

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

RESOLUTION NO. 2023 - 104

**A RESOLUTION REPEALING AND REPLACING RESOLUTION NOS. 2016-137 AND
2018-15, AND AUTHORIZING CERTAIN EMPLOYEES TO ENFORCE BY THE
ISSUANCE OF CITATION AND BY PROSECUTION VIOLATIONS OF SANTA FE
COUNTY ORDINANCE 2023-06, THE SANTA FE COUNTY FIRE CODE**

WHEREAS, pursuant to NMSA 1978, § 4-37-3 (2016), Santa Fe County (“County”) ordinances may be enforced by prosecution of violations of such ordinances in any court of competent jurisdiction in the County; and

WHEREAS, pursuant to NMSA 1978, § 4-37-3 (B), the prosecutions for violations of County ordinances may be commenced by the issuance of a citation charging the violation by County employees who are authorized by the Santa Fe County Board of County Commissioners (“Board”) to issue citations; and

WHEREAS, pursuant to County Ordinance No. 2023-06 An Ordinance Repealing and Replacing Santa Fe County Ordinance No. 2018-08 thereby Updating the Santa Fe County Fire Code by Adopting with Modifications the 2021 Edition of the International Fire Code; Adopting with Modifications the 2021 Edition of the International Wildland-Urban Interface Code; Regulating Fireworks and Excessive Fire Alarms; Requiring Fire Inspections; Providing for Fire Protection System Plan Reviews; and Providing for the Issuance of Permits and Collection of Fees (the “Fire Code”), citations may be issued for violations of the Fire Code and penalties imposed following successful prosecution of a violation; and

WHEREAS, the Board adopted Resolution Nos. 2016-137 and 2018-15 authorizing certain employees to issue citations and prosecute violations of previous fire codes, namely Ordinance No. 1991-1, as amended by 1998-11, and Ordinance No. 2001-11; and

WHEREAS, the Board now desires to authorize pursuant to NMSA 1978, § 4-37-3 certain employees to issue citations and enforce by prosecution violations of the Fire Code.

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

1. The Santa Fe County Fire Marshal and the Fire Protection Specialists set forth below are authorized to issue citations for and prosecute violations of Ordinance No. 2023-06, the Santa Fe County Fire Code:

- Jaome Blay
- Renee Nix
- Wallace Starks
- Craig Fulmer

SFC CLERK RECORDED 11/03/2023

• Jeff Folgate

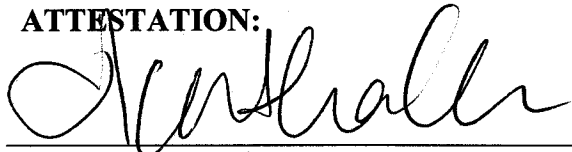
2. Resolution Nos. 2016-137 and 2018-15 are hereby repealed and replaced by this Resolution.

PASSED, APPROVED, AND ADOPTED ON THIS 10th DAY OF OCTOBER, 2023.

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



Anna C. Hansen, Chair

ATTESTATION:


Katharine E. Clark
Santa Fe County Clerk

Date: 10/11/2023

Approved as to form:


 for
Jeff Young
Santa Fe County Attorney



SFC CLERK RECORDED 11/03/2023

COUNTY OF SANTA FE) BCC RESOLUTIONS
STATE OF NEW MEXICO) ss PAGES: 2

I Hereby Certify That This Instrument Was Filed for
Record On The 3RD Day Of November, 2023 at 11:28:37 AM
And Was Duly Recorded as Instrument # 2022838
Of The Records Of Santa Fe County

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

