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## **CITY of ALBUQUERQUE EIGHTEENTH COUNCIL**

COU	NCIL BIL	_L NO ENACTMENT NO
SPO	NSORE	DBY:
	1	ORDINANCE
	2 AM	ENDING SECTION 14-19-4-12 R.O.A. 1994, THE IMPACT FEE ORDINANCE
	3 FO	R PARKS, RECREATION, TRAILS AND OPEN SPACE FACILITIES, TO
	4 PR	OVIDE FOR A 100% REDUCTION OF IMPACT FEES FOR GREEN PATH
	5 DE	VELOPMENTS AND A 50% REDUCTION OF IMPACT FEES FOR ALL OTHER
	6 DE	VELOPMENTS; AMENDING SECTION 14-19-4-3 R.O.A. 1994, TO ADD
	7 GR	EEN PATH DEVELOPMENTS DEFINITION.
	8 BE	IT ORDAINED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY OF
	9 ALI	BUQUERQUE.
1	0	SECTION 1. Section 14-19-4-3 R.O.A. 1994, is amended to add the following
<sub>≥</sub> .	1 def	inition in proper alphabetical order:
		"GREEN PATH DEVELOPMENTS. Consists of amendments to the Uniform
<u>∓</u> ,	3 <u>Adı</u>	ministrative Code or other local codes that reduce energy use or encourage
rikethrough Material-] - [ 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	4 <u>sus</u>	stainable buildings, certain levels of LEED certified buildings, Build Green
	5 <u>Nev</u>	w Mexico certified residential buildings and other sustainable building
frikethrough A	6 <u>pro</u>	ograms that are nationally recognized."
<u>2</u> 1	7	SECTION 2. Section 14-19-4-12 R.O.A. 1994, is amended to insert new
	8 sub	osections (J) and (K):
<u>∯</u> 1	9	"(J) For a period of one (1) year ending July 1, 2010, impact fees
1+Diacketed -Bracketed/S - 2 2	0 <u>ass</u>	sessed for Green Path Developments pursuant to § 14-19-4-1 et seq. shall
	1 <u>be</u>	reduced by 100%.
<u>+</u> 출 2	22	(K) For a period of one (1) year ending July 1, 2010, impact fees
2	3 <u>ass</u>	sessed on all other developments pursuant to § 14-19-4-1 et seq. shall be
2	4 <u>red</u>	luced by 50%."
2	:5	SECTION 3. SEVERABILITY CLAUSE. If any section, paragraph, sentence,

clause, word or phrase of this ordinance is for any reason held to be invalid or

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unenforceable by any court of competent jurisdiction, such decision shall not affect the validity of the remaining provisions of this ordinance. The Council hereby declares that it would have passed this ordinance and each section paragraph, sentence, clause, word or phrase thereof irrespective of any provision being declared unconstitutional or otherwise invalid.  SECTION 4. COMPILATION. This ordinance shall be incorporated in and made part of the Revised Ordinances of Albuquerque, New Mexico, 1994.  SECTION 5. EFFECTIVE DATE. This ordinance shall take effect five days after publication by title and general summary.