currently at the Nambe Transfer Station with a new and more efficient PV system; and

WHEREAS, in order to facilitate the timely submission of the lease application for consideration by the BLM, the Board of County Commissioners wishes to delegate to the Santa Fe County Manager the authority to sign and submit the Application for Land for Recreation or Public Purposes, and negotiate and sign the final lease as may be granted and approved by the BLM.

**NOW, THEREFORE, BE IT RESOLVED** by the Board as follows:

1. The Board hereby delegates to the Santa Fe County Manager the authority to sign and submit, on behalf of Santa Fe County, the attached BLM Application for Land for Recreation or Public Purposes to the BLM.
2. Furthermore, the Board authorizes the Santa Fe County Manager to negotiate the final lease between the BLM and Santa Fe County, including signing the final lease and any subsequent amendments, attachments or extensions.

SFC CLERK RECORDED 03/16/2023

PASSED, APPROVED, AND ADOPTED THIS 14<sup>th</sup> DAY OF March, 2023.

THE BOARD OF COUNTY COMMISSIONERS  
OF SANTA FE COUNTY

By: Anna Hansen  
Anna Hansen, Chair

ATTESTATION:  
[Signature]  
Katharine E. Clark  
Santa Fe County Clerk

3-14-2023  
Date

Approved as to form:

[Signature]  
Jeff Young  
Santa Fe County Attorney

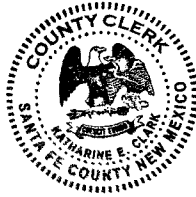
3-14-2023  
Date



RECORDED 03/16/2023

COUNTY OF SANTA FE ) BCC RESOLUTIONS  
STATE OF NEW MEXICO ) ss PAGES: 7

I Hereby Certify That This Instrument Was Filed for  
Record On The 16TH Day Of March, 2023 at 11:32:48 AM  
And Was Duly Recorded as Instrument # 2008229  
Of The Records Of Santa Fe County



Deputy Desty Romero Witness My Hand And Seal Of Office  
Katherine E. Clark  
County Clerk, Santa Fe, NM

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

FORM APPROVED  
OMB NO. 1004-0012  
Expires: March 31, 2019

**APPLICATION FOR LAND FOR  
RECREATION OR PUBLIC PURPOSES**

(Act of June 14, 1926, as amended; 43 U.S.C. 869; 869-4)

Date 02/14/2023	Serial Number (BLM use only)
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Home phone (include area code)  
N/A

Business phone (include area code)  
(505) 986-6216

1a. Applicant's name  
Santa Fe County

b. Address (include zip code)  
100 Catron St. Santa Fe, NM 87504

2. Give legal description of lands applied for (include metes and bounds description, if necessary)

SUBDIVISION	SECTION	TOWNSHIP	RANGE	MERIDIAN
SE1/4 SE1/4 SW1/4	23	20N	9E	NMPM

County of Santa Fe	State of New Mexico	Containing (acres) 10.0
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3a. This application is for:  Lease  Purchase (If lease, indicate year )

b. Proposed use is  Public Recreation  Other Public Purposes

4. Describe the proposed use of the land. The description must specifically identify an established or definitely proposed project. Attach a detailed plan and schedule for development, a management plan which includes a description of how any revenues will be used, and any known environmental or cultural concerns specific to the land.

Santa Fe County, a political subdivision of the State of New Mexico, proposes to continue to use the land under Public Purposes Lease NM 57861-01 for the purpose of operating, managing and maintaining a solid waste collection center for the benefit of the residents of the community of Nambe and surrounding areas. With this application, Santa Fe County also requests approval from the BLM to replace a solar voltaic system (PV system) that is currently on the site, with an upgraded PV system. (see attached Development/ Management Plan)

Santa Fe County remains interested in a future purchase (patent) of the land where the Nambe Transfer Station is located. Santa Fe County has been leasing this property from the BLM since 1985 under Recreation or Public Purposes Lease NM 57861-01.

5. If applicant is State or Political subdivision thereof, cite your statutory or other authority to hold land for these purposes.  
NMSA 1978, Section 4-56-3(A) ( Authority of board of county commissioners to administer) authorizes the Santa Fe County Board of County Commissioners to acquire lands and rights-of-way as necessary for the exercise of any authorized function of the county in the collection and disposal of refuse.

6. Attach a copy of your authority for filing this application and to perform all acts incident thereto.

7. If land described in this application has not been classified for recreation and/or public purposes pursuant to the Recreation and Public Purposes Act, consider this application as a petition for such classification.

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8. Are all activities, facilities, services, financial aid, or other benefits as a result of your proposed development provided without regard to race, color, religion, national origin, sex, or age?  Yes  No (If "no," describe the situation or activity and your plans for achieving compliance.)

