



## ORDINANCE 10-32

**AMENDING ORDINANCE 09-03, THE HIGH PERFORMANCE BUILDING ORDINANCE, TO ALLOW A LEED ACCREDITED PROFESSIONAL TO PROVIDE THE LEED CERTIFICATION CHECKLIST OR AN EQUIVALENT HIGH PERFORMANCE DESIGN AND CONSTRUCTION STANDARD FOR COMMERCIAL BUILDINGS.**

WHEREAS, the Town Council adopted Ordinance 09-03, the High Performance Building Ordinance; and

WHEREAS, the High Performance Building Ordinance requires all commercial buildings to be LEED Certified prior to receiving a Certificate of Occupancy; and

WHEREAS, alternative high performance building standards are prevalent across the county; and

WHEREAS, The Town Council wishes to uphold and affirm the intent and goals of the High Performance Building Ordinance while allowing more flexibility to property owners, developers, and builders to submit a LEED equivalent standard; and

NOW, THEREFORE, the Town Council does hereby amend Ordinance 09-03, as follows:

Section 1.3.B.1 shall be repealed and shall read as follows:

“As a condition of obtaining a building permit from the Town, any builder who is issued such a permit at any time during Calendar Year 2010 for the construction of any commercial structure of any size must present a letter from a LEED Accredited Professional stating the intent and criteria for a LEED rating of "certified" or better will be achieved using at least (3) of the water conservation points in the LEED checklist.”

Section 1.3.B.2 shall be repealed and shall read as follows:

“As a condition of obtaining a Certificate of Occupancy from the Town, any builder of any commercial structure of any size who is issued a building permit at any time in Calendar Year 2010 must present a letter from a LEED Accredited Professional

stating the intent and criteria for a LEED rating of "certified" or better have been achieved using at least (3) of the water conservation points in the LEED checklist and has submitted to the Town copies of all required LEED verification documents and submittals such as a Summary Commissioning Report and Design Submittals for Water Efficiency Credits."

The following shall be added as Section 1.3.B.3:

"A builder may submit an alternative high performance building design and construction standard provided that the builder receives written approval from the Code Administrator to utilize such alternative standard."

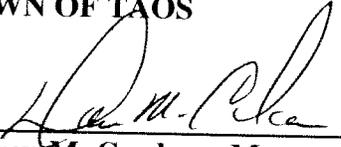
All other sections of ordinance shall remain in full force and effect.

This ordinance shall be interpreted and applied in accordance with the laws of New Mexico.

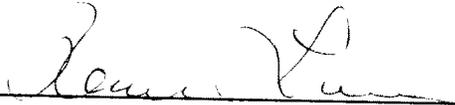
**ORDAINED THIS 14<sup>th</sup> DAY OF DECEMBER, 2010 BY THE FOLLOWING VOTE:**

<b>Mayor Pro Tem Rudy C. Abeyta</b>	<u>yes</u>
<b>Councilmember A. Eugene Sanchez</b>	<u>yes</u>
<b>Councilmember Amy Quintana</b>	<u>yes</u>
<b>Councilmember Michael Silva</b>	<u>yes</u>

**TOWN OF TAOS**

  
\_\_\_\_\_  
**Darren M. Cordova, Mayor**

**ATTEST:**

  
\_\_\_\_\_  
**Renee Lucero, Town Clerk**

**Approved as to legal form:**

  
\_\_\_\_\_  
**Allen Ferguson, Town Attorney**