



# **SWIMMING POOL PERMIT** **PACKET**

*Documents required for review:*

1. SITE PLAN
2. COMPLETED PLAN BUILDING PERMIT & PLAN REVIEW APPLICATION
3. COMPLETED BUILDING PERMIT APPLICATION
4. PLUMBING/MECHANICAL PERMITS
5. ELECTRICAL PERMIT
6. FLOOR PLAN – ***MUST INCLUDE PLUMBING/MECHANICAL & ELECTRICAL***

**BUILDING PERMIT & PLAN REVIEW APPLICATION**

Completed applications per applicable checklist can be submitted via our portal at [Click2Gov](#) – or – EMAILED to [permits@rrnm.gov](mailto:permits@rrnm.gov). **Paper documents will not be accepted.**

**PROPERTY INFORMATION**

**SITE Address:** \_\_\_\_\_ City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_  
**LEGAL:** Subdivision/Unit: \_\_\_\_\_ Block: \_\_\_\_\_ Lot: \_\_\_\_\_ Tract/Parcel: \_\_\_\_\_ Zoning: \_\_\_\_\_  
 Height of Primary: \_\_\_\_\_ Sq. Ft. of Primary: \_\_\_\_\_ Acreage of Property: \_\_\_\_\_ Width of Front Yard Setback: \_\_\_\_\_

**DESCRIPTION OF WORK**

- |  |  |  |  |
|--|--|--|--|
| <input type="checkbox"/> New Construction            | <input type="checkbox"/> Alteration/Repair | <input type="checkbox"/> Shed          | <input type="checkbox"/> Signs – Sq.Ft.: _____ |
| <input type="checkbox"/> Interior Renovation         | <input type="checkbox"/> Re-Roof           | <input type="checkbox"/> Garage        | <input type="checkbox"/> Freestanding          |
| <input type="checkbox"/> Solar – Array Sq.Ft.: _____ | <input type="checkbox"/> Addition          | <input type="checkbox"/> Fence/Wall    | <input type="checkbox"/> Wall-mounted          |
| <input type="checkbox"/> Pool – Gallons: _____       | <input type="checkbox"/> Demolition        | <input type="checkbox"/> Rough Grading |  |

Valuation: \$ \_\_\_\_\_

Proposed use: (*new single-family residence, new restaurant*) \_\_\_\_\_

Description: (*bathroom addition, new gazebo, new commercial bldg.*) \_\_\_\_\_

Gross Floor Area: \_\_\_\_\_  
 Heated: \_\_\_\_\_  
 Unheated: \_\_\_\_\_

Dimensions – Set Back(s):  
 Front: \_\_\_\_\_  
 Rear: \_\_\_\_\_  
 Right: \_\_\_\_\_  
 Left: \_\_\_\_\_

Type of Sewage Disposal:  
 Public Sewer  
 Private  
 Well # \_\_\_\_\_  
 Septic # \_\_\_\_\_

*NOTE: Gross square footage comprises of everything under roof, including garages, porches, portals, etc.*

**PROPERTY OWNER**

Name: \_\_\_\_\_ Phone: \_\_\_\_\_ Email: \_\_\_\_\_  
 Address: \_\_\_\_\_ City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

**CONTRACTOR**

Name: \_\_\_\_\_ Phone: \_\_\_\_\_ Email: \_\_\_\_\_  
 Address: \_\_\_\_\_ City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_  
 State License #: \_\_\_\_\_ City License #: \_\_\_\_\_

**ARCHITECT/ENGINEER (if applicable)**

Name: \_\_\_\_\_ Phone: \_\_\_\_\_ Email: \_\_\_\_\_  
 Address: \_\_\_\_\_ City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

**CERTIFICATION**

I, the undersigned, hereby certify that

- ✓ I am the duly appointed agent authorized to act on behalf of the property owner;
- ✓ The information provided is true and correct and represents the current/proposed status of the subject property;
- ✓ The submitted plans are complete and in compliance with the building standards set forth in the City of Rio Rancho Code;
- ✓ The plans illustrate all public and private easements located on the property;
- ✓ The plans and submittals have been prepared in accordance with the submittal checklist, and I further understand that failure to follow the submittal checklist will result in delays or rejection of my application.

