

ORDINANCE NO. 863

AN ORDINANCE AMENDING SECTION 56 OF ARTICLE V AND SECTION 62 OF ARTICLE VII, OF CHAPTER 20 OF THE CODE OF THE CITY OF ROSWELL, NEW MEXICO 1962 BY ADDING CERTAIN SECTIONS THERETO; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT HEREWITH AND, DECLARING AN EMERGENCY.

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

1. That Section 56 of Article V, Chapter 20 of the Code of the City of Roswell, New Mexico, 1962 be, and the same hereby is amended by adding thereto the sections as follows, to-wit:

Sec. 20-56. 1: Vehicles turning left at intersection. The driver of a vehicle within an intersection intending to turn to the left shall yield the right of way to any vehicle approaching from the opposite direction which is within the intersection or so close thereto as to constitute an immediate hazard, but said driver, having so yielded and having given a signal for a left turn as required by law, may make such left turn and the drivers of all other vehicles approaching the intersection from said opposite direction shall yield the right of way to the vehicle making the left turn. 64-18-28, NMS 1953.

Sec. 20-56. 2: Vehicles entering stop or yield intersection.

A. Preferential right of way at an intersection may be indicated by stop signs or yield signs.

B. Except when directed to proceed by a police officer or traffic control signal, every driver of a vehicle approaching a stop intersection indicated by a stop sign shall stop as required by law and after having stopped shall yield the right of way to any vehicle which has entered the intersection from another highway or which is approaching so closely on the highway as to constitute an immediate hazard during the time when the driver is moving across or within the intersection.

C. The driver of ^a vehicle approaching a yield sign shall, in obedience to the sign, slow down to a speed reasonable for the existing conditions, and shall yield the right of way to any vehicle in the intersection or approaching on another highway so closely as to constitute an immediate hazard during the time the driver is moving across or within the intersection. If the driver is involved in a collision with a vehicle in the intersection, after driving past a yield sign without stopping, the collision shall be deemed prima facie evidence of his failure to yield right of way. 64-18-29, NMS 1953.

2. That Section 62 of Article VII, Chapter 20 of the Code of the City of Roswell, New Mexico 1962 be, and the same is amended by adding thereto the sections as follows, to-wit:

Sec. 20-62.1: Vehicle entering highway or street from private road or driveway. The driver of a vehicle about to enter or cross a highway or street from a private road or driveway shall yield the right of way to all vehicles approaching on said highway or street. 64-18-30, NMS 1953.

Sec. 20-62.2: Operation of vehicles on approach of authorized emergency vehicles. (a) Upon the immediate approach of an authorized emergency vehicle equipped with at least one lighted lamp exhibiting red light visible under normal atmospheric conditions from a distance of 500 feet to the front of such vehicle other than a police vehicle when operated as an authorized emergency vehicle, and when the driver is giving audible signal by siren, exhaust whistle or bell:

1. The driver of every other vehicle shall yield the right of way and shall immediately drive to a position parallel to, and as close as possible to, the right hand edge or curb of the roadway clear of any intersection and shall stop and remain in such position, until the authorized emergency vehicle has passed, except when otherwise directed by a police officer.

(b) This section shall not operate to relieve the driver of an authorized emergency vehicle from the duty to drive with due regard for the safety of all persons using the street or highways.

3. That all ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any ordinance or parts of any ordinance heretofore repealed.

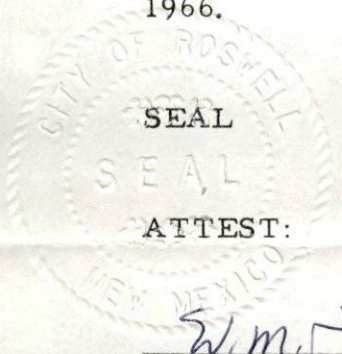
4. That this ordinance is necessary for the preservation of the public health, peace, safety and general welfare of the inhabitants of the City of Roswell, Chaves County, New Mexico, and is hereby declared to be an emergency measure on the ground of urgent public need; and therefore, immediately upon its final passage, shall be recorded in the book of ordinances of said City kept for that purpose, authenticated by the signatures of the Mayor and the City Clerk, shall be published in the Roswell Daily Record, a legal newspaper published and of general circulation in said City, and this ordinance shall be in full force and effect five days after such publication.


PASSED, ADOPTED, SIGNED AND APPROVED this 9th day of August,

1966.

SEAL

ATTEST:

A circular seal for the City of Roswell, New Mexico, featuring the text "CITY OF ROSWELL" at the top and "NEW MEXICO" at the bottom, with "SEAL" repeated twice in the center.
W. M. Foster
W. M. FOSTER, City Clerk

A handwritten signature in blue ink that reads "Gail Harris".

GAIL HARRIS, Mayor