

THE BOARD OF COUNTY COMMISSIONERS
SANTA FE COUNTY, NEW MEXICO

ORDINANCE NO. 2015- 6

AN ORDINANCE AMENDING ORDINANCE NO. 2001-1 TO EXPRESSLY
EXTEND THE ORDINANCE TO COUNTY SPORTS FIELDS, TO ADD
RULES GOVERNING LEAGUE USE AND SALES OR SOLICITATION
BY ITINERANT VENDORS, AND TO PROHIBIT CERTAIN
DANGEROUS OR HARMFUL ACTIVITIES

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

Section One. Section Three of Ordinance No. 2001-1 is amended to add the following
definitions:

“3.7 ‘Itinerant vendor’ means any person with no established business location within Santa Fe
County who brings onto any County park, trail, or open space area for the purpose of selling or
offering for sale any food products, stocks or samples of goods, wares, or merchandise.”

“3.8 ‘Park,’ as used in Ordinance No. 2001-1, includes County sports fields.”

Section Two. Section Four, paragraph 4(c), of Ordinance No. 2001 is deleted and replaced
with the following:

“(c) It shall be unlawful for any person to allow any dog or other domestic animal under his control to
disturb, molest, harass, or chase humans, other domestic animals, or livestock in a County park, trail, or
open space area.”

Section Three. Section Four of Ordinance No. 2001 is further amended to add the following
Rules and Regulations:

“23. League Use of Sports Fields.

(a) Applicability. This section shall apply to the following Santa Fe County sports fields:

- (1) Pojoaque Fields;
- (2) Romero Park;
- (3) Pojoaque Tennis Courts

(b) Requirements.

- (1) For a youth or adult league to utilize County sports fields for league purposes, on an annual basis, beginning in January, in addition to the Special Use Permit, each league and school requires a league agreement with the County that specifies the:
 - (i) Type of sport;
 - (ii) Number of participants and age groups being served;
 - (iii) Estimated number of days and hours needed for field use for the season;
 - (iv) Mission and goals of the league or school;
 - (v) General yearly budget that includes a general statement of financial condition of the league
 - (vi) If applicable, the number of scholarships distributed for sports registration fees for the year before, and the estimated number of scholarships for sports registration fees available for the current year.
- (2) Each league and school shall include with the agreement, the following documents:
 - (i) Statement that reflects the general financial standing of the league or school that is applicable to the sports league from:
 - a. A certified public accountant; or
 - b. The national organization which the league or school belongs to; or
 - c. The tax returns of the league or school;
 - (ii) Code of conduct; and
 - (iii) Bylaws or other document demonstrating how the league or school was organized and operates.
 - (iv) Proof of General Liability Insurance of at least \$1,000,000 per occurrence which covers activities as described, with Santa Fe County named as an additional insured. If the term of the league agreement is greater than one (1) year, proof of General Liability Insurance shall be provided annually to the County no later than each anniversary of the agreement.
- (3) Each youth league shall provide the parent(s) or guardian(s) of the participant the following documents:
 - (i) Copy of the league or school's application to the County, with supporting documents;

- (ii) Summary of the County's costs to maintain each sports field, which shall be provided by the County to each league and school; and
 - (iii) Copy of educational material provided by the County related to the disposal of solid waste and recycling which outlines the leagues and schools responsibility to dispose of solid waste and promote recycling.
- (4) All leagues and schools shall be responsible, on an as-used basis, for clean-up of trash and litter directly related to their use of a sports field. The clean-up shall include proper separation of recyclables from trash.
- (5) The General Liability Insurance required under this Ordinance shall be maintained at all times during league or school use of County sports fields. The league or school shall promptly notify the County in writing upon receipt of any notice of insurance cancellation. If the required insurance policy is cancelled or terminated for any reason, the league or school shall cease use of the premises from the date of cancellation or termination until it provides the County proof of replacement insurance that meets the requirements of this Ordinance.
- (6) Upon acceptance of the league agreement, the Special Use Permit shall be automatically granted.
- (c) League Fees. For use of the Santa Fe County sports fields identified in paragraph 23(a) above:
 - (1) Each youth league and school shall be assessed a one-hundred-dollar (\$100.00) permit fee per season, per sport or recreation activity.
 - (2) Each adult league shall be assessed the following fees, per season, and such fees are inclusive of one end-of-season tournament:
 - (i) Twenty-five dollar (\$25.00) fee per player, necessary to field a team according to each individual league; and
 - (ii) Twenty-five dollar (\$25.00) fee for one (1) alternate player per team.
 - (3) League fees collected pursuant to this section shall be deposited into the general fund.
- (d) Tournament Fees. The County shall assess a tournament fee of twenty-five dollars (\$25.00) per team, per tournament, for the use of Santa Fe County sports fields. This paragraph does not apply to season adult league tournaments specified in paragraph C., above.

- (e) **Noncompliance.** A league or school that does not comply with the requirements of shall not be granted a permit to use County sports fields or the league or school permit may be suspended.
- (f) **Priority of Use of County Sports Fields.** County sports fields shall be prioritized for youth league and school use. Previous years' use by any league or school does not grant priority for future use.
- (g) **Concessions.** Concessions at the sports fields shall be provided through the league or school as specified in the league agreement."
- (h) **Illumination.** Use of field illumination will be subject to the terms of the league agreement and to a fee set administratively reflective of prevailing electricity rates.
- (i) **Hours of Operation.** Use of fields shall be limited to the hours of 6:00 am to 10:00 pm.

"24. Unauthorized Selling or Soliciting the Sale of Goods on County Property Prohibited. The practice by itinerant vendors of going onto County parks, trails, or open space areas for the purpose of selling or soliciting the sale of goods, wares, or merchandise is prohibited except as authorized by the Santa Fe Board of County Commissioners. Each act of selling or soliciting for sale shall constitute a public nuisance and a separate violation of this ordinance."

"25. Other Prohibited Activities.

Within any park, trail, or open space area it is unlawful to:

- (a) Drive or hit golf balls, except at places set apart for that purpose;
- (b) Wear any footgear on tennis courts except tennis shoes;
- (c) Roller skate, skateboard, or bring bicycles, mopeds, motorcycles, or animals onto tennis courts."

Section Four. All provisions of Ordinance No. 2001-1 not expressly amended hereby shall remain in full force and effect.

Section Five. This Ordinance shall be effective thirty (30) days after it is recorded in the Office of the Santa Fe County Clerk.

PASSED, APPROVED, AND ADOPTED on the 9th day of June, 2015, by the Board of County Commissioners of Santa Fe County.

