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1 **SECTION 1. ALBUQUERQUE-BERNALILLO COUNTY AIR QUALITY**
2 **CONTROL BOARD.** The Albuquerque-Bernalillo County Air Quality Board shall
3 have no authority to, and shall not make any regulation or standard to,
4 address quality of life impacts absent scientific evidence that there is a nexus
5 to air pollution by identifying the quantities and durations of air contaminants
6 that may, with reasonable probability, cause injury; or adopt or amend a
7 standard or regulation whereby the impact on industrial development is by
8 design and not a consequence of preventing or abating air pollution until
9 February 1, 2024.

10 **SECTION 2. CITY OF ALBUQUERQUE.** The City of Albuquerque shall not
11 use its resources to facilitate any action by the Board to make, adopt, or
12 amend any regulation or standard described in Section 1 until February 1.

13 **SECTION 3.** The City is directed to collaborate with Bernalillo County to
14 address any differences in City and County air quality policies.

15 **SECTION 4. SEVERABILITY CLAUSE.** If any section, paragraph, sentence,
16 clause, word, or phrase of this resolution is for any reason held to be invalid
17 or unenforceable by any court of competent jurisdiction, such decision shall
18 not affect the validity of the remaining provisions of this resolution. The
19 Council hereby declares that it would have passed this resolution and each
20 section, paragraph, sentence, clause, word, or phrase thereof irrespective of
21 any provision being declared unconstitutional or otherwise invalid.

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1 PASSED AND ADOPTED THIS 8th DAY OF November, 2023
2 BY A VOTE OF: 5 FOR 4 AGAINST.

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4 For: Bassan, Grout, Jones, Lewis, Sanchez
5 Against: Benton, Davis, Fiebelkorn, Peña

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11 Pat Davis, President
12 City Council

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16 APPROVED THIS 22 DAY OF October, 2023

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19 Bill No. R-23-176

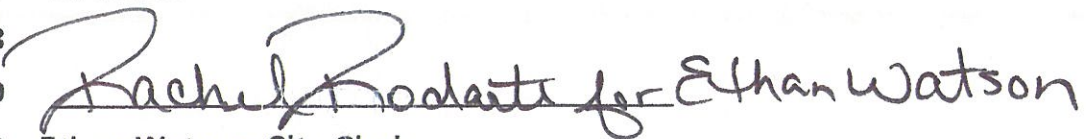
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23 _____
24 Timothy M. Keller, Mayor
25 City of Albuquerque

VETO

26 The Mayor's veto was overridden by EC-23-403 on December 4, 2023
27 by a vote of 7 FOR and 2 AGAINST. For: Bassan, Davis, Grout, Jones

28 ATTEST: Lewis, Pena, Sanchez Against: Benton, Fiebelkorn

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30 Ethan Watson, City Clerk

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