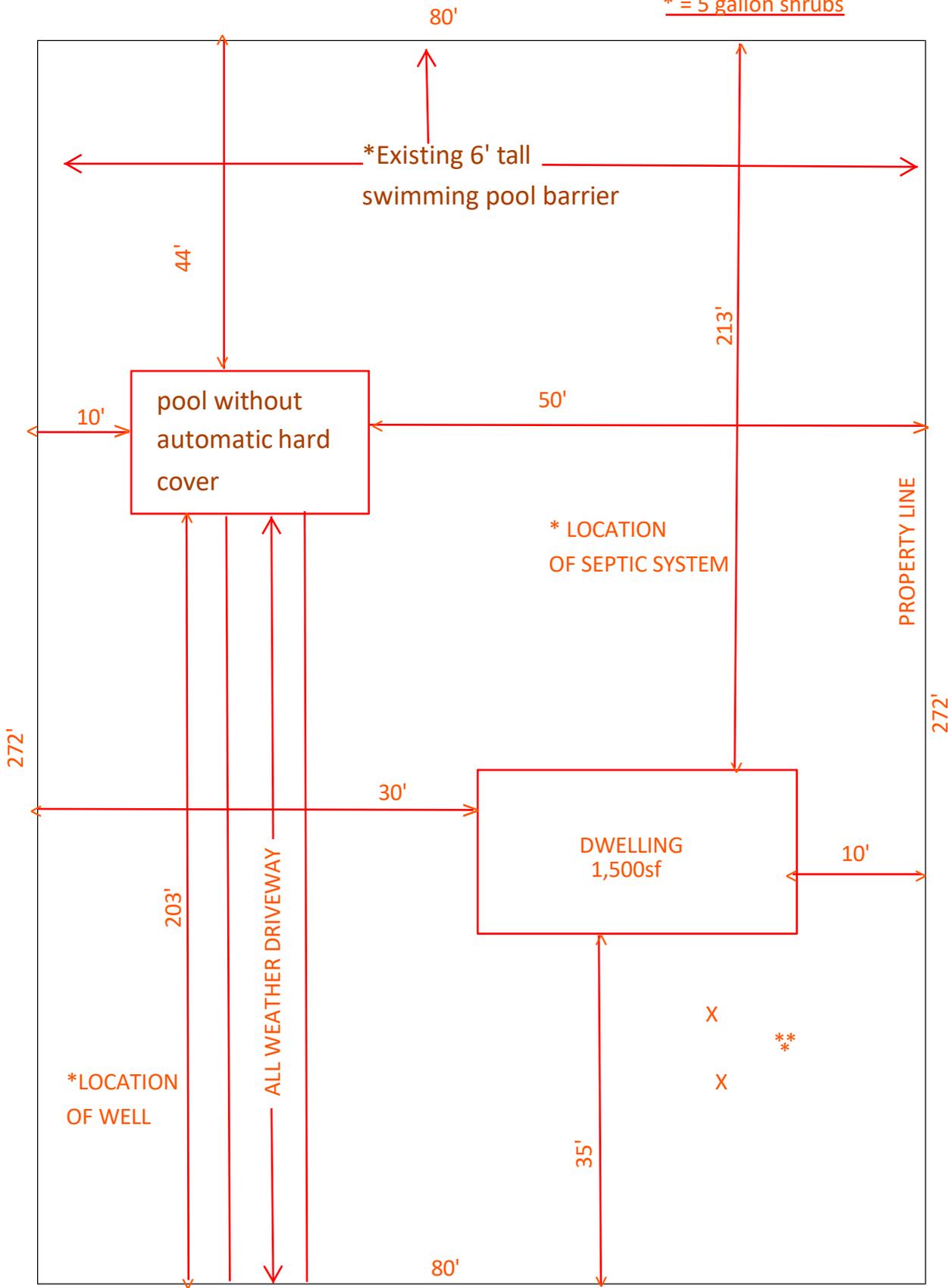
Contact Name: \_\_\_\_\_ Signature: \_\_\_\_\_ Date: \_\_\_\_\_

