

CITY of ALBUQUERQUE

EIGHTEENTH COUNCIL

COUNCIL BILL NO. _____ ENACTMENT NO. _____

SPONSORED BY:

1 ORDINANCE

2 AMENDING SECTION 14-19-2-12 R.O.A. 1994, THE IMPACT FEE ORDINANCE
3 FOR ROADWAY FACILITIES, TO PROVIDE FOR A 100% REDUCTION OF
4 IMPACT FEES FOR GREEN PATH DEVELOPMENTS AND A 50% REDUCTION
5 OF IMPACT FEES FOR ALL OTHER DEVELOPMENTS; AMENDING SECTION
6 14-19-2-3 R.O.A. 1994, TO ADD GREEN PATH DEVELOPMENTS DEFINITION.
7 BE IT ORDAINED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY OF
8 ALBUQUERQUE.

9 SECTION 1. Section 14-19-2-3 R.O.A. 1994, is amended to add the following
10 definition in proper alphabetical order:

11 “GREEN PATH DEVELOPMENTS. Consists of amendments to the Uniform
12 Administrative Code or other local codes that reduce energy use or encourage
13 sustainable buildings, certain levels of LEED certified buildings, Build Green
14 New Mexico certified residential buildings and other sustainable building
15 programs that are nationally recognized.”

16 SECTION 2. Section 14-19-2-12 R.O.A. 1994, is amended to insert new
17 subsections (J) and (K):

18 “(J) For a period of one (1) year ending July 1, 2010, impact fees
19 assessed for Green Path Developments pursuant to § 14-19-2-1 et seq. shall
20 be reduced by 100%.

21 (K) For a period of one (1) year ending July 1, 2010, impact fees
22 assessed on all other developments pursuant to § 14-19-2-1 et seq. shall be
23 reduced by 50%.”

24 SECTION 3. SEVERABILITY CLAUSE. If any section, paragraph, sentence,
25 clause, word or phrase of this ordinance is for any reason held to be invalid or
26 unenforceable by any court of competent jurisdiction, such decision shall not

1 affect the validity of the remaining provisions of this ordinance. The Council
2 hereby declares that it would have passed this ordinance and each section,
3 paragraph, sentence, clause, word or phrase thereof irrespective of any
4 provision being declared unconstitutional or otherwise invalid.

5 SECTION 4. COMPILATION. This ordinance shall be incorporated in and
6 made part of the Revised Ordinances of Albuquerque, New Mexico, 1994.

7 SECTION 5. EFFECTIVE DATE. This ordinance shall take effect five days
8 after publication by title and general summary.

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