

CITY OF ALBUQUERQUE

NINETEENTH COUNCIL

COUNCIL BILL NO. _____ ENACTMENT NO. _____

SPONSORED BY: Dan Lewis and Ken Sanchez

1 **ORDINANCE**

2

3 **AMENDING SECTION 14-19-4-12 R.O.A 1994, THE IMPACT FEE ORDINANCE**
4 **FOR PARKS, RECREATION, TRAILS, AND OPEN SPACE FACILITIES, TO**
5 **PROVIDE FOR A 100% REDUCTION OF IMPACT FEES FOR CHANGE OF USE**
6 **DEVELOPMENT.**

7 **BE IT ORDAINED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY OF**
8 **ALBUQUERQUE:**

9 **SECTION 1. Section 14-19-4-12 R.O.A 1994, is amended by adding**
10 **new subsection (M):**

11 **“(M) Impact fees imposed on a change of use, plat or replat pursuant**
12 **to 14-19-4-13 (H) for non-residential properties that have been vacant for a**
13 **period of no less than 90-days shall be calculated at 0%.”**

14 **SECTION 2. SEVERABILITY CLAUSE. If any section, paragraph,**
15 **sentence, clause, word or phrase of this ordinance is for any reason held to be**
16 **invalid or unenforceable by any court of competent jurisdiction, such decision**
17 **shall not affect the validity of the remaining provisions of this ordinance. The**
18 **Council hereby declares that it would have passed this ordinance and each**
19 **section, paragraph, sentence, clause, word or phrase thereof irrespective of**
20 **any provision being declared unconstitutional or otherwise invalid.**

21 **SECTION 3. COMPILATION. This ordinance shall be incorporated in**
22 **and made part of the Revised Ordinances of Albuquerque, New Mexico, 1994.**

23 **SECTION 4. EFFECTIVE DATE. This ordinance shall take effect five**
24 **days after publication by title and general summary.**

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