

ORDINANCE NO. 1300

A PORTION OF THE SOUTH 1/2 NORTHWEST 1/4 SECTION 21 TOWNSHIP 11 SOUTH RANGE 24 EAST, N.M.P.M., 11.2069 ACRES MORE OR LESS ON SOUTH MAIN STREET, CHAVES COUNTY, NEW MEXICO PROVIDING FOR REPEAL OF ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HERewith; PROVIDING FOR SEVERABILITY AND FIXING AN EFFECTIVE DATE.

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

1. WHEREAS, Petition has heretofore been filed seeking annexation of certain lands to the City of Roswell, New Mexico, under and by virtue of the provision of 3-7-17 NMSA 1978, known as the "Petition Method," said lands being described as:

A Portion of the South 1/2 Northwest 1/4 Section 21 Township 11 South Range 24 East, N.M.P.M., 11.2069 acres more or less on South Main Street, Chaves County, New Mexico

2. WHEREAS, (a) the said territory hereby sought to be annexed is contiguous to the municipality; (b) the petitioner represents a majority of the number of acres sought to be annexed; (c) a map accompanies the petition for annexation showing the external boundary of the territory proposed to be annexed and the relationship of said territory to the existing boundary of the municipality; and (d) municipal services can be made available to said territory hereby sought to be annexed.

3. ANNEXATION. Said parcels or tracts of land herein above described are, and the same hereby are annexed as part and parcel of the City of Roswell, New Mexico, for all legal purposes.

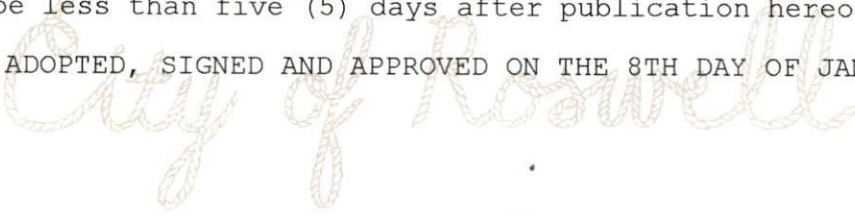
4. APPEAL. Within thirty (30) days after the filing of authenticated copy of this ordinance with survey plat attachment in the office of the County Clerk as aforesaid, any person aggrieved may appeal to the District Court for review of the validity of annexation proceedings herein.

5. REPEALER. All ordinances, parts of ordinances or sections of the Municipal Code in conflict or inconsistent herewith be, and the same hereby are repealed to the extend of such conflict or inconsistency. This repealer is not to be construed as reviving any ordinances, parts of ordinances or sections of the Municipal Code heretofore repealed.

6. SEVERABILITY. If any section, paragraph, clause or provision of this ordinance should for any reasons be held invalid or unenforceable, such invalidity or unenforceability shall not affect any other part of this ordinance.

7. EFFECTIVE DATE. This annexation shall be and become consummate and effective on and after the filing of a duly authenticated copy of this ordinance, together with an official survey plat of the territory hereby annexed in the office of the County Clerk of Chaves County, New Mexico; provided that the effective date hereof shall not be less than five (5) days after publication hereof.

PASSED, ADOPTED, SIGNED AND APPROVED ON THE 8TH DAY OF JANUARY, 1998.



CITY SEAL

Thomas E. Jennings

THOMAS E. JENNINGS, MAYOR

ATTEST:

Timothy D. Stoessel

Timothy D. Stoessel, City Clerk