SAMPLE SITE PLAN

Landscape Legend

X = 1.5" caliper trees

\* = 5 gallon shrubs





State of New Mexico - Construction Industries Division  
 Homeowner Building Permit Application  
 2550 Cerrillos Rd, Santa Fe NM 87505 505-476-4700  
 5500 San Antonio NE, Albuquerque NM 87109 505-222-9800  
 505 S. Main St. Ste. 103, Las Cruces NM 88004 575-524-6320

Web: <https://www.rld.nm.gov>

email: [CID.PERMITHELP@rld.nm.gov](mailto:CID.PERMITHELP@rld.nm.gov)

## Instructions for Obtaining a Homeowner's Permit

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The legislative intent of the exemption to licensing in the Construction Industries Licensing Act allows you to construct or alter your single-family residence without obtaining a contractor's license. This exemption applies only to your primary residence that is owned and occupied or to be occupied by you. This exemption includes free standing garages, carports and sheds. The exemption does not apply to any other residential dwellings owned by you including rental dwellings or commercial properties as defined in the adopted codes.

1. The Homeowner permit is only required for work that requires a permit and inspections pursuant to the regulations.
2. Specialty trade projects such as roofing or window installations, that are not part of a larger multi-faceted project, such as a house project or a remodel, are not eligible for a homeowner's permit if the work is to be subcontracted and is not performed by you either personally or with the aid of legal (W-2) employees.
3. There are separate permits for residential general buildings, electrical wiring and plumbing installations, alterations and repairs.
4. Prior to applying for a homeowner permit you shall:
  - a. Obtain zoning approval from the local planning and zoning department where the property is located.
  - b. Obtain a flood plain determination from the local planning and zoning department or the flood plain authority.
  - c. Secure proof of ownership of the property which may include a deed, real estate contract or other proof as acceptable to the division.
5. For this permit, you must apply in person at the office of the Authority Having Jurisdiction (AHJ), either the Construction Industries Division (CID) or the local permitting authority.
6. When applying for the homeowner's permit you shall provide each item listed below:
  - a. Submit proof of identity.
  - b. Submit proof of ownership of the property.
  - c. Submit a signed copy of "The Instructions for Obtaining the Homeowner's Permit" indicating that you understand each obligation and agree to comply with the requirements of the Homeowner's permit.
  - d. Submit a completed, signed and notarized original of the Homeowner Permit Responsibilities and Liabilities Acknowledgement form acknowledging and accepting your responsibilities as a homeowner permittee.
  - e. Submit zoning approval and floodplain determination.
  - f. Submit a completed AHJ approved application for the building permit.
  - g. Provide to the AHJ all required plans and documents as set forth in the "Building Permit Guide for Residential Construction".
  - h. Submit payment of all applicable fees.
7. The homeowner building permit authorizes you to self-perform the work authorized by the permit, to utilize legal (W-2) employees or to subcontract specialty trades to validly licensed contractors.
8. If you are hiring employees, you shall comply with all federal and state tax registration and reporting requirements and worker's compensation insurance requirements.
9. If you subcontract for specialty trade work, it must be to a valid licensed contractor who must apply for all applicable permits and request all inspections. Trades of work not authorized by the homeowner building permit must be subcontracted.
10. Except for work that is legally subcontracted, you are responsible for requesting all inspections, making all corrections of code violations, requesting all required re-inspections and obtaining the Certificate of Occupancy and/or final inspection when applicable.
11. The homeowner's permit may not be used to permit a project for which a GB-2 or GB-98 contractor has been contracted to act as a general contractor, a project manager, or to supervise the project.
12. The electrical and plumbing homeowner permits authorize only the permittee to perform work authorized by the permit. Subcontractors may not be utilized for this work, nor may employees perform any of the electrical or plumbing work authorized by the permit.
13. You must comply with all the provisions of the Construction Industries Licensing Act (CILA), its regulations, standards and codes.

