

ORDINANCE NO. 1027

AN ORDINANCE PROVIDING FOR AN INCREASED DEPOSIT TO BE PAID PRIOR TO THE FURNISHING OF WATER TO RESIDENTIAL AND COMMERCIAL USERS; AMENDING SECTION 36-33 OF THE CODE OF THE CITY OF ROSWELL AND ORDINANCES NO. 696 AND NO. 820; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT HEREWITH; PROVIDING FOR SEVERABILITY; AND FIXING THE EFFECTIVE DATE OF THIS ORDINANCE.

WHEREAS, publication of notice of public hearing has heretofore been made and said public hearing having been held as provided by law and,

WHEREAS, it is the desire of the municipal governing body, the City Council of the City of Roswell, Roswell, New Mexico, to provide for certain increases in the deposit required prior to turning on water for residential and commercial properties.

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

Section 1. That Section 36-33 of the Code of the City of Roswell, as enacted by Ordinances No. 696 and No. 820, shall be amended to read as follows:

a. Residential property. All lessees, renters or occupants of residential property except the legal owner thereof shall, before having water furnished to them by the city, first deposit the sum of thirty dollars with the city clerk as a deposit to secure the payment of all water bills or charges as shall be and become due and owing to the city from such lessees, renters or occupants, accrued or accruing, pursuant to ordinance in such case made and provided or as directed by the city council to be charged against such water account.

b. Business or commercial property. All owners, lessees or renters of business or commercial property shall, before having water furnished to them by the city, first deposit sixty dollars with the city clerk as a deposit to secure the payment of all water bills and any other bills due from such lessee or renter to the city which may be directed by the city council to be charged against such water account.

Section 2. Repealer. All ordinances or parts of ordinances in conflict or inconsistent herewith are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any ordinance or part of any ordinance heretofore repealed.

Section 3. Severability. That if any section, 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 4. Effective date. This ordinance shall be and become effective on and after November 30, 1978.

PASSED, ADOPTED, SIGNED AND APPROVED on November 14, 1978.

CITY SEAL

  
L. C. Stiles  
L. C. STILES, Mayor

ATTEST:

Sarah L. Carter  
Sarah L. Carter, City Clerk