

1 CITY OF SANTA FE, NEW MEXICO

2 ORDINANCE NO. 2013-17

3
4
5 AN ORDINANCE

6 RELATING TO THE LAND DEVELOPMENT CODE, AIRPORT ROAD OVERLAY
7 DISTRICT, SECTION 14-5.5(C) SFCC 1987; CREATING A NEW SUBSECTION 14-
8 5.5(C)(6)(I) TO INCLUDE A PROVISION FOR COMMERCIAL RECYCLING
9 CONTAINERS; AMENDING SUBSECTION 14-5.5(C)(12)(c) TO CLARIFY THE
10 APPLICABILITY OF EXISTING BUILDING-MOUNTED OUTDOOR ADVERTISING OF
11 ALCOHOLIC BEVERAGES, TO CLARIFY THE PACKAGING OF ALCOHOLIC
12 BEVERAGES OF EIGHT OUNCES OR LESS AND ESTABLISHING THE EFFECTIVE
13 DATE OF SUCH PACKAGING PROVISIONS; AND MAKING SUCH OTHER STYLISTIC
14 OR GRAMMATICAL CHANGES THAT ARE NECESSARY.

15
16 BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SANTA FE:

17 Section 1. A new Subsection 14-5.5(C)(6)(I) SFCC 1987 (being Ord. #2013-1, §2) is
18 ordained to read:

- 19 (I) [NEW MATERIAL] Enclosures required for trash receptacles and
20 compactors shall be:
- 21 (i) located to the rear of *buildings*; and
 - 22 (ii) sized to include commercial recycling space sufficient to
23 accommodate the commercial recycling generated by a
24 *development*.

25 Section 2. Subsection 14-5.5(C)(12)(c) SFCC 1987 (being Ord. #2013-1, §2) is

1 amended to read:

2 (c) Except for paragraph (iv), below, all *alcoholic beverage sales*
3 *activities* shall comply with the following provisions after January
4 26, 2013:

5 (i) No more than thirty-three percent of the square footage of
6 the windows and clear doors of an *alcoholic beverage* retail
7 outlet may bear advertising or signs of any sort, and all
8 advertising and signage shall be placed and maintained in a
9 manner that ensures that law enforcement personnel have a
10 clear and unobstructed view of the interior of the premises,
11 including the area in which the cash registers are maintained,
12 from the exterior public sidewalk or entrance to the
13 premises. This requirement does not apply to premises where
14 there are no windows, or where existing windows are located
15 at a height that precludes a view of the interior of the
16 premises by a person standing outside the premises.

17 (ii) Outdoor advertising of *alcoholic beverages*, including
18 permanent or *temporary signs* visible from outside a
19 *building*, is prohibited within five hundred feet of any of the
20 following:

- 21 A. A public or private elementary, middle, or high
22 school;
- 23 B. A public park, playground or recreational area;
- 24 C. A nonprofit youth facility;
- 25 D. A place of *religious assembly*;

- 1 E. A hospital;
- 2 F. An alcohol or other drug abuse recovery or treatment
- 3 facility; or
- 4 G. A county social service office.

5 The provisions of this subsection 14-5.5(C)(12)(c)(ii) do not

6 apply to *building-mounted signs* legally permitted prior to

7 January 26, 2013.

8 (iii) A restaurant with a beer and wine license may post outside

9 its *building* but only on the property occupied by the

10 restaurant, a copy of its menu, including beer and wine

11 offered and their prices, in type no larger than any menu

12 posted or provided to patrons inside the restaurant.

13 (iv) Unless contained in packages of four or more, as delivered

14 by the distributor, single serving containers of *alcoholic*

15 *beverages*, in sizes of eight ounces or less, shall not be sold

16 or offered for sale. The provisions of this subsection 14-

17 5.5(C)(12)(c)(iv) shall be effective May 26, 2013.

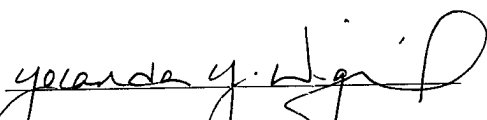
18 PASSED, APPROVED, and ADOPTED this 10th day of April, 2013.

19 

20 DAVID COSS, MAYOR

21

22 ATTEST:

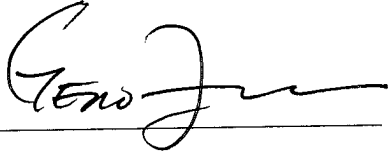
23 

24 YOLANDA Y. VIGIL, CITY CLERK

25

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

APPROVED AS TO FORM:



GENO ZAMORA, CITY ATTORNEY