



WHEREAS, the intended purpose of the resolution is to advance the health, safety and welfare of the public and to further goals and policies adopted by the Council.

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

SECTION 1. ALBUQUERQUE-BERNALILLO COUNTY AIR QUALITY CONTROL BOARD.

The Albuquerque-Bernalillo County Air Quality Board shall have no authority to, and shall not make any regulation or standard to, address quality of life impacts absent scientific evidence that there is a nexus to air pollution by identifying the quantities and durations of air contaminants that may, with reasonable probability, cause injury; or adopt or amend a standard or regulation whereby the impact on industrial development is by design and not a consequence of preventing or abating air pollution until February 1, 2024.

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

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

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

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