

1 CITY OF SANTA FE, NEW MEXICO

2 BILL NO. 2009-59

3 INTRODUCED BY:

4 Councilor Bushee

5 Councilor Wurzbarger

6 AN ORDINANCE

7 AMENDING SECTIONS 14-9.2(F)(1)(j) AND 14-9.2(H) SFCC 1987 REGARDING  
8 SIDEWALKS AND CURB AND GUTTERS IN THE CITY'S HISTORIC DISTRICTS.

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

10 Section 1. Section 14-9.2(F)(1)(j) SFCC 1987 (being Ord. #2001-38, §2 as  
11 amended) is amended to read:

12 (j) Colored concrete shall be required in the City's Historic Districts  
13 according to the color palette approved by the Historic Design  
14 Review Board available from the Historic Preservation Division.  
15 Alternative materials may also be required by the Historic  
16 Design Review Board. In addition, the City reserves the right to  
17 specify sidewalk color or alternative materials in [ertain] other  
18 sections of the City as may be appropriate.

19 Section 2. Section 14-9.2(H) SFCC 1987 (being Ord. #2001-38, §2) is amended  
20 to read:

1           **(H)    Curb and Gutter**

2           (1)    All new City streets shall have curb and gutter that meet City standards  
3           ~~(earth tone colored concrete may be required in certain sections of the City).~~

4           However, the Planning Commission may waive curb and gutter requirements for  
5           roadways classified as a lane or shared private driveway if the following  
6           conditions are met:

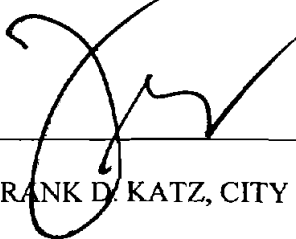
7           ~~(1)(a)~~   Substantial evidence is provided showing that the waiver will not  
8                            contribute to the deterioration of the pavement edge, particularly on  
9                            streets where on-street parking is allowed;

10          ~~(2)(b)~~   Substantial evidence is provided showing that curbing is not necessary to  
11                           channel storm water. Such evidence may be provided through a site-by-  
12                           site drainage and storm water control plan analysis or other means; and

13          ~~(3)(c)~~   Substantial evidence is provided that curbing is not necessary to confine  
14                           driveway access to specific locations and to maintain the appearance of  
15                           the streetscape.

16          (2)    Colored concrete shall be required in the City's Historic Districts  
17                           according to the color palette approved by the Historic Design Review  
18                           Board available from the Historic Preservation Division.

19    APPROVED AS TO FORM:

20                             
21                           \_\_\_\_\_  
22    FRANK D. KATZ, CITY ATTORNEY