

# CITY of ALBUQUERQUE

## TWENTY FIFTH COUNCIL

COUNCIL BILL NO. R-22-56 ENACTMENT NO. \_\_\_\_\_

SPONSORED BY: Brook Bassan

1 RESOLUTION

2 ESTABLISHING A MORATORIUM FOR SAFE OUTDOOR SPACES AS  
3 REGULATED IN THE INTEGRATED DEVELOPMENT ORDINANCE FOR A  
4 PERIOD OF 12 MONTHS OR UNTIL THE INTEGRATED DEVELOPMENT  
5 ORDINANCE IS AMENDED, WHICHEVER OCCURS FIRST.

6 WHEREAS, O-22-10 established a new land use in the Integrated  
7 Development Ordinance (IDO) called Safe Outdoor Spaces; and

8 WHEREAS, Safe Outdoor Spaces are defined as: "A lot, or a portion of a  
9 lot, developed to provide designated spaces for occupancy by tents,  
10 recreational vehicles, and/or light vehicles. Designated spaces are provided to  
11 occupants at no charge. A safe outdoor space offers social services and  
12 support facilities."; and

13 WHEREAS, Safe Outdoor Spaces may have unavoidable adverse impacts  
14 on the communities in which they are placed; and

15 WHEREAS, during the deliberation of O-22-10 there was broad opposition  
16 to the concept of Safe Outdoor Spaces; and

17 WHEREAS, there are other viable, more appropriate solutions to  
18 addressing homelessness in Albuquerque such as utilizing existing overnight  
19 shelter beds, increasing access to services, and incentivizing housing  
20 development; and

21 WHEREAS, for these reasons Safe Outdoor Spaces are not an appropriate  
22 allowable land use in the IDO; and

23 WHEREAS, Safe Outdoor Spaces should be removed in its entirety from  
24 the IDO; and

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1 WHEREAS, this moratorium will allow time for a companion ordinance to  
2 be considered by both the Environmental Planning Commission and the City  
3 Council that proposes to remove Safe Outdoor Spaces from the IDO.

4 BE IT RESOLVED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY OF  
5 ALBUQUERQUE:

6 SECTION 1. LAND USE APPLICATIONS AND APPROVALS. The City of  
7 Albuquerque shall not accept or approve any pending building permits or land  
8 use applications or requests for Safe Outdoor Spaces until the sooner of  
9 August 1st 2023, or upon final action by the City Council on bill O-22-33, after  
10 which time the City shall take no action inconsistent with bill O-22-33.

11 SECTION 2. CITY PROPERTY. The City shall not authorize the operation of  
12 a Safe Outdoor Space on City property, shall halt any pending review or  
13 authorization process in furtherance of the occupancy of City property for this  
14 purpose, and shall not enter into any new lease or other agreement for this  
15 purpose during the duration of this moratorium.

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