

SANTA FE COUNTY

RESOLUTION NO. 2021-003

**A RESOLUTION TO PROCLAIM EXTREME OR SEVERE DROUGHT
CONDITIONS WITHIN SANTA FE COUNTY AND TO BAN THE SALE AND
USE OF CERTAIN FIREWORKS IN THE UNINCORPORATED PORTIONS OF
THE COUNTY AND WITHIN WILDLANDS IN THE COUNTY**

WHEREAS, Governor Lujan Grisham issued Executive Order 2021-028 urging municipal and County governments to consider firework bans;

WHEREAS, in May the Santa Fe City Council passed a resolution declaring extreme drought conditions in the City of Santa Fe, and through that resolution banned the sale of fireworks within the City limits;

WHEREAS, in recent weeks, fire danger has increased within Santa Fe County (the County) due to warmer temperatures, lower humidity, high winds, and an abundance of dry, fine fuels;

WHEREAS, there are wildfires in surrounding counties resulting from the drought conditions, including the Rincon Fire immediately to the north of Santa Fe which has already burned in excess of 300 acres;

WHEREAS, current drought indices indicate extreme, exceptional or severe drought conditions;

WHEREAS, the US Drought Monitor, a collaborative effort between various federal agencies, including the National Weather Service, publishes a map, which is updated every Thursday, to show the location and intensity of drought across the country;

WHEREAS, according to the U.S. Drought Monitor's June 10, 2021, map depicting drought conditions, virtually all of the County is experiencing exceptional drought;

WHEREAS, an immediate and present danger of range fires, brush fires, grass fires, forest fires and structure fires exists within the County due to persistent drought;

WHEREAS, given these circumstances, the probability of ignition of materials and the spread of fire pose a severe threat to persons and property;

WHEREAS, the health, safety and welfare of citizens are in danger as a result of such conditions; and

SFC CLERK RECORDED 06/30/2021

WHEREAS, NMSA 1978, 60-2C-8.1(E) (1999), et seq., provides that the Board of County Commissioners of the County of Santa Fe may, after hearing, declare that extreme or severe drought conditions exist, and proclaim certain restrictions on the sale and use of fireworks.

NOW, THEREFORE, the Board of County Commissioners hereby resolves and proclaims as follows:

1. There currently exists within the unincorporated portions of the County extreme or severe drought conditions, creating a significant and immediate threat to the life, safety, health and welfare of residents of the County, and to public and private property located within the County.
2. The sale and use of missile-type rockets, helicopters, aerial spinners, stick-type rockets and ground audible devices are banned within the affected drought area, which includes all unincorporated portions of the County.
3. The use of fireworks not listed in Paragraph 2 above is limited to areas that are paved or barren or have a readily accessible source of water for use by the homeowner or general public.
4. The use of all fireworks within wildlands in the County is banned, the State Forester having been consulted as required by statute and having concurred with such ban.
5. The sale and use of display fireworks are banned within the unincorporated portions of the County.
6. Public displays of fireworks as defined by Santa Fe County Ordinance No. 1988-3 shall be permitted.
7. This resolution and Proclamation shall be effective for 30 days from the date below, but may be reissued if severe or extreme drought conditions warrant. Further, this Resolution and Proclamation may be modified or rescinded within the 30 days of their effectiveness if the Board of County Commissioners, after conducting an emergency hearing, determines that weather conditions have improved.

PASSED, APPROVED, AND ADOPTED this ^{29th} day of June 2021 by the Board of County Commissioners of the County of Santa Fe.

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

SFC CLERK RECORDED 06/30/2021

By: HR
Henry P. Roybal, Chairperson



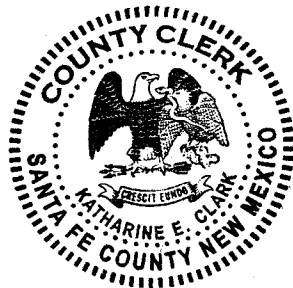
ATTEST:

Katharine E. Clark
Katharine E. Clark
Santa Fe County Clerk

Date: 06/29/21

Approved as to form:

Gregory S. Shaffer
Gregory S. Shaffer
Santa Fe County Attorney



COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss

BCC RESOLUTIONS
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I Hereby Certify That This Instrument Was Filed for
Record On The 30TH Day Of June, 2021 at 10:27:44 AM
And Was Duly Recorded as Instrument # 1957941
Of The Records Of Santa Fe County

Deputy Julka Montano Witness My Hand And Seal Of Office
Katharine E. Clark
County Clerk, Santa Fe, New Mexico

SFC CLERK RECORDED 06/30/2021