

ORDINANCE NO. 1086

AN ORDINANCE OF THE CITY OF ROSWELL AMENDING ARTICLE V SECTION 3 OF ORDINANCE NO. 1035; PROVIDING FOR LIMITED FAMILY DAY CARE ACTIVITIES IN R-1 ZONED AREAS; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY; AND FIXING THE EFFECTIVE DATE OF THIS ORDINANCE.

WHEREAS, the City Council desires to make reasonable provision for family day care in residential areas and has determined such provision to be in the public interest.

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

Section 1. That Section 3 of Article V in Ordinance No. 1035 is hereby amended by addition of the following paragraph:

1. Family day care homes in private residences in which care, services, and supervision are provided for no more than 6 children. The care giver's own children, grandchildren, nieces or nephews under the age of 6 years shall be counted in determining the number of children allowed. No display of signs advertising the day care home shall be permitted on the premises and no nonresident persons shall be employed in the day care home.

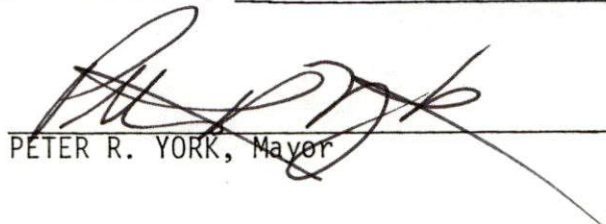
Section 2. Repealer. All ordinances or parts of ordinances in conflict or inconsistent herewith are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any ordinance or part of any ordinance heretofore repealed.

Section 3. Severability. 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.

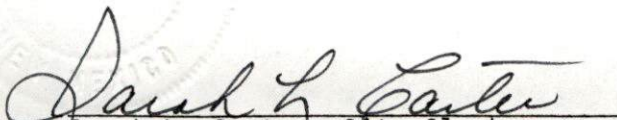
Section 4. Effective Date. This ordinance shall be and become effective on and after five days following publication of this ordinance.

PASSED, ADOPTED, SIGNED AND APPROVED ON November 9, 1982.

CITY SEAL

  
PETER R. YORK, Mayor

ATTEST:

  
Sarah L. Carter, City Clerk

AFFIDAVIT OF PUBLICATION

County of Chaves }  
State of New Mexico, }

I, R.N. 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  
line weeks

beginning with the issue dated November 15, 1982

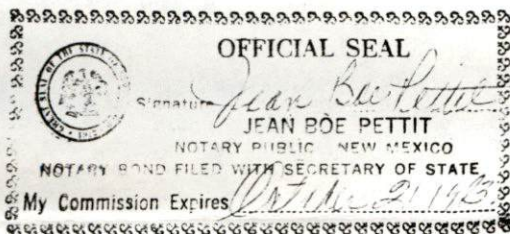
and ending with the issue dated November 15, 1982

R.N. Higginbotham  
Manager

Sworn and subscribed to before me  
this 15th day of November, 1982

Notary Public

My commission expires \_\_\_\_\_, 19\_\_\_\_  
(Seal)



CITY OF ROSWELL  
NOV 17 1982

Publish November 15, 1982

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CITY SEAL

Peter R. York  
Mayor

ATTEST:

Sarah L. Carter  
City Clerk