

CITY OF SANTA FE, NEW MEXICO

BILL NO. 2008-36

INTRODUCED BY:

Miguel Chavez

AN ORDINANCE

AMENDING SECTION 14-8.14 SFCC 1987 REGARDING IMPACT FEES
REQUIRED TO BE PAID UNDER THE "OLD" FEE SCHEDULE.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SANTA FE:

Section 1. Section 14-8.14(E)(1)(b) SFCC 1987 (being Ord. #2003-32, §1 as amended) is amended to read:

(b) "Old" Fee Schedule. The fee schedule in this paragraph (E)(1)(b), also referred to as the "Old" fee schedule, shall be used and its fees assessed on plats and development plans that receive final approval from the City or New Mexico Construction Industries Division on or before June 30, 2008, which assessment shall be valid for a period not to exceed four years from the date of the subdivision or development plan approval. The "Old" fee schedule shall also be applied to building permits issued on or before June 30, 2008.

[Notwithstanding the foregoing, if the combined arterial and signal, combined neighborhood and regional park, fire or police impact fee according to the "Old" fee schedule included in this paragraph (E)(1)(b) is higher than the road, park, fire or police impact fee in the impact fee schedule included in paragraph (E)(1)(a), the "New" fee schedule shall apply.]

OLD FEE SCHEDULE

OLD FEE SCHEDULE		[Arterials]		[N'hood	[Reg'l]			
Land Use Type	Unit	Roads	[Signals]	Parks]	Parks	Fire	Police	Total
S-F Detached Dwelling or Guesthouse								
Heated Living Area:								
(0 to 1,500 sq. ft.)	Dwelling	[\$938] \$1,135	[\$197]	[\$127]	[\$640] \$767	\$118	\$29	\$2,049
(1,501 to 2,000 sq. ft.)	Dwelling	\$1,263 \$1,527	[\$264]	[\$186]	[\$942] \$1,128	\$165	\$40	\$2,860
(2,001 to 2,500 sq. ft.)	Dwelling	[\$1,505] \$1,820	[\$315]	[\$230]	[\$1,167] \$1,397	\$212	\$52	\$3,481
(2,501 to 3,000 sq. ft.)	Dwelling	[\$1,698] \$2,053	[\$355]	[\$266]	[\$1,348] \$1,614	\$259	\$63	\$3,989
(3,001 to 3,500 sq. ft.)	Dwelling	[\$1,859] \$2,247	[\$388]	[\$295]	[\$1,498] \$1,793	\$306	\$75	\$4,421
(3,501 to 4,000 sq. ft.)	Dwelling	[\$1,997] \$2,414	[\$417]	[\$320]	[\$1,626] \$1,946	\$353	\$86	\$4,799
(more than 4,000 sq. ft.)	Dwelling	[\$2,118] \$2,560	[\$442]	[\$342]	[\$1,738] \$2,080	\$400	\$98	\$5,138
Other (Apts., Condos, S.F. Attached)	Dwelling	[\$1,230] \$1,485	[\$255]	[\$141]	[\$722] \$863	\$94	\$61	\$2,503
Hotel/Motel	Room	[\$1,671] \$2,017	[\$346]	[\$0]	\$0	\$182	\$61	\$2,260
Retail/Commercial	G.F.A.							
Shopping Center/General Retail	1000 sq. ft	[\$3,225] \$3,893	[\$668]	[\$0]	\$0	\$182	\$61	\$4,136
Auto Sales/Service	1000 sq. ft.	[\$2,587] \$3,123	[\$536]	[\$0]	\$0	\$182	\$61	\$3,366
Bank	1000 sq. ft.	[\$4,349] \$5,249	[\$900]	[\$0]	\$0	\$182	\$61	\$5,492
Convenience Store w/Gas Sales	1000 sq. ft.	[\$6,078] \$7,336	[\$1,258]	[\$0]	\$0	\$182	\$61	\$7,579
Health Club, Recreational	1000 sq. ft.	[\$2,331] \$2,814	[\$483]	[\$0]	\$0	\$182	\$61	\$3,057

Movie Theater	1000 sq. ft.	[\$7,233] \$8,730	[\$1,497]	[\$0]	\$0	\$182	\$61	\$8,973
Restaurant, Sit-Down	1000 sq. ft.	[\$3,519] \$4,248	[\$729]	[\$0]	\$0	\$182	\$61	\$4,491
Restaurant, Fast Food	1000 sq. ft.	[\$7,661] \$9,247	[\$1,586]	[\$0]	\$0	\$182	\$61	\$9,490
Office/Institutional	G.F.A.							
Office, General	1000 sq. ft.	[\$1,815] \$2,191	[\$376]	[\$0]	\$0	\$182	\$61	\$2,434
Medical Building	1000 sq. ft.	[\$2,902] \$3,503	[\$601]	[\$0]	\$0	\$182	\$61	\$3,746
Nursing Home	1000 sq. ft.	[\$813] \$981	[\$168]	[\$0]	\$0	\$182	\$61	\$1,224
Church	1000 sq. ft.	[\$1,352] \$1,632	[\$280]	[\$0]	\$0	\$182	\$61	\$1,875
Day Care Center	1000 sq. ft.	[\$2,820] \$3,404	[\$584]	[\$0]	\$0	\$182	\$61	\$3,647
Elementary/Sec. School	1000 sq. ft.	[\$442] \$534	[\$92]	[\$0]	\$0	\$182	\$61	\$777
Industrial	G.F.A.							
Industrial, Manufacturing	1000 sq. ft.	[\$1,290] \$1,557	[\$267]	[\$0]	\$0	\$182	\$61	\$1,800
Warehouse	1000 sq. ft.	[\$919] \$1,109	[\$190]	[\$0]	\$0	\$182	\$61	\$1,352
Mini-Warehouse	1000 sq. ft.	[\$320] \$386	[\$66]	[\$0]	\$0	\$182	\$61	\$629