I, \_\_\_\_\_ state and certify that I own and occupy or shall be occupying the residence, that I have read this instruction sheet completely, that I understand what I must do in order to obtain a homeowner's permit, and agree that shall comply with all of the requirements,

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Printed Name Signature

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Address

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Telephone Number

---

Email Address

*Acknowledgement*

BY OBTAINING THIS PERMIT, AS A HOMEOWNER, I ACCEPT SOLE RESPONSIBILITY AND ACKNOWLEDGE THAT I AM FULLY LIABLE FOR THE PROJECT. The three possible homeowner's permits are a building permit, an electrical permit and a plumbing permit. The performance of HVAC and natural gas is not available through the homeowner's permit. Homeowner responsibilities and liabilities are strictly monitored and must be adhered to by a homeowner seeking a homeowner's permit. Please read each of the following statements as each pertains to your application for the homeowner's permit. You must place your initials on the line adjacent to each statement as an acknowledgement of your agreement that you understand and shall abide by each statement. If you do not adhere to each of the following statements, your permit will be cancelled. Prior to applying in person for a homeowner's permit with CID or the local permitting authority, you, as the homeowner, must obtain zoning approval from the local planning and zoning department, including floodplain determination. If you live in an area that does not have a planning and zoning department, you must obtain flood plain determination prior to applying for your permit.

After initialing each item, sign the acknowledgement before a Notary Public, present this document, proof of identity and ownership of the real property, completion of local planning & zoning documents, flood plain determination and the completed permit application package, including the instruction sheet, in person or electronically to the Authority Having Jurisdiction (AHJ) office or the local planning and zoning department. If the completed documentation is submitted to a local planning and zoning department, such documentation shall be mailed or emailed to the AHJ. The homeowner agrees and stipulates that an email submittal to the AHJ shall be considered by all parties as original signed documentation submitted to the AHJ for all intents and purposes. All completed homeowner documentation shall be kept on record by the AHJ with the permit application as proof of the responsibilities and liabilities you have assumed by applying for and obtaining a homeowner's permit.

\*\*The AHJ is either the local building department or Construction Industries Division

**THIS FORM MUST BE COMPLETED BY HOMEOWNER IN PERSON AT EITHER THE APPROPRIATE PERMITTING AUTHORITY OR THE LOCAL PLANNING AND ZONING DEPT PRIOR TO SUBMITTAL TO THE APPROPRIATE PERMITTING AUTHORITY. ALL PORTIONS MUST BE INITIALED OR THIS ACKNOWLEDGEMENT IS DEEMED INCOMPLETE AND UNACCEPTABLE!**

Place a checkmark adjacent to the appropriate Scope of Work you plan on completing when obtaining the homeowner's permit.

I plan to build/construct a single-family primary residence that will be owned and occupied by me for a minimum of two years after the Certificate of Occupancy is issued or final inspection is completed and approved. Violation of this two-year requirement may result in denial of future additional homeowner permits and/or initiation of criminal [unlicensed contracting] charges against you in accordance with the requirements of the Construction Industries Licensing Act, § 60-13-52.

I plan to alter, repair, install or make improvements to my primary residence owned and occupied by me.

I plan to build/construct or improve a free-standing garage or storage building located at my owned and occupied primary residence.

I plan to install, alter or repair electrical wiring or plumbing systems at my owned and occupied primary residence.

I plan to self-perform or subcontract each scope of work as indicated below: (circle choice)

Concrete:	Self-perform	Subcontract	NA
Framing:	Self-perform	Subcontract	NA
Insulation:	Self-perform	Subcontract	NA
Sheetrock:	Self-perform	Subcontract	NA
Exterior finish:	Self-perform	Subcontract	NA
Roofing:	Self-perform	Subcontract	NA
Windows:	Self-perform	Subcontract	NA
Doors:	Self-perform	Subcontract	NA
Millwork:	Self-perform	Subcontract	NA
Electrical:	Self-perform	Subcontract	NA
Plumbing:	Self-perform	Subcontract	NA

In order to obtain a homeowner permit, I acknowledge that I shall be by myself or with the assistance of my direct employee's, be self-performing a significant portion of the construction work based on the scopes of work you have stated you shall self-perform and subcontract, the appropriate AHJ shall make a determination as to whether a homeowner's permit is applicable for this project and whether you qualify to perform the work to entitle you to a Homeowner's permit. Read each statement and initial ONLY if you fully agree and acknowledge you will abide by and understand each responsibility and accompanying liability.

- I understand that the AHJ shall determine whether or not I am qualified to perform the work and whether I qualify for the homeowner permit.
- I understand that, by requesting and obtaining a homeowner's permit as a homeowner, I am acting as my own general builder, electrician or plumber and acknowledge I am solely responsible for my project.
- I understand that my entitlement to this homeowner's permit is premised on this single-family dwelling being owned and occupied by me as required by statute and rule.
- I understand that I am personally applying for this homeowner's permit, and I cannot delegate this task to anyone.
- I understand that I must comply with all provisions of the Construction Industries Licensing Act, all regulations, and building standards and codes as well as local ordinances, if appropriate. Acknowledging that I have sufficient familiarity with these laws, standards and codes to do the construction, alter and repair of my own personal residence.
- I understand that my homeowner's building permit shall only be issued for the general construction portion of the work and that electrical and/or plumbing work must be performed by a properly licensed contractor unless I have demonstrated my ability to do such work by passing a homeowner's examination administered by the electrical or plumbing department for the jurisdiction in which I am building my home and obtaining the appropriate electrical or plumbing homeowner's permit.
- I understand that I must submit plans and all other required submittals for approval by the appropriate AHJ including my acknowledgement of my responsibilities to fulfill all the requirements in connection with my homeowner's permit.
- I understand that under no circumstance can I perform HVAC or natural gas under my homeowner's permit and that I must contract appropriately licensed subcontractors to perform such work. These appropriately licensed subcontractors must obtain their own permits and call for their own inspections.
- I understand that, as the homeowner obtaining the building permit, I may physically perform the work myself or hire employees to assist in the performance of the work
- I understand that if I obtain a homeowner plumbing or electrical permit, only I can perform the work. I am not entitled to hire employees to assist, nor may I subcontract any of the plumbing or electrical work.
- I understand that any portion of the construction work that I subcontract must be to licensed contractors and that each of these subcontractors must permit each scope of work separately from the Homeowner's permit. Licensed contractors are licensed business entities not individuals.
- I understand that before I subcontract any scope of work, I must verify with the Construction Industries Division that the subcontractor is duly licensed in New Mexico to perform the type of work for which I intend to subcontract.
- I understand that if I contract with a GB-02 [licensed residential contractor] or a GB-98 [licensed residential/commercial contractor] to supervise my work, to act in the capacity of a general contractor or project manager, the homeowner's permit is automatically VOIDED requiring the licensed contractor to permit the project under the contractor's license. Any violation of this requirement by the licensed contractor shall subject the contractor to disciplinary action against the contractor's license.
- I understand that if I hire a "construction manager" or "superintendent" or "foreman" to oversee my work, that individual must be my employee, I will pay the employee hourly wages and no other form of compensation, the employee shall work strictly under my direction, and I shall be responsible to comply with all tax and worker's compensation legal requirements. my home, that individual will be my employee and strictly working under my direction.
- I understand that if I hire an individual to assist me in this construction, I shall pay this employee strictly hourly wages, no other form of compensation and be responsible for complying with all tax and worker's compensation legal requirements.
- I understand I must provide my state and federal employee tax numbers and payroll records to the division, upon request.
- I understand I will withhold all required state and federal taxes, including social security taxes from the wages I pay to my employee(s).
- I understand that if I do not carry Worker's Compensation Insurance, I may be financially responsible if any of my employees are injured while working on my premises. This financial liability will include employee(s) for whom I may not be required to carry Worker's Compensation Insurance or injured workers hired by a subcontractor I subcontract, who does not carry his/her own worker's compensation insurance.
- I understand that I must call for each required inspection, except those inspections permitted by my subcontractor(s). I shall make the premises accessible to all inspectors.

- I understand that if an inspection results in a cited code violation, such violation must be cured within the time required by the AHJ building official or the inspector. Failure to correct is a violation of CID rules and may result in disciplinary action by the division.
- I understand that for new construction all appropriate inspections, including the final, must be passed by the inspector in order to obtain a Certificate of Occupancy. The Certificate of Occupancy must be issued prior to my occupation.
- I understand that if I occupy my home (or addition) prior to a final inspection, no Certificate of Occupancy shall be issued. Failure to call for a final inspection or obtain a certificate of occupancy shall result in a permanent record of such failure which may present issues in the future if I desire to sell or refinance my home.
- I understand the Certificate of Occupancy shall state that my home, addition, or storage building was built under a Homeowner's permit.
- I understand that if I am building my own home and during the process of building, I decide not to own and/or occupy the home when it is completed, I am no longer eligible for the Homeowner's permit. At that time, I shall immediately notify the permitting AHJ who shall cancel my Homeowner's permit, and I shall hire a licensed contractor to complete the work.
- I understand that if I don't require each of my subcontractors to obtain their own permits, each of their contractor's bonds will not cover the work each performed, and I will have limited remedies available to me through the Construction Industries Division and/or the Construction Industries Commission. Because I have assumed the responsibility for this project that would normally have been assumed by a licensed general/electrical/plumbing contractor I also assume all liabilities as to this project.
- I stipulate, acknowledge, and certify that I have read each of the above statements and I understand each requirement, responsibility, and liability that accompanies a Homeowner's Permit. I agree to be bound by all applicable laws, regulations, codes, standards, requirements, and responsibilities. I understand I must obtain separate permits to self-perform general building, plumbing, and/or electrical work. I understand I am required to substantiate my plumbing and/or electrical knowledge to the satisfaction of the division or the appropriate AHJ. I further understand that I cannot perform HVAC or mechanical work pursuant to a homeowner's permit. If I subcontract a licensed contractor to do any portion of this project, the contractor will apply for his/her own permit for his/her portion of the work and ensure all inspections are conducted.
- I acknowledge that I must submit the appropriate completed permit application and comply with all the conditions, requirements, documents and plan submittals listed in the "Building Permit Guide for Residential Construction", which is being provided with this document. I have reviewed this Building Permit Guide for Residential Construction, and I understand and accept all the included responsibilities.

X \_\_\_\_\_ Date: \_\_\_\_\_

SWORN AND ACKNOWLEDGED before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Notary Public

**154.77 FENCE/WALL REGULATIONS.**

(A) For the purpose of administering and enforcing this section, the following definitions shall apply unless the context clearly indicates or requires a different meaning:

(1) **Fence descriptions.**

FENCE/WALL TYPE	FENCE DESCRIPTION
<b>COMMON FENCE</b>	A <b>fence</b> that straddles a property line. For the purposes of this section, it is assumed that common <b>fences</b> are jointly owned in their entirety by each property owner and that initial construction and any modifications that require city approval beyond typical maintenance require the written permission of each property owner.
<b>ELECTRICAL FENCE</b>	A <b>fence</b> consisting of wires charged with electricity serving to confine domestic animals or livestock.
<b>FENCE</b>	A vertical structure taller than one foot, not more than 20 inches wide, which forms a barrier built for the purpose of protection, decoration, confinement, enhancement of privacy, and in some cases built for safety.
<b>SWIMMING POOL FENCE</b>	A <b>fence</b> that is six feet in height that serves to limit access for safety purposes.
<b>RETAINING WALL</b>	Any structure that is intended to retain more than 18 inches of soil or similar material.

(B) *Acceptable materials.* Construction materials for **fences** include common construction materials such as wood, masonry, adobe, chain link, wire mesh, or other materials approved by DSD. Barbed wire, concertina wire, or similar material is only appropriate in the E-1/Estate Residential District where it may be used to confine horses or in M-1 and C-2 Districts. Broken glass in/on **fences** is strictly prohibited.

(C) **Fences** may be placed anywhere within a lot, parcel, or tract of land within the city as specified herein. **Fences** may not be placed beyond property lines. **Fences** in the public right-of-way are strictly prohibited. Placement of a **fence** within an easement requires written permission of the grantee to which the easement is assigned.

(D) Maximum **fence** height varies with the location of the **fence** on the property.

