

# VILLAGE OF RUIDOSO

## ORDINANCE 2004-02 (INFORMATION VERSION)

“AN ORDINANCE AMENDING THE URBAN-WILDLAND INTERFACE CODE PRESCRIBING REGULATIONS MITIGATING THE HAZARD TO LIFE AND PROPERTY FROM INTRUSION OF FIRE FROM WILDLAND FIRE EXPOSURES, FIRE EXPOSURES FROM ADJACENT STRUCTURES AND PREVENTION OF STRUCTURE FIRES FROM SPREADING TO WILDLAND FUELS.”

NOW, THEREFORE BE IT ORDAINED BY THE GOVERNING BODY OF THE VILLAGE OF RUIDOSO THAT Section 151 is hereby amended in Chapter 54 Land Use, Article 2 Zoning, Division 4 Development Standards, entitled Urban-Wildland Interface Code.

### **Sec. 54-151. Urban-Wildland Interface Code adopted; amendments.**

1. *Adoption of Urban-Wildland Interface Code.* There is hereby adopted by the Village of Ruidoso for the purpose of prescribing regulations mitigating the hazard to life and property from intrusion of fire from wildland fire exposures, fire exposures from adjacent structures and prevention of structure fires from spreading to wildland fuels, that certain code known as the Urban-Wildland Interface Code (U/WIC) published by the International Fire Code Institute, being particularly the 2000 edition thereof and the whole thereof, including all amendments thereto and all future editions thereof, save and except such portions as are hereinafter deleted, modified or amended by this ordinance. The same is hereby adopted and incorporated as fully as if set out at length herein, and from the date on which this ordinance shall take effect, the provisions thereof shall be controlling within the jurisdiction of the Village of Ruidoso, as provided by law.
2. *Establishment and Duties of Code Official.* The U/WIC as adopted and amended herein shall be enforced by the Planning Director or his designee. In areas of overlapping jurisdictions, appropriate sections shall be enforced by either the Planning Director, Director of Forestry, or the Fire Chief, as applicable.
3. *Amendments to the U/WIC.* The U/WIC adopted herein is amended as follows: Section 504.3 is amended to read: Combustible eaves, fascias and soffits shall be enclosed. Any exposed material must be a minimum of one-hour-rated fire-resistive material. Appendix I-C is replaced with a new Fire Hazards Rating Form which shall reflect the standards in paragraph (7), below. Appendix I-B is repealed and in its place shall be adopted the Fuels Management Standards

of The Village of Ruidoso found in Sec.42-80 of this code.

4. *Appeals.* Whenever the code official disapproves an application or refuses to grant a permit applied for, or when it is claimed that the provisions of the code do not apply or that the true intent and meaning of the code have been misconstrued or wrongly interpreted, the applicant may appeal the decision of the code official to the Planning and Zoning Commission and thereafter to the Governing Body and District Court, all as provided in this chapter.
  5. *New materials, processes or occupancies which may require permits.* The Planning Administrator, the Building Inspector, Director of Forestry, and the Fire Chief shall act as a committee to determine and specify, after giving affected persons an opportunity to be heard, any new materials, processes or occupancies for which permits are required in addition to those now enumerated in said code. The Planning Administrator shall post such list in a conspicuous place at the Planning Department and distribute copies thereof to interested persons. Fees shall be assessed in accordance with the provisions of this section or shall be as set forth in the fee schedule of this code.
  6. *Enforcement.* The provisions of the U/WIC shall be enforceable according to the provisions of this chapter.
  7. \_\_\_\_\_ Fuels Management Requirements (Sec. 42-80 of this Code) and the site related portion of the Fire Hazard Rating Form (Sec. 42-81 of this Code) must be assessed BEFORE issuance of a building permit.
    - a. Volume of forest debris to be removed from the building site (footprint) shall be estimated by the Director of Forestry and charged as per the Fee Schedule - Exhibit A of the Municipal Code.
    - b. Disposal of forest material, excluding tree stumps, must be at a minimum placed at curbside or approved locations for Village Solid Waste Department pick-up if the site is within the Village limits.
      1. Complete removal and disposal of tree stumps is the responsibility of the permittee.
      2. If outside the Village, see Sec. 54-133(f).
    - c. Fuels Management Standards (Sec.42-80) shall be completed and inspected prior to issuance of a Certificate of Occupancy or re-certification of the site plan.
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