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CITY OF SANTA FE, NEW MEXICO

ORDINANCE NO. 2008-36

AN ORDINANCE

**AMENDING SECTION 14-8.14 SFCC 1987 REGARDING IMPACT FEES REQUIRED
TO BE PAID UNDER THE "OLD" FEE SCHEDULE.**

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

Section 1. Section 14-8.14(E)(1)(b) SFCC 1987 (being Ord. #2003-32, §1 as amended) is amended to read:

(b) "Old" Fee Schedule. The fee schedule in this paragraph (E)(1)(b), also referred to as the "Old" fee schedule, shall be used and its fees assessed on plats and development plans that receive final approval from the City or New Mexico Construction Industries Division on or before June 30, 2008, which assessment shall be valid for a period not to exceed four years from the date of the subdivision or development plan approval. The "Old" fee schedule shall also be applied to building permits issued on or before June 30, 2008.

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"OLD" FEE SCHEDULE

Land Use Type	Unit	Roads	Parks	Fire	Police	Total
S.F. Detached Dwelling or Guesthouse						
Heated Living Area:						
(0 to 1,500 sq. ft.)	Dwelling	\$1,135	\$767	\$118	\$29	\$2,049
(1,501 to 2,000 sq. ft.)	Dwelling	\$1,527	\$1,128	\$165	\$40	\$2,860
(2,001 to 2,500 sq. ft.)	Dwelling	\$1,820	\$1,397	\$212	\$52	\$3,481
(2,501 to 3,000 sq. ft.)	Dwelling	\$2,053	\$1,614	\$259	\$63	\$3,989
(3,001 to 3,500 sq. ft.)	Dwelling	\$2,247	\$1,793	\$306	\$75	\$4,421
(3,501 to 4,000 sq. ft.)	Dwelling	\$2,414	\$1,946	\$353	\$86	\$4,799
(more than 4,000 sq. ft.)	Dwelling	\$2,560	\$2,080	\$400	\$98	\$5,138
Other (Apts., Condos, S.F. Attached)	Dwelling	\$1,485	\$863	\$94	\$61	\$2,503
Hotel/Motel	Room	\$2,017	\$0	\$182	\$61	\$2,260
Retail/Commercial	G.F.A.					
Shopping Center/General Retail	1000 sq. ft.	\$3,893	\$0	\$182	\$61	\$4,136
Auto Sales/Service	1000 sq. ft.	\$3,123	\$0	\$182	\$61	\$3,366
Bank	1000 sq. ft.	\$5,249	\$0	\$182	\$61	\$5,492
Convenience Store w/Gas Sales	1000 sq. ft.	\$7,336	\$0	\$182	\$61	\$7,579
Health Club, Recreational	1000 sq. ft.	\$2,814	\$0	\$182	\$61	\$3,057
Movie Theater	1000 sq. ft.	\$8,730	\$0	\$182	\$61	\$8,973
Restaurant, Sit-Down	1000 sq. ft.	\$4,248	\$0	\$182	\$61	\$4,491
Restaurant, Fast Food	1000 sq. ft.	\$9,247	\$0	\$182	\$61	\$9,490
Office/Institutional	G.F.A.					
Office, General	1000 sq. ft.	\$2,191	\$0	\$182	\$61	\$2,434

Land Use Type	Unit	Roads	Parks	Fire	Police	Total
Medical Building	1000 sq. ft.	\$3,503	\$0	\$182	\$61	\$3,746
Nursing Home	1000 sq. ft.	\$981	\$0	\$182	\$61	\$1,224
Church	1000 sq. ft.	\$1,632	\$0	\$182	\$61	\$1,875
Day Care Center	1000 sq. ft.	\$3,404	\$0	\$182	\$61	\$3,647
Elementary/Sec. School	1000 sq. ft.	\$534	\$0	\$182	\$61	\$777
Industrial	G.F.A.					
Industrial, Manufacturing	1000 sq. ft.	\$1,557	\$0	\$182	\$61	\$1,800
Warehouse	1000 sq. ft.	\$1,109	\$0	\$182	\$61	\$1,352
Mini-Warehouse	1000 sq. ft.	\$386	\$0	\$182	\$61	\$629

1 G.F.A. – Gross Floor Area; fees shown for non-residential uses are per 1,000 square feet
2 of gross floor area.

3 **Section 2. Section 14-8.14(G)(1) SFCC 1987 (being Ord. #2003-32, §1**
4 **as amended) is amended to read:**

5 (1) An impact fee fund that is distinct from the general fund of the
6 City is hereby created, and the impact fees received will be
7 deposited in the following interest-bearing accounts of the
8 impact fee fund:

- 9 (a) Fire Impact Fee Account;
- 10 (b) Police Impact Fee Account;
- 11 (c) Parks Impact Fee Account; and
- 12 (d) Roads Impact Fee Account.

13 **Section 3. Section 14-8.14(G)(2) SFCC 1987 (being Ord. #2003-32, §1**
14 **as amended) is amended to read:**

1 (2) Road impact fees collected according to the "Old" or "New" fee
2 schedule shall be deposited into the "Roads" Impact Fee
3 Account. Park impact fees collected according to the "Old" or
4 "New" fee schedule shall be deposited into the "Parks" Impact
5 Fee Account.

6 **Section 4. Section 14-8.14(G)(3) SFCC 1987 (being Ord. #2003-32, §1**
7 **as amended) is amended to read:**

8 (3) The impact fee accounts shall contain only those impact fees
9 collected pursuant to this section for the type of facilities
10 reflected in the title of the account, plus any interest that has
11 accrued or may accrue from time to time on such amounts.

12 **Section 5. The following definition in Article 14-12 SFCC 1987 (being**
13 **Ord. #2001-38, §2 as amended) is amended to read:**

14 **CAPITAL IMPROVEMENT**

15 As used in §14-8.14, any of the following facilities that have a life expectancy of ten or
16 more years and are owned and operated by, or on behalf of, the City:

- 17 (A) Roadway facilities located within the service area, including arterial or
18 collector roads, bridges, bike and pedestrian trails, bus bays, rights of
19 way, landscaping, traffic signals, intersection improvements and any
20 local components of state and federal highways;
- 21 (B) Parks and related areas and facilities located within the service area
22 including neighborhood or pocket parks, community and regional parks,
23 open space and trails;
- 24 (C) Buildings for fire and rescue, as well as other essential equipment
25 costing ten thousand dollars (\$10,000) or more and having a life

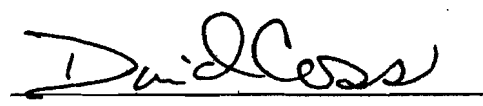
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expectancy of ten years or more; or

(D) Buildings for police and essential equipment costing ten thousand dollars (\$10,000) or more and having a life expectancy of ten years or more.

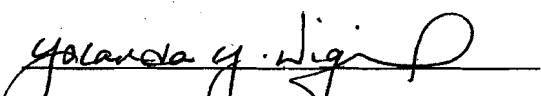
Section 6. This Ordinance shall become effective July 1, 2008.

PASSED, APPROVED and ADOPTED this 25th day of June, 2008.

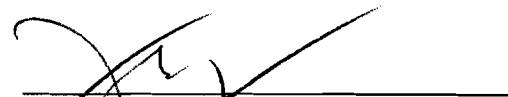


DAVID COSS, MAYOR

ATTEST:


YOLANDA Y. VIGIL, CITY CLERK

APPROVED AS TO FORM:


FRANK D. KATZ, CITY ATTORNEY