| 1 | CITY OF SANTA FE, NEW MEXICO |
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| 2 | BILL NO. 2017-30 |
| 3 | INTRODUCED BY: |
| 4 | |
| 5 | Councilor Carmichael A. Dominguez |
| 6 | Councilor Christopher M. Rivera |
| 7 | |
| 8 | |
| 9 | |
| 10 | AN ORDINANCE |
| 11 | RELATING TO THE LAND DEVELOPMENT CODE, CHAPTER 14 SFCC 1987; |
| 12 | AMENDING SUBSECTION 14-5.5(C)(1) TO CLARIFY THAT INCENTIVIZING CERTAIN |
| 13 | USES IS PART OF THE PURPOSE OF THE OVERLAY DISTRICT; AMENDING |
| 14 | SUBSECTION 14-5.5(C)(5) TO PROVIDE THAT THE LAND USE DIRECTOR MAY |
| 15 | ALLOW VEHICULAR ACCESS FROM OTHER THAN THE SIDE OR REAR OF A LOT IF |
| 16 | SUCH ACCESS IS INFEASIBLE AND TO PROVIDE SETBACKS FROM THE AIRPORT |
| 17 | ROAD RIGHT-OF-WAY FOR NEW DEVELOPMENT OF CERTAIN TYPES OF USES; |
| 18 | AMENDING SUBSECTION 14-5.5(C)(11) TO MODIFY THE TYPES OF USES ELIGIBLE |
| 19 | FOR INCENTIVES; AND MAKING SUCH OTHER CHANGES THAT ARE NECESSARY |
| 20 | TO CARRY OUT THE PURPOSE OF THIS ORDINANCE. |
| 21 | |
| 22 | BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SANTA FE: |
| 23 | Section 1. Subsection 14-5.5(C)(1) SFCC 1987 (being Ord. No. 2013-1 § 2) is |
| 24 | amended to read: |
| 25 | (1) Purpose and Intent |

| , | | The p | urpose and intent of the Airport Road Overlay District is to: | | | |
|----|-------|--------------------------------------|---|--|--|--|
| 2 | | (a) | Establish an attractive, street-oriented character on this multi-use corridor to | | | |
| 3 | | | encourage development and redevelopment on Airport Road; | | | |
| 4 | | (b) | Create a unique sense of place and identity for this major arterial that serves the | | | |
| 5 | | | southwest part of the city; | | | |
| 6 | | (c) | Promote a healthy and safe environment through the development of walkable | | | |
| 7 | | | neighborhoods, less dependence on the automobile, street-oriented building design; | | | |
| 8 | | | and the reduction of crime, nuisances, and public health harms associated with | | | |
| 9 | | | alcohol sales and advertising; | | | |
| 10 | | (d) | Incentivize certain uses that are absent or deficient on Airport Road. | | | |
| 11 | | Section | on 2. Subsection 14-5.5(C)(5) SFCC 1987 (being Ord. No. 2013-1 § 2) is | | | |
| 12 | ameno | amended to read: | | | | |
| 13 | (5) | Site Design, Circulation and Parking | | | | |
| 14 | | (a) | New buildings or additions to existing buildings shall be oriented so that their | | | |
| 15 | | | primary façades face Airport Road or to integral courtyards that shall face Airport | | | |
| 16 | | | Road. | | | |
| 17 | | (b) | No more than one single-loaded row of parking is permitted adjacent to Airport | | | |
| 18 | | | Road. | | | |
| 19 | | (c) | Perimeter screening of parking lots shall be in accordance with Section 14-8.4(I)(2) | | | |
| 20 | | | except that screening walls, hedges or berms shall not exceed four (4) feet at maturity | | | |
| 21 | | | and shall be provided with openings adjacent to the Airport Road right of way to | | | |
| 22 | | | allow multiple points of pedestrian access to Airport Road. | | | |
| 23 | | (d) | Sidewalks adjacent to Airport Road shall be provided in accordance with Section 14- | | | |
| 24 | | | 9.2. | | | |
| 25 | | (e) | Vehicular access shall be from the side or rear of the lot where feasible as determined | | | |

