

NOTICE OF INTENT TO ADOPT

ORDINANCE NO. 99-09-23A

COUNTY OF GRANT, NEW MEXICO

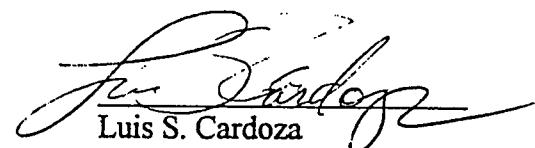
REPEALING ORDINANCE NO. 83-04-21
OF THE ORDINANCES OF GRANT COUNTY RELATING TO
THE DESIGNATION OF SCOTT MEMORIAL RECREATIONAL PARK
AS A PUBLIC ESTABLISHMENT

The Board of Commissioners of Grant County, New Mexico, gives notice of intent to adopt Ordinance No. 99-09-23A which is an ordinance which would repeal Ordinance No. 83-04-21 of the ordinances of Grant County designating Scott Memorial Recreational Park as a public establishment and prohibiting the consumption of alcoholic beverages pursuant to §60-7A-22, NMSA (1978 Comp.)

Consideration of adoption of such proposed ordinance will not take place until at least two (2) weeks subsequent to the date of this notice and only at a public meeting called and held in accordance with §3-17-3, NMSA (1978 Comp.). Consideration of adoption of said ordinance is scheduled for a public hearing that will take place on September 21, 1999 at 7:00 p.m. in the Commissioners' Conference Room, third floor of the Grant County Courthouse.

Final consideration of adoption of Ordinance No. 99-09-23A is currently scheduled at the regular County Commission meeting on September 23, 1999.

A copy of the proposed ordinance is available for review at the Grant County Clerk's Office and at the Public Library during regular business hours.



Luis S. Cardoza
Grant County Manager

ORDINANCE NO. 99-09-23A

REPEALING ORDINANCE NO. 83-04-21
OF THE ORDINANCES OF GRANT COUNTY RELATING TO
THE DESIGNATION OF SCOTT MEMORIAL RECREATIONAL PARK
AS A PUBLIC ESTABLISHMENT

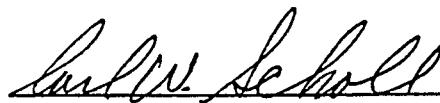
WHEREAS, the Board of Commissioners of Grant County, New Mexico, has determined that Ordinance No. 83-04-21 of the ordinances of Grant County relating to Scott Memorial Recreational Park as a public establishment should be repealed;

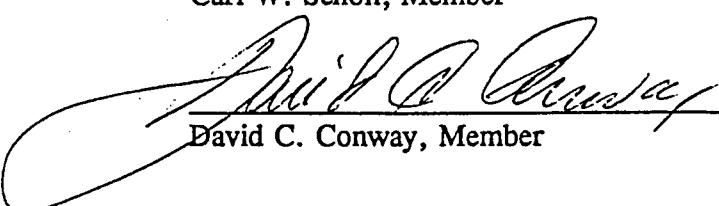
NOW, THEREFORE, BE IT ORDAINED BY THE COUNTY COMMISSION OF GