

ORDINANCE NO. 03-12

AN ORDINANCE OF THE CITY OF ROSWELL AMENDING ARTICLE 3, SECTIONS 1(C) AND 1 (D)(2) OF THE CITY OF ROSWELL ZONING ORDINANCE NO. 1227; AND PROVIDING FOR THE REPEAL OF ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY; AND FIXING AN EFFECTIVE DATE.

WHEREAS, particular changes to the Zoning Ordinance No. 1227 would prove beneficial to the public and staff in offering simpler, more defined processes,

NOW, THEREFORE BE IT ORDAINED BY THE GOVERNING BODY, THE CITY OF ROSWELL, NEW MEXICO, that:

Section 1. Article 3, Section 1(c), Protest, will be amended to add the following at the end of the Section:

All written protests must be submitted no later than noon the working day prior to the hearing. Any written protest submitted after that time shall not be considered in the calculations.

Section 2. Article 3. Section 1(d)(2), Vote Requirements, will be amended to delete the current vote requirement of 3/4 of all members of the commission and add the following language:

. . . shall require a 2/3 vote of all the members of the Planning and Zoning Commission, present or not, for approval of the proposed change.

Section 3. Repealer: All ordinances or parts of ordinances in conflict or inconsistent herewith are hereby repealed to the extent of such conflict or inconsistency. This repealer shall not be construed to revive any ordinance or part of any ordinance heretofore repealed.

Section 4. Severability: If any paragraph, clause, or provision of this ordinance for any reason shall be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause, or provision shall not affect any other part of this ordinance.

Section 5. Effective date: This ordinance shall be effective five (5) days following its publication.

PASSED, ADOPTED, SIGNED AND APPROVED on this 13th day of November, 2003.

CITY SEAL

  
BILL B. OWEN, Mayor

  
TIMOTHY D. STOESSEL, City Clerk