

CITY OF SANTA FE, NEW MEXICO

BILL NO. 2012-39

INTRODUCED BY:

Councilor Dominguez

Mayor Coss

AN ORDINANCE

RELATING TO THE WATER CODE, CHAPTER 25 SFCC 1987; AMENDING SECTION 25-1.3 SFCC 1987 TO EXEMPT SANTA FE PUBLIC SCHOOLS FROM COMPLIANCE WITH PORTIONS OF CHAPTER 14 SFCC 1987 (LAND DEVELOPMENT LAWS) WHEN THE CITY AND THE SANTA FE PUBLIC SCHOOLS HAVE ENTERED INTO A MEMORANDUM OF UNDERSTANDING REGARDING DEVELOPMENT OF PUBLIC SCHOOL PROJECTS WITHIN THE PRESUMPTIVE CITY LIMITS AND MAKING SUCH OTHER STYLISTIC OR GRAMMATICAL CHANGES THAT ARE NECESSARY.

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

Section 1. Section 25-1.3 SFCC 1987 (being Ord. #2009-54, §2 as amended) is amended to read:

25-1.3 Compliance with Chapter 14.

A. *Legislative Findings.*

1. The city has limited water supplies. Much of the city's water supply is dependent on annual precipitation, and in times of shortage or drought, this dependence can

1 create significant variability in the seasonal and annual water supply available to the city and
2 its water customers.

3 2. The governing body has recognized through the adoption of different
4 ordinances concerning water supply and demand that it needs to aggressively pursue
5 available avenues for increasing the city's water supply.

6 3. The governing body recognizes that it is in the best interest of the health,
7 safety and welfare of all customers of the city's water system that the city continue to take
8 steps necessary to: adopt water management policies that conserve and plan for
9 enhancements to its supply and storage of water; accurately determine the level of demand on
10 the city's water system; ensure that the current and future water needs and priorities of the
11 city and its water customers are met; and ensure that legal obligations of the city in operating
12 the city water system are met.

13 4. The development of land has significant impacts on the city's overall water
14 consumption and conservation as well as the city's water delivery system. Potential city water
15 customers must comply with the city's development processes and code in order for the city
16 to adequately plan for its water supply and delivery to all customers.

17 B. All applicants for city water service requiring a water service agreement or written
18 contract as set forth elsewhere in this Chapter shall agree, as a matter of contract, that future
19 development of the property shall require compliance with all provisions of Chapter 14 SFCC 1987
20 (Land Development). This provision shall apply to all agreements or contracts entered into after
21 December 21, 2009.

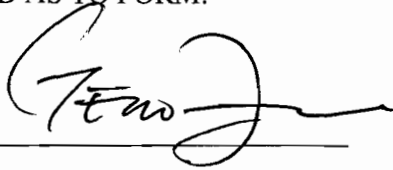
22 C. Except for the requirements of Development Water Budgets, Section 14-8.13 SFCC
23 1987 and Impact Fees, Section 14-8.14 SFCC 1987 [~~and Early Neighborhood Notifications 14-3.1(F)~~
24 ~~SFCC 1987~~], this Section does not apply to:

25 (1) public post-secondary educational institutions, as defined in, and for the

1 express purposes found in, the Post-Secondary Educational Planning Act, Section 21-2-2
2 NMSA 1978; or

3 (2) Santa Fe public school projects if the Santa Fe public school district and the
4 city have entered into a memorandum of understanding regarding the development of public
5 school projects within the presumptive city limits.

6 APPROVED AS TO FORM:

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9 GENO ZAMORA, CITY ATTORNEY