G.F.A. – Gross Floor Area; fees shown for non-residential uses are per 1,000 square feet of gross floor area.

Section 2. Section 14-8.14(G)(1) SFCC 1987 (being Ord. #2003-32, §1 as amended) is amended to read:

(1) An impact fee fund that is distinct from the general fund of the City is hereby created, and the impact fees received will be deposited in the following interest-bearing accounts of the impact fee fund:

~~[(a)—Arterials Impact Fee Account;]~~

~~[(b)—Traffic Signals Impact Fee Account;]~~

~~[(c)—Neighborhood Parks Impact Fee Account;]~~

~~[(d)]—[Regional Parks Impact Fee Account;]~~

~~[(e)]~~(a) Fire Impact Fee Account;

1 ~~[(f)]~~(b) Police Impact Fee Account;
2 ~~[(g)]~~(c) Parks Impact Fee Account; and
3 ~~[(h)]~~(d) Roads Impact Fee Account.

4 **Section 3. Section 14-8.14(G)(2) SFCC 1987 (being Ord. #2003-32, §1 as**
5 **amended) is amended to read:**

6 (2) ~~[Arterial and traffic signal impact fees collected according to the~~
7 ~~“Old” fee schedule in paragraph (E)(1)(b) of this section will be~~
8 ~~retained in the “Arterials” Impact Fee Account [and the “Traffic~~
9 ~~Signals” Impact Fee Account respectively] and spent for the~~
10 ~~purpose for which they were originally collected.] Road impact~~
11 fees collected according to the “Old” or “New” fee schedule [in
12 ~~paragraph (E)(1)(a) of this section will] shall be deposited into the~~
13 “Roads” Impact Fee Account. ~~[Neighborhood Park and Regional~~
14 ~~Park impact fees collected according to the “Old” fee schedule in~~
15 ~~(E)(1)(b) of this section will be retained in the “Neighborhood~~
16 ~~Parks” Impact Fee Account and the “Regional Parks” Impact Fee~~
17 ~~Account and spent for the purpose for which they were originally~~
18 ~~collected.] Park impact fees collected according to the “Old” or~~
19 ~~“New” fee schedule [in paragraph (E)(1)(a) of this section] shall be~~
20 deposited into the “Parks” Impact Fee Account.

21 **Section 4. Section 14-8.14(G)(3) SFCC 1987 (being Ord. #2003-32, §1 as**
22 **amended) is amended to read:**

23 (3) The impact fee accounts shall contain only those impact fees
24 collected pursuant to this section [~~or pursuant to the previous~~
25 ~~impact fee ordinance]~~ for the type of facilities reflected in the title

1 of the account, plus any interest that has accrued or may accrue
2 from time to time on such amounts.

3 **Section 2. The following definitions in Article 14-12 SFCC 1987 (being**
4 **Ord. #2001-38, §2 as amended) are amended to read:**

5 **CAPITAL IMPROVEMENT**

6 As used in §14-8.14, any of the following facilities that have a life expectancy of ten or
7 more years and are owned and operated by, or on behalf of, the City:

- 8 (A) Roadway facilities located within the service area, including arterial or
9 collector roads, bridges, bike and pedestrian trails, bus bays, rights of way,
10 landscaping, traffic signals, intersection improvements and any local
11 components of state and federal highways;
- 12 (B) Parks and related areas and facilities located within the service area
13 including neighborhood or pocket parks [~~referred to herein as~~
14 ~~"neighborhood parks;"~~], community and regional parks, open space and
15 trails [~~referred to herein as "regional parks;"~~];
- 16 (C) Buildings for fire and rescue, as well as other [~~and~~] essential equipment
17 costing ten thousand dollars (\$10,000) or more and having a life
18 expectancy of ten years or more; or
- 19 (D) Buildings for police and essential equipment costing ten thousand dollars
20 (\$10,000) or more and having a life expectancy of ten years or more.

21 **Section 3. This Ordinance shall become effective July 1, 2008.**

22 APPROVED AS TO FORM:

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25 FRANK D. KATZ, CITY ATTORNEY