

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24

CITY OF SANTA FE, NEW MEXICO

ORDINANCE NO. 2017-9

AN ORDINANCE

AMENDING SUBSECTION 23-5.4 SFCC 1987 TO PROHIBIT SMOKING IN THE PLAZA PARK.

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

Section 1. Subsection 23-5.4 SFCC 1987 (being Ord. #1995-17, as amended) is amended to read:

23-5.4 Plaza Prohibited Uses.

A. No person shall:

- (1) Propel or operate a skateboard on the Plaza, as defined;
- (2) Ride a bicycle or unicycle within the Plaza Park, as defined; or
- (3) Project, throw, kick or strike any type of recreational object except as otherwise permitted within the Plaza Park, as defined.
- (4) Smoke cigarettes, cigars, pipes or any other similar device that produces smoke and/or odor within the Plaza Park, as defined.

B. During major commercial events, the following activities and uses are prohibited on the Plaza, as defined:

- (1) Riding bicycles or unicycles, except by assigned city police officers and paramedics;
- (2) Projecting, throwing, kicking or striking any type of recreational object;

1 (3) Permitting or allowing animals to be present, unless the animals are on a
2 leash or otherwise accompanied by a human or unless one of the following applies:

3 (a) Animals are permitted or allowed as part of a designated
4 event, as sanctioned by the city, such as the Rodeo Parade, the Desfile de
5 los Ninos, and the Fiesta Parade; or

6 (b) The animals are service animals; and

7 (4) Propelling or operating roller skates or in-line skates.

8 C. Any person who violates any of the provisions of this section shall be punished
9 according to the provisions of Section 1-3 of this Code. It shall be the duty of the police
10 department to enforce diligently the provisions of this section by issuing:

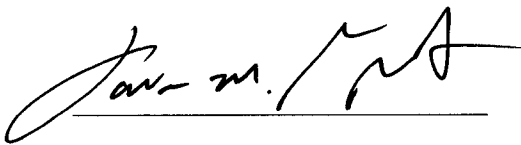
11 (1) A warning for the first offense;

12 (2) A fifty dollar (\$50.) fine for the second offense;

13 (3) A one hundred dollar (\$100.) fine for the third offense.

14 D. Notwithstanding the provisions of this section, the playing of hacky sack in the
15 Plaza Park shall not be prohibited in the southeast grassed quadrant of the Plaza Park as long as
16 due care for the safety of the public is exercised. The playing of hacky sack shall not take place
17 on walkways in the Plaza Park.

18 PASSED APPROVED and ADOPTED this 10th day of May, 2017.

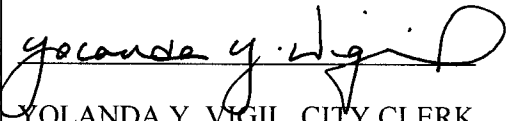
19
20
21 

22 JAVIER M. GONZALES, MAYOR
23
24
25

1 ATTEST:

2

3



4 YOLANDA Y. VIGIL, CITY CLERK

5 APPROVED AS TO FORM:

6



7

8 KELLEY A. BRENNAN, CITY ATTORNEY

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25 *M/Legislation/Ordinances 2017/2017-9 Plaza No Smoking*