

ORDINANCE NO. 1102

AN ORDINANCE PROVIDING FOR IMPOSITION OF A PENALTY ASSESSMENT FEE, TO BE PAID IN ADDITION TO PENALTY ASSESSMENTS BY VIOLATORS OF MUNICIPAL TRAFFIC ORDINANCES RELATING TO THE OPERATION OF A MOTOR VEHICLE; CREATING A SPECIAL FUND; DETERMINING EXPENDITURES OF SAID PENALTY ASSESSMENT FEE AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT THEREOF.

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

Section 1. Any person violating any ordinance relating to the operation of a motor vehicle for which a penalty assessment schedule has been established, and who chooses to pay the penalty assessment, shall pay in addition to the penalty assessment a penalty assessment fee of five dollars (\$5.00).

Section 2. All penalty assessment fees, collected above and beyond the penalty assessment, shall be deposited in a special fund in the municipal treasury and shall be used solely for the purpose of constructing, operating or maintaining the municipal jail or for paying the cost of housing municipal prisoners in the county jail.

Section 3. Severability. If any section, subsection, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions of this ordinance.

Section 4. All ordinances and parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

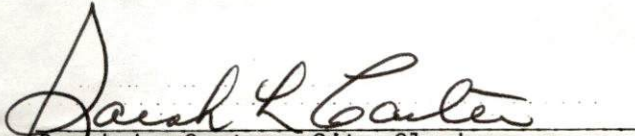
Section 5. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

PASSED, APPROVED AND ADOPTED this 29th day of June, 1983.

CITY SEAL


PETER R. YORK, Mayor

ATTEST:


Sarah L. Carter, City Clerk



AFFIDAVIT OF PUBLICATION

County of Chaves }
State of New Mexico, }

I, John Pettit
Advertising Director

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
Time weeks

beginning with the issue dated July 5, 1983

and ending with the issue dated July 5, 1983

John Pettit
Manager

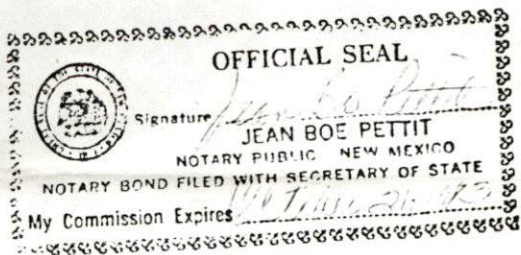
Sworn and subscribed to before me

this 5th day of July, 1983

Notary Public

My commission expires

_____, 19____
(Seal)



Publish July 5, 1983.

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City Seal /s/Peter R. York
Mayor

ATTEST:
/s/Sarah L. Carter
City Clerk