

ORDINANCE NO. 83-04-21

AN ORDINANCE DEFINING SCOTT MEMORIAL
RECREATIONAL PARK AS A PUBLIC
ESTABLISHMENT; PROHIBITING THE
CONSUMPTION OF ALCOHOLIC BEVERAGES
WITHIN CONFINES OF SAID PARK AND
ESTABLISHING PENALTIES; DECLARING
AN EMERGENCY.

WHEREAS, the Board of County Commissioners has considered and determined, pursuant to 4-37-1, N.M.S.A., 1978, the practice of consuming alcoholic beverages on the premises of Scott Memorial Recreational Park is detrimental to the public safety, health, morals and welfare and constitutes an undesirable influence on the persons of juveniles and minors making use of the premises of said park in recreational activities; and

WHEREAS, the Council of the Town of Silver City has presented to the Board of County Commissioners a request for enacting an ordinance defining Scott Memorial Recreational Park as a public establishment pursuant to Section 60-7A-22 N.M.S.A., 1978; and

WHEREAS, the Commission, following consideration of the aforesaid request and the welfare, order, comfort and convenience of the County and its inhabitants has determined the need for defining a public establishment pursuant to the aforesaid law.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMISSION OF GRANT COUNTY, NEW MEXICO THAT:

1. Scott Memorial Recreational Park located in SW $\frac{1}{4}$, Section 14, Township 18S., Range 14W., is hereby declared to be a public recreational establishment pursuant to the provisions of Section 60-7A-22 N.M.S.A., 1978.

2. It is hereby declared and established to be a violation of this ordinance for any person to consume alcoholic beverages on or in the aforesaid public establishment excepting only and in those instances and on those occasions when a Special Dispensers Permit is authorized by the Board of County Commissioners and issued pursuant to the requirements of Section 60-6A-12 N.M.S.A.

1978.

3. Any person found guilty of violating the provisions of this ordinance shall be subject to imprisonment for a period of not more than 90 days, or a fine not to exceed \$300.00, or both such confinement and fine.

4. Following a declaration by the Chairman of the Board of County Commissioners that there exists an immediate danger to the public health, safety and welfare this ordinance, was,

PASSED, ADOPTED AND APPROVED THIS 21st day of

April, 1983.

BOARD OF GRANT COUNTY COMMISSIONERS

By: _____

Chairman

ATTEST:

County Clerk