SANTA FE COUNTY
ORDINANCE NO. 2016-7

AN ORDINANCE
AMENDING ORDINANCE NO. 2016-04 TO EXTEND THE DEADLINE FOR
COMMERCIAL SOLID WASTE HAULERS TO PROVIDE BUNDLED
REFUSE AND RECYCLING COLLECTION SERVICES

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

Section 1. FINDINGS.

1.1 Section 6(A) of Santa Fe County ("County") Ordinance No. 2016-04 requires
Solid Waste Haulers ("SW Haulers") who provide curbside residential refuse collection services
to customers within the Collection District established by the Ordinance to also provide curbside
collection of Recyclables to their customers.

1.2 The deadline for providing the new service required under Section 6(A) of
Ordinance No. 2016-04 is 120 days after the Ordinance’s effective date, which is November 1,
2016.

1.3 Some SW Haulers may be unable to comply with the deadline imposed under
Section 6(A) of Ordinance 2016-04 through no fault of their own.

1.4 In order to avoid possible disruption or delay in the collection and proper disposal
of refuse within the Collection District, Section 6(A) of Ordinance 2016-04 should be amended
to authorize the County Public Works Director to grant extensions on a case-by-case basis for
good cause shown.

1.5 Pursuant to NMSA 1978, 4-37-9(C), it is necessary for the public peace, health
and safety that this Ordinance take effect immediately upon being duly filed in the records of the
County Clerk.

Section 2. AMENDMENT. Ordinance No. 2016-04 is hereby amended by replacing the
first sentence of Section 6(A) of that Ordinance in its entirety with the following:

"A. On or before November 1, 2016, all SW Haulers who provide curbside
residential refuse collection services to customers within the Collection District
shall also, as part of such service, collect Recyclables in containers separate from
the refuse containers; provided, however, that the Santa Fe County Public Works
Director may grant extensions to SW Haulers of up to two (2) months on a case-
by-case basis for good cause shown."

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Section 3. ORDINANCE REMAINS IN EFFECT, AS AMENDED. Except as expressly amended hereby, Ordinance No. 2016-04 remains unchanged and in full force and effect.

Section 4. EFFECTIVE DATE. Pursuant to NMSA 1978, Section 4-37-9(C), this Ordinance shall become effective immediately upon being duly filed in the records of the County Clerk; provided, however, that if a court of competent jurisdiction should declare Section 4-37-9(C) inapplicable, then this Ordinance shall become effective thirty (30) days after it is recorded in the office of the County Clerk.

ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS OF SANTA FE COUNTY THIS 26TH DAY OF October, 2016.

BOARD OF COUNTY COMMISSIONERS

By: Miguel M. Chavez, Chair

ATTEST:
Geraldine Salazar, Santa Fe County Clerk

APPROVED AS TO FORM:
Gregory S. Shaffer, Santa Fe County Attorney

Date: 10-28-2016

COUNTY OF SANTA FE ) OBC ORDINANCE
STATE OF NEW MEXICO ) PAGES: 2

I hereby certify that this instrument was filed for record on the 26th day of October, 2016 at 02:17:06 PM and was duly recorded as instrument # 1808307 of the records of Santa Fe County.

Witness my hand and seal of office.
Geraldine Salazar
Deputy, County Clerk, Santa Fe, NM