CITY OF SANTA FE, NEW MEXICO

BILL NO. 2015-17

INTRODUCED BY:

Mayor Javier M. Gonzales

Councilor Signe Lindell

Councilor Peter Ives

AN ORDINANCE

CREATING A NEW SECTION 7-16 SFCC 1987 TO REQUIRE THAT SINGLE-OCCUPANT PUBLIC OR EMPLOYEE RESTROOMS IN ANY COMMERCIAL FACILITY BE GENDER NEUTRAL AND IDENTIFIED AS SUCH BY APPROPRIATE SIGNAGE.

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

Section 1. A new Section 7-16 SFCC 1987 is ordained to read:

7-16 [NEW MATERIAL] SINGLE-OCCUPANT RESTROOMS.

7-16.1 [NEW MATERIAL] DEFINITIONS.

Gender neutral signage means a sign that indicates a restroom without preference to a specific gender.

Private or private use restroom means plumbing fixtures in residences and apartments, private bathrooms in hotels and hospitals, and restrooms in commercial establishments where the fixtures are intended for the use of a family or an individual and are accessible only from a private room or office.

Single-occupant restroom means a lockable restroom available for an individual for use with

or without assistance.

7-16.2 [NEW MATERIAL] Applicability.

This section applies to single-occupant restrooms within commercial facilities that are not private or private use restrooms. This section is an additional requirement to those already required in the Santa Fe City Code.

7-16.3 [NEW MATERIAL] Signage Required.

A. A single-occupant restroom subject to this Section shall have gender-neutral signage.

B. A person with control over a commercial facility with at least one (1) single-occupant restroom shall install and maintain gender-neutral signage for each single-occupant restroom.

7-16.4 [NEW MATERIAL] Amendment to Section 2902.2 of the International Building Code; Separate Facilities.

2902.2 Separate facilities. Where plumbing fixtures are required, separate facilities shall be provided for each sex.

Exceptions:

1. Separate facilities shall not be required for *dwelling units* and *sleeping units*.
2. Separate facilities shall not be required in structures or tenant spaces with a total *occupant load*, including both employees and customers, of 15 or less.
3. Separate facilities shall not be required in mercantile occupancies in which the maximum occupant load is 50 or less.
4. Single-occupant public or employee restrooms shall not be restricted to use by a specific sex or gender identity by means of signage, design or installation of fixtures.

APPROVED AS TO FORM:

Kelley A. Brennan

KELLEY A. BRENNAN, CITY ATTORNEY