

ORDINANCE NO. 733

AN ORDINANCE REGULATING THE VOCATION, BUSINESS AND PRACTICE OF FORTUNE TELLERS, CLAIRVOYANTS AND PALMISTS ENGAGING THEREIN FOR MONEY WITHIN THE CITY OF ROSWELL: PROVIDING THAT IT SHALL BE UNLAWFUL FOR ANY PERSON TO ENGAGE IN THE VOCATION, BUSINESS AND PRACTICE OF FORTUEN TELLER, CLAIRVOYANT OR PALMIST FOR MONEY WITHIN THE CITY WITHOUT FIRST HAVING HAD AND OBTAINED PERMISSION OF THE CITY COUNCIL OF THE CITY OF ROSWELL THEREFOR: PROVIDING FOR HEARING: PROVIDING FOR PENALTIES: PROVIDING FOR THE REPEAL OF CONFLICTING ORDINANCES: DECLARING AN EMERGENCY AND DECLARING THIS ORDINANCE TO BE SEVERABLE.

WHEREAS, it is hereby declared to be in the best interests of the safety, morals and general welfare of all of the inhabitants of the City of Roswell that the vocation, business and practice of fortune tellers, clairvoyants and palmists should be regulated as hereinafter set forth.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ROSWELL, NEW MEXICO:

1. That it shall be unlawful for any person to engage in the vocation, business or practice of fortune teller, clairvoyant or palmist for money within the City without first having had and obtained the permission and approval of the City Council of said City to engage in such vocation upon application made therefor.

2. That no occupation license for such vocation, business or practice within said City shall be issued without prior permission and approval of said City Council first had and obtained upon application made therefor, provided however, that no license shall be refused by said City Council without first giving the person, firm, or corporation so applying therefor an opportunity to be heard.

3. Every person who is convicted of a violation of this Ordinance shall be punished as provided in Section 4, Chapter 1 of the Code of the City of Roswell, 1952.

This Ordinance is hereby declared to be an emergency measure on the grounds of urgent public need and therefore, upon its final passage,
2. That no occupation license for such vocation, business adoption and approval shall forthwith be recorded in the Book of Ordinances of said City kept for that purpose, shall be authenticated by the signatures of the Mayor and City Clerk of said City, shall be published in the Roswell Daily Record, and shall be in full force and effect 5

days after such publication.

Should any section, sub-section, paragraph, provision, clause or phrase of this Ordinance be held invalid for any reason, such decision shall not affect the validity of the remaining portions of this Ordinance it being the intention of the City Council of the City of Roswell to enact this Ordinance and each provision thereof, exclusive of any portions which may be declared to be unconstitutional or otherwise invalid.

All ordinances or parts of ordinances in conflict herewith are hereby repealed.

PASSED, ADOPTED AND APPROVED THIS 10th day of September, 1957.

SEAL

ATTEST:

E. C. Tucker
E. C. Tucker, Mayor

Fayette Davidson
Fayette Davidson, City Clerk

That no occupation license for such vocation, business

This Ordinance is hereby declared to be an emergency measure