

ORDINANCE NO. 991

AN ORDINANCE DEFINING CRIMES AGAINST PUBLIC PEACE; PRESCRIBING PENALTIES; PROVIDING FOR REPEAL OF CONFLICTING OR INCONSISTENT PROVISIONS, AND FIXING THE EFFECTIVE DATE OF THIS ORDINANCE.

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

SECTION 1. Interference with members of staff, public officials or the general public, Trespass, Damage to property, Misdemeanors, Penalties. A. No person shall, at or in any building or other facility or property owned, operated or controlled by the state or any of its political subdivisions willfully deny to staff, public officials or the general public:

(1) lawful freedom of movement within the building or facility or the land on which it is situated;

(2) lawful use of the building or facility or the land on which it is situated; or

(3) the right of lawful ingress and egress to the building or facility or the land on which it is situated.

B. No person shall, at or in any building or other facility or property owned, operated or controlled by the state or any of its political subdivisions, willfully impede the staff or a public official or a member of the general public through the use of restraint, abduction, coercion or intimidation or when force and violence are present or threatened.

C. No person shall willfully refuse or fail to leave the property of, or any building or other facility owned, operated or controlled by the state or any of its political subdivisions when requested to do so by a lawful custodian of the building, facility or property if the person is committing, threatens to commit or incites others to commit any act which would disrupt, impair, interfere with or obstruct the lawful mission, processes, procedures or functions of the property, building or facility.

D. Nothing in this section shall be construed to prevent lawful assembly and peaceful and orderly petition for the redress of grievances, including any labor dispute.

E. Any person violating any of the provisions of this ordinance shall be guilty of a petty misdemeanor and upon conviction shall be punished by a fine not to exceed One Hundred (\$100) Dollars or imprisonment for a period not more than ninety (90) days or by both such fine and imprisonment.

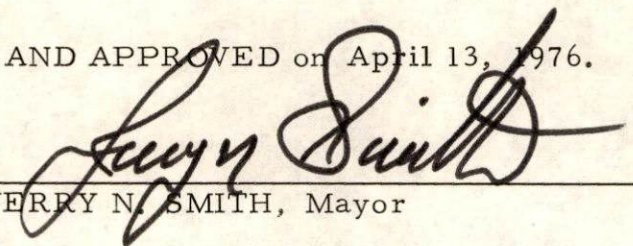
SECTION 2. That all ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any ordinance or parts of any ordinance heretofore repealed.

SECTION 3. That if any section, paragraph, clause or provisions 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.

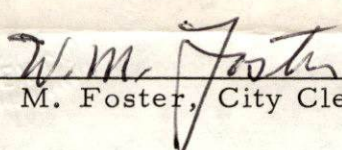
SECTION 4. This ordinance shall be and become effective on and after April 23, 1976.

PASSED, ADOPTED, SIGNED AND APPROVED on April 13, 1976.

CITY SEAL


JERRY N. SMITH, Mayor

ATTEST:


W. M. Foster, City Clerk