



VALENCIA COUNTY  
BOARD OF COUNTY COMMISSIONERS  
ORDINANCE № 2022-05

ESTABLISHING A NATURAL RESOURCES OVERLAY ZONE IN ORDER TO PROVIDE FLEXIBILITY WHILE PROMOTING SUSTAINABLE DEVELOPMENT AND TO EXPAND THE DEVELOPMENT AND UTILIZATION OF THE NATURAL RESOURCES WITHIN VALENCIA COUNTY

**PREAMBLE:**

**WHEREAS**, the Valencia County Board of Commissioners met upon notice of a Business Meeting, duly published, at the Valencia County Administration Building, 444 Luna Avenue, Los Lunas, New Mexico 87031 on Wednesday, July 14, 2022, at 5:00 PM as required by law; and,

**WHEREAS**, NMSA 1978, Section 3-18-1 (1972) provides that municipalities, and also counties pursuant to NMSA 1978, Section 4-37-1 (1995), have the power to “protect generally the property of its municipality and its inhabitants” and to “preserve peace and order”; and,

**WHEREAS**, NMSA 1978, Section 4-37-1 *et seq.* (1975) provides that counties may adopt ordinances, not inconsistent with statutory or constitutional limitations placed on counties, to discharge those powers necessary and proper to provide for the safety, preserve the health, promote the prosperity and improve the morals, order, comfort and convenience of the county and its inhabitants; and,

**WHEREAS**, the Board of County Commissioner adopted the Valencia County Interim Comprehensive Zoning Chapter, codified as Section 154.001 *et seq.* in the County Code of Ordinances; and,

**WHEREAS**, the Valencia County Interim Comprehensive Zoning Chapter this Ordinance is adopted pursuant to NMSA 1978, Sections 3-21-1 to 3-21-26 *et seq.* and applies to the unincorporated lands within the County of Valencia’s jurisdiction; and,

**WHEREAS**, the pursuant to Section 154-003 the general purpose of the Valencia County Interim Comprehensive Zoning Chapter is “[ ] to minimize traffic congestion on all streets, roads and public ways within the county's jurisdiction; to secure safety from fire, flooding and other dangers; to promote the public health, safety and general welfare; to safeguard adequate light, and air quality; to prevent the overcrowding of land; to avert the undue concentrations of populations; to facilitate the adequate provisions for transportation systems, water quality, sewerage, schools, parks and other public facilities; to conserve the value of buildings and lands; to advance the goals,

policies and objectives of the comprehensive plan; and to encourage the most appropriate use of lands throughout the unincorporated areas of Valencia County.; and,

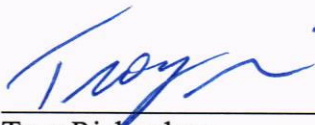
**WHEREAS**, the Board of County Commissioner has determined that the Valencia County Comprehensive Zoning Chapter should be amended to provide for a natural resources overlay zone as set forth below.

**NOW, THEREFORE, BE IT ORDAINED** by the Valencia County Board of Commissioners that the following provisions shall be enacted to provide for a Natural Resources Overlay District in the County of Valencia and, by adoption of this Ordinance, hereby expressly repeal Ordinance 2022-03.


**BOARD OF COUNTY COMMISSIONERS**

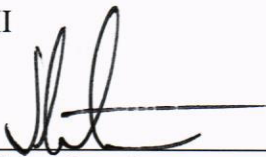
**RESOLVED, ADOPTED, AND PASSED** on this 14<sup>th</sup> day of July 2022.

\_\_\_\_\_  
Gerard Saiz  
Commissioner, District I


  
\_\_\_\_\_  
Troy Richardson  
Commissioner, District II

\_\_\_\_\_  
David A. Hyder  
Commissioner, District III

  
\_\_\_\_\_  
Joseph Bizzell  
Commissioner, District IV

  
\_\_\_\_\_  
Jhonathan Aragon  
Commissioner, District V

Attest:

  
\_\_\_\_\_  
Michael Milan, County Clerk