(1) **Fences** allowed in the front setback area can reach a maximum height of four feet, except that **fence** height on corner lots must conform to the specifications under clear sight triangle, as defined in Section [154.03](#).

(2) **Fences** built within the side yard setback, behind the front setback to the rear setback, can be a maximum of six feet.

(3) **Fences** built outside the setback area within the buildable area of a lot, parcel, or tract may reach a maximum height of eight feet.

(a) The maximum **fence** height on nonresidential property is eight feet where it abuts residential property, along the rear or side property line.

(E)(1) **Fence** height is measured from grade where the **fence** is located. It is considered a subterfuge of this chapter to pile or berm dirt or other materials and attempt to measure a **fence** from the top of the berm or from the top of a "pseudo" retaining wall. It is, however, allowed to fill in large areas of a lot, parcel or tract in order to achieve an overall or consistent grade, and then measure **fence** heights from that grade. A change in grade requires approval by DSD.

(2) **Fences** may be placed on top of retaining walls and height will be measured from the grade level of the retained material behind the retaining wall or, in other words, from the highest soil or similar material point.

(F) *Special fences.*

(1) *Swimming pool.* **Fences** are required around any swimming pool which is greater than three feet in depth or which exceeds 5,000 gallons. The pool must be enclosed on all sides by a **fence** or other barrier that provides an impediment of at least six feet

thereby limiting access. In the event of a grade separation or the erection of an above ground swimming pool, the six-foot minimum height is measured from outside the **fence**, while the pool is on the inside. Gates on pool **fences** are required to be six feet in height with a self-closing latch at least four and one-half feet (54 inches) off the ground. In the case where a common **fence** cannot be used for a swimming pool **fence**, the swimming pool **fence** must be a minimum of four feet in height with a hard cover which complies with the International Building Code.

(2) *Corner lots.* **Fences** in the clear sight triangle as defined in Section [154.03](#) may not be greater than 30% solid when viewed along a line of sight which is parallel to the hypotenuse of the clear sight triangle.

(3) Residential **fences** that abut high intensity nonresidential or multi-family uses may be erected as follows: where a residential lot, parcel or tract abuts an arterial or collector street as defined in the comprehensive plan, or a multi-family or nonresidential zoned property, a **fence** may be a maximum of eight feet in height along the abutting side or rear property line, behind the front house line.

(4) *Buffer walls.* **Fences** that are required with multi-family or nonresidential development must be erected and continuously maintained so that a six-foot opaque **fence** exists along the property lines that abut the residentially zoned property.

(5) Electrical **fencing** may be placed only on the inside of a **fence** so that it is not accessible to adjacent property, and requires a conditional use permit.

(G) *Approval process.* All **fences** require a zoning plan review. If the **fence** is a part of a larger submittal, for example new home construction, the **fencing** plan review will occur at that time and is inclusive in the plan review fee. If the **fence** is an improvement to a developed site, a **fencing** plan review is required.

(1) **Fencing** plan review submittal should include the following:

(a) Application;

(b) Lot dimensions (sketch);

(c) Location of existing structures, including retaining walls;

(d) Location of proposed **fence**, proposed height, and construction materials (cross-section).

(H) *Exemptions.* This section does not apply to **fences** in existence before the effective date of the ordinance codified in this chapter, as amended, except when the **fence** is declared a nuisance or hazard as determined by DSD or the Traffic Safety Advisory Committee, such **fence** may be made to conform with the requirements of this chapter, or removed within 30 days of the closing or transfer or declaration of the **fence** as a nuisance or hazard.

(Ord. 18-20)

The following form must be completed if you are building on the common property line. It must be filled out by any adjoining neighbor that it affects.

*Fence Permission Letter*

Date: \_\_\_\_\_

I reside at \_\_\_\_\_ and I am the  
adjoining property owner. I am granting written permission to my  
neighbor, \_\_\_\_\_ of  
(written name)  
\_\_\_\_\_ for  
(written address)

the sole purpose of raising the common fence between our properties. I  
have no objection to raisin<sup>g</sup> this common fence and I understand that I  
will not be financially responsible for this activity.

\_\_\_\_\_  
Printed Name

\_\_\_\_\_  
Signature