

ORDINANCE NO. 1059

AN ORDINANCE OF THE CITY OF ROSWELL AMENDING SECTION 12-6-7.3 OF THE CITY'S TRAFFIC CODE, AS ADOPTED BY ORDINANCE NO. 1039, AND PROVIDING FOR THE REQUIRED USE OF WARNING SIGNALS BY SCHOOL BUSES; PROVIDING FOR REPEAL OF ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; PROVIDING FOR SEVERABILITY; AND FIXING THE EFFECTIVE DATE OF THIS ORDINANCE.

WHEREAS, the City Council of Roswell, New Mexico, has determined that it is essential and necessary for the safety, order, comfort and convenience of the City and its citizens that school buses make use of the required warning signals when stopping or stopped for boarding or alighting of children, and

WHEREAS, the City Council has determined that school bus operators have not been making use of the school bus warning signals as has been determined necessary,

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

1. Section 12-6-7.3 of the City's Traffic Code adopted by Ordinance No. 1039 is hereby amended by the addition of a new paragraph (E), which shall read as follows:

E. The driver of a school bus shall operate the flashing warning signal lights on the school bus when stopping or stopped on the roadway for the purpose of permitting school children to board or alight from the school bus. The flashing warning signal lights shall be kept in operation until the school bus is in motion and the children are clear of the traveled portion of the roadway. For the purposes of this paragraph, "roadway" means that portion of a street improved, designed or ordinarily used for vehicular travel, exclusive of the berm or shoulder.

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 All ordinances or parts of ordinances in conflict or inconsistent herewith are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any ordinance or part of any ordinance heretofore repealed.

3. Severability. 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.


4. Effective Date. This ordinance shall be and become effective on and after August 24, 1981.

PASSED, ADOPTED, SIGNED AND APPROVED ON August 11, 1981.

CITY SEAL


L. C. STILES, Mayor

ATTEST:


Sarah L. Carter, City Clerk

27.24

Publish August 14, 1981

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CITY SEAL
L.C. STILES,
Mayor

ATTEST:
Sarah L. Carter,
City Clerk

AFFIDAVIT OF PUBLICATION

County of Chaves }
State of New Mexico, }

I, R.M. Higginbotham
Manager

Of the Roswell Daily Record, a daily newspaper published at Roswell, New Mexico, do solemnly swear that the clipping hereto attached was published once a week in the regular and entire issue of said paper and not in a supplement thereof for a period

of One
..... weeks

beginning with the issue dated
August 14, 1981

and ending with the issue dated
August 14, 1981

R.M. Higginbotham
Manager

Sworn and subscribed to before me
this 14th day of
August, 1981

Notary Public

My commission expires
....., 19.....
(Seal)

CITY OF ROSWELL
AUG 18 1981