| way and shall be separated from the Airport Road right of way by development containing these uses: (i) Electrical Facilities (ii) Sexually Oriented Businesses (iii) Storage (iv) Telecommunications (v) Vehicles and Equipment (vi) Industrial (vii) Outdoor Storage (viii) Warehouse and Freight Movement | development not |
|--|------------------|
| (i) Electrical Facilities (ii) Sexually Oriented Businesses (iii) Storage (iv) Telecommunications (v) Vehicles and Equipment (vi) Industrial (vii) Outdoor Storage | |
| 17 (ii) Sexually Oriented Businesses 18 (iii) Storage 19 (iv) Telecommunications 20 (v) Vehicles and Equipment 21 (vi) Industrial 22 (vii) Outdoor Storage | |
| 18 (iii) Storage 19 (iv) Telecommunications 20 (v) Vehicles and Equipment 21 (vi) Industrial 22 (vii) Outdoor Storage | |
| 18 (iii) Storage 19 (iv) Telecommunications 20 (v) Vehicles and Equipment 21 (vi) Industrial 22 (vii) Outdoor Storage | |
| 19 (iv) Telecommunications 20 (v) Vehicles and Equipment 21 (vi) Industrial 22 (vii) Outdoor Storage | |
| 20 (v) Vehicles and Equipment 21 (vi) Industrial 22 (vii) Outdoor Storage | |
| 21 (vi) Industrial 22 (vii) Outdoor Storage | |
| 22 (vii) Outdoor Storage | |
| 22 (vii) Outdoor Storage | |
| | |
| 23 (viii) Warehouse and Freight Movement | |
| | |
| Section 3. Subsection 14-5.5(C)(11) SFCC 1987 (being Ord. No. 2013-1 § | . 2013-1 & 2) is |
| | . 2015-1 g 2) IS |
| amended to read: | |

| 1 | (11) | Incenti | ives |
|----|------|---------|---|
| 2 | | (a) | [Permit Fees] Fee Incentives |
| 3 | | | [(i) Construction permit fees are waived for the following uses:] <u>Development of</u> |
| 4 | | | the following uses are exempt from the payment of construction permit fees, |
| 5 | | | plan review fees, and development review fees as set by Resolution of the |
| 6 | | | governing body, as may be amended from time to time, and are exempt from |
| 7 | | | the payment of impact fees in accordance with Subsection 14-8.14(D): |
| 8 | | | [A.](i) Grocery stores; |
| 9 | | | [B-](ii) Farmer's markets; |
| 10 | | | [C-](iii)Medical practitioners including physicians, dentists, chiropractors, alternative |
| 11 | | | medicine providers and clinics; |
| 12 | | | [D.](iv) Schools, day-care centers, youth centers; and |
| 13 | | | [E.](v) Recreational facilities including martial arts studios, dance studios, |
| 14 | | | gymnasiums, fitness centers, aquatic centers, sports centers and miniature |
| 15 | | | golf courses[-]; and |
| 16 | | | (vi) Restaurants, including bakeries, coffee shops, and other shops selling food |
| 17 | | | for on-site or take-away consumption, without drive-through or drive-up |
| 18 | | | service, provided that food and beverage services constitute the primary use |
| 19 | | | of the establishment. |
| 20 | | | [(ii) Construction permit fees are reduced by fifty percent for the following uses: |
| 21 | | | A. Restaurants, including bakeries, coffee shops, tea shops, and other |
| 22 | | | shops selling food for on-site or take away consumption, without |
| 23 | | | drive-through service, provided that food and beverage services |
| 24 | | | constitute the primary use of the establishment; |
| 25 | | | B. Adult-day-care; |

| 1 | C. Local arts and crafts studios, galleries and shops; | | | |
|----|---|--|--|--|
| 2 | D. Gift shops for the sale of arts and crafts; | | | |
| 3 | E. Bookshops; | | | |
| 4 | F. Floral shops; | | | |
| 5 | G. Laundromats; and | | | |
| 6 | H. Stores that commit a minimum of fifteen percent of the total floor | | | |
| 7 | area for the sale of fresh produce.] | | | |
| 8 | (b) Public Art; Active Play Opportunities | | | |
| 9 | Applicants for a permit for new construction, redevelopment or additions who | | | |
| 10 | provide public art or active play opportunities accessible to the public shall have their | | | |
| 11 | total construction permit fees reduced in an amount equal to the cost of the public art | | | |
| 12 | or active play amenity provided. | | | |
| 13 | (c) Community Gardens and Orchards | | | |
| 14 | Applicants for a permit for new construction, redevelopment or additions to a multi- | | | |
| 15 | family housing development who provide a community garden or orchard space for | | | |
| 16 | use of the residents of the development shall have their total construction permit fees | | | |
| 17 | reduced in an amount equal to the cost of the community garden provided. | | | |
| 18 | | | | |
| 19 | APPROVED AS TO FORM: | | | |
| 20 | Willy A Branch | | | |
| 21 | Willy H. 10llular | | | |
| 22 | KELLEY A. BRENNAN, CITY ATTORNEY | | | |
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| 24 | | | | |
| 25 | M/Legislation/Bills 2017/Airport Road Overlay District | | | |