

SANTA FE COUNTY

ORDINANCE NO. 2013-001

**AN EMERGENCY ORDINANCE DECLARING HAZARDOUS FIRE  
CONDITIONS AND IMPOSING RESTRICTIONS ON  
OPEN FIRES, SMOKING AND OTHER IGNITION SOURCES**

Be it ordained by the Board of County Commissioners of Santa Fe County that because the current dry conditions and fire hazards represent a significant and imminent threat to the safety, health and welfare in Santa Fe County, the following prohibitions are hereby **ADOPTED**:

1. Consistent with its authority pursuant to NMSA 1978, Section 59A-52-18, the following are prohibited for a period of ninety (90) days within the unincorporated areas of Santa Fe County:
  - a. Campfires
  - b. Open fires of any kind
  - c. Open burning of vegetation or rubbish
  - d. Smoking within a County park, campground or any wildland area except within an enclosed vehicle or building
  - e. Littering on public roadways/areas with ignited smoking materials
  - f. Use of off-road vehicles and motor bikes within county parks, campground and wild land areas
  - g. The issuance of licenses or permits for open burning except as noted below.
2. The Fire Chief or Fire Marshal shall have the authority to grant exemptions to the Emergency Ordinance to burn permit applicants after assuring that adequate fire protection is available and all reasonable measures have been taken to mitigate the hazardous fire conditions.
3. Nothing herein shall be construed to limit the authority or responsibilities of the Santa Fe County Fire Marshal or the Santa Fe County Sheriff under the provisions of other ordinances.
4. Any individual, firm, partnership or other entity found violating this emergency ordinance shall be deemed guilty of a petty misdemeanor and shall be punished by imprisonment for up to ninety days or a fine not to exceed three hundred dollars, or both.

This Ordinance shall take effect immediately and shall remain in effect for ninety days.

APPROVED, ADOPTED AND PASSED this 30 day of April, 2013.

BOARD OF COUNTY COMMISSIONERS

Kathy Holian  
Kathy Holian, Chair

Attest:

Geraldine Salazar  
Geraldine Salazar,  
Santa Fe County Clerk  
4/30/13



Approved as to form:

Stephen C. Ross  
Stephen C. Ross,  
Santa Fe County Attorney



COUNTY OF SANTA FE ) BCC ORDINANCE  
STATE OF NEW MEXICO ) ss PAGES: 2  
I Hereby Certify That This Instrument Was Filed for  
Record On The 2ND Day Of May, 2013 at 11:38:21 AM  
And Was Duly Recorded as Instrument # 1704355  
Of The Records Of Santa Fe County  
Deputy Marcella Alvarez Witness My Hand And Seal Of Office  
Geraldine Salazar  
County Clerk, Santa Fe, NM