

FILE

ORDINANCE NO. 909

AN ORDINANCE AMENDING SECTION 8-36 OF THE CODE OF THE CITY OF ROSWELL, NEW MEXICO 1962; REPEALING ALL OTHER ORDINANCES, PARTS OF ORDINANCES OR SECTIONS OF SAID MUNICIPAL CODE IN CONFLICT OR INCONSISTENT HEREWITH; PROVIDING FOR SEVERABILITY AND, FIXING THE EFFECTIVE DATE OF THIS ORDINANCE.

WHEREAS, the propagation of dogs and cats stemming from animals running at large within the City is declared to be a public nuisance.

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

SECTION 1. Effective date. This Ordinance shall be and become effective on April 15, 1970.

SECTION 2. Amendment. Section 8-36 of the Code of the City of Roswell, New Mexico 1962 be, and the same hereby is amended by adding thereto Subsections 8-36.1 and 8-36.2 as follows:

Section 8-36.1. Impoundment. Female cats in heat running at large. Any female cat in heat found running at large within the City is authorized to be impounded and, if unclaimed, may be disposed of pursuant to the provisions of Section 8-40 of the Municipal Code.

Section 8-36.2. Release of unclaimed females for adoption, sterilization at cost of applicant. Upon application made to adopt any impounded and unclaimed female dog or cat, it shall be the duty of the Humane Officer having custody of the municipal animal shelter to insure that such animals shall be released for adoption as follows:

a. Such female dog or cat shall be delivered by authorized personnel of the municipal animal shelter to the custody of a duly licensed veterinarian for sterilization, surgical or otherwise as will prevent reproduction, such sterilization to be accomplished prior to release of the animal to the responsible adopting party at his sole cost and expense.

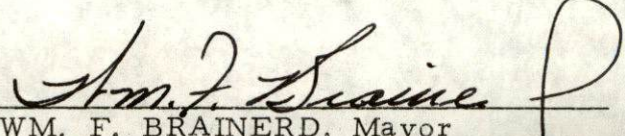
SECTION 3. Repealer. All ordinances or parts of ordinances, sections or parts of the Municipal Code in conflict or inconsistent herewith are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any ordinance or parts of any ordinance heretofore repealed.

SECTION 4. Severability. If any section, paragraph, clause or provision of this Ordinance shall for any reason 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.

PASSED, ADOPTED, SIGNED AND APPROVED on April 7, 1970.

CITY SEAL


WM. F. BRAINERD, Mayor

ATTEST:


W. M. FOSTER, City Clerk