9. Are all activities, facilities, and services constructed or provided as a result of your proposed development accessible to and usable by persons with disabilities?  Yes  No (If "no," describe the situation or activity and the reasons for nonaccessibility).

Applicant's Signature

, Santa Fe County Manager

Date 3/14/2023

Title 18 U.S.C. Section 1001 and Title 43 U.S.C. Section 1212, make it a crime for any person knowingly and willfully to make to any department or agency of the United States any false, fictitious, or fraudulent statements or representation as to any matter within its jurisdiction.

### GENERAL INSTRUCTIONS

1. Type or print plainly in ink.
2. Submit application and related plans to the BLM District or Resource Area Office in which the land is located.
3. Study controlling regulations in 43 CFR 2740 (*Sales*) and 43 CFR 2912 (*Leases*).
4. If applicant is non-governmental association or corporation, attach a copy of your charter, articles of incorporation or other creating authority. If this information has been previously filed with any BLM office, refer to previous filing by date, place, and case serial number.
5. If applicant is non-governmental association or corporation, attach a copy of your authority to operate in the State where the lands applied for are located. If previously filed with any BLM office, refer to previous filing by date, place, and case serial number.

### SPECIFIC INSTRUCTIONS

(Items not listed are self-explanatory)

- | Item  | Item  |
|---|---|
| 2. If land is surveyed, give complete legal description. If land is unsurveyed, description should be by metes and bounds connected, if feasible, by course and distance with a corner of public land survey. If possible, approximate legal subdivisions of unsurveyed lands should be stated. Acreage applied for must not exceed that specified by regulations.  | any combination available and necessary to describe the finished project. Site designs should be provided for intensive use sites and general information about improvements existing or planned on lands within the overall project.   |
| 3a. Generally, title to lands will not be granted upon initial approval of an application. In order to assure proper development or use plans, the general practice will be to issue a lease or lease with option to purchase after development is essentially completed. In any case, term of lease may not exceed 20 years for non-profit organizations or 25 years for governmental agencies, instrumentalities or political subdivisions. | d. An estimate of the construction costs, how the proposed project will be financed, including a list of financial sources, and an estimated timetable for actual construction of all improvements and facilities.  |
| 4. Leases and patents under this act are conditioned upon continuing public enjoyment of the purposes for which the land is classified. The plan of development, use, and maintenance must show, at a minimum:  | e. A plan of management to include operating rules, proposed source and disposition of revenues arising from the proposed operation, personnel requirements, etc.   |
| a. A need for proposed development by citing population trends, shortage of facilities in area, etc.  | f. A specific maintenance plan to include, for example, sewage and garbage disposal, road maintenance, upkeep and repair of grounds and physical facilities, etc.   |
| b. That the land will benefit an existing or definitely proposed public project authorized by proper authority.   | g. Applications for solid waste disposal sites must comply with guidelines established by the Environmental Protection Agency (40 CFR 258) and must include a detailed physical description of the site including a map, description of ground water situation, soil characteristics and management plan. |
| c. Type and general location of all proposed improvements, including public access ( <i>roads, trails, etc.</i> ). This showing may take the form of inventory lists, maps, plats, drawings, or blueprints in   | 6. This may consist of a copy of a delegation of authority, resolution or other evidence of authority from the governing board of the applicant's organization, copy of the by-laws of the organization, or the like.   |

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## NOTICES

The Privacy Act of 1974 and the regulation in 43 CFR 2.48 (d) require that you be furnished the following information in connection with information required by this application.

**AUTHORITY:** 43 U.S.C. 869 et seq.; 43 CFR Part 2740

**PRINCIPAL PURPOSE:** The information is to be used to process your application.

**ROUTINE USES:** In accordance with the System of Records titled, "Land and Minerals Authorization Tracking System—Interior, LLM-32," disclosure outside the Department of the Interior may be made: (1) To appropriate Federal agencies when concurrence or supporting information is required prior to granting or acquiring a right or interest in lands or resources, (2) To Federal, State, or local agencies or a member of the general public in response to a specific request for pertinent information, (3) To the U.S. Department of Justice or in a proceeding before a court or adjudicative body when (a) the United States, the Department of the Interior, a component of the Department, or when represented by the government, an employee of the Department is a party to litigation or anticipated litigation or has an interest in such litigation, and (b) the Department of the Interior determines that the disclosure is relevant or necessary to the litigation and is compatible with the purpose for which the records were compiled, (4) To an appropriate Federal, State, local, or foreign agency responsible for investigating, prosecuting, enforcing, or implementing a statute, regulation, rule, or order, where the disclosing agency becomes aware of an indication of a violation or potential violation of civil or criminal law or regulation, (5) To a member of Congress or a Congressional staff member from the record of an individual in response to an inquiry made at the request of that individual, (6) To the Department of the Treasury to effect payment to Federal, State, and local government agencies, nongovernmental organizations, and individuals, and (7) To individuals involved in responding to a breach of Federal data. The BLM will only disclose this information in accordance with the Freedom of Information Act, the Privacy Act, and the provision in 43 CFR 2.56(c).

The Paperwork Reduction Act of 1995 requires us to inform you that:

BLM collects this information to process your request for Federal lands under the provisions of June 14, 1926 (43 U.S.C. 869 as amended), Recreation and Public Purposes Act.

Information will be used to illustrate whether the applicant meets requirements of regulations found in 43 CFR Subpart 2740. BLM would like you to know that you do not have to respond to this or any other Federal agency-sponsored information collection unless it displays a currently valid OMB control number.

**EFFECT OF NOT PROVIDING INFORMATION:** Disclosure of the information is necessary for processing of the application. If all the information is not provided, the application may result in delay or preclude the BLM's acceptance of your form.

**BURDEN HOURS STATEMENT:** Public reporting burden for this form is estimated at 40 hours per response, including the time for reviewing instructions, gathering, and maintaining data and completing and reviewing the form. Direct comments regarding the burden estimate or any other aspect of this form to the U.S. Department of the Interior, Bureau of Land Management (1004-0012), Bureau Information Collection Clearance Officer (WO-630), 1849 C Street, N.W., Mail Stop 401 LS, Washington, D.C. 20240.

SFC CLERK RECORDED 03/16/2023

# **Santa Fe County Development and Management Plan for the Nambe Solid Waste Collection Center/ Transfer Station**

## **I. Background**

Santa Fe County has been operating and maintaining the Nambe Transfer Station on this property for many years going back as far as 1974. Beginning on or about 1985, Santa Fe County continued to lease the property under BLM Public Purposes Lease NM 57861-01. The Nambe Transfer Station is located on 10 acres at 605 NM 503, Nambe, Santa Fe County, New Mexico. The Nambe Transfer Station is the only solid waste transfer station in the Nambe area and it is a significant resource for the community of Nambe and surrounding areas.

The photovoltaic system (PV system) at the Nambe Transfer Station needs to be upgraded and replaced in order to efficiently operate. Santa Fe County has procured a replacement PV system through the services of a vendor and a Statewide Price Agreement. The proposed upgraded PV design will be consistent with the current system and will replace solar panels in need of repair as well as a new battery for the system.

Santa Fe County wishes to continue to operate and maintain the Nambe Transfer Station and therefore submits the attached Application for Land for Recreation or Public Purposes. Santa Fe County also wishes to obtain the BLM's approval to proceed with replacing and updating the PV system at the Nambe Transfer Station. Other than the continued operation of a solid waste transfer station and installation of an upgraded PV system, Santa Fe County does not have any plans for improvements that would create any additional footprint on the property.

## **II. Statement of Need**

Completion of the project to upgrade and replace the PV system at the Nambe Transfer Station will continue to benefit the Nambe community and surrounding areas. The new and upgraded PV system will provide much needed additional electrical power. A transfer station with an upgraded PV system will have immediate utility as a local transfer station for neighboring residential usage.

## **III. Location**

The Nambe Transfer Station is located on parcel #910019988, SE¼ SE¼ SW¼ of Sec.23. T.20N. R.9E., NMPM.

## **IV. Proposed improvements and estimated cost**

Construction cost for installation of upgraded photovoltaic system is estimated at \$20,000.00. Funding for the upgrade to the PV system will be funds from solar grant #19-D3196 from the State of New Mexico.

## **V. Continued operation and management of the Nambe Transfer Station**

The Nambe Transfer Station will continue to be operated, managed and maintained as a facility of the County by the Santa Fe County Solid Waste Division of the Public Works Department.

Maintenance of the transfer station including the PV system will be paid for using County funds appropriated by the state legislature.

As a lessee under the Recreation or Public Purposes Lease, Santa Fe County will:

- Maintain the facility and surrounding area for use by the public as a solid waste transfer station in accordance with the terms and conditions of the Recreation or Public Purposes Lease.
- Charge a reasonable fee for use of the Nambe Transfer Station. Santa Fe County offers permits for sale for the use of all the County's transfer stations and the fees are uniform and established by County Ordinance.
- Secure the prior approval of the BLM of all plans for construction or other improvements.

SFC CLERK RECORDED 03/16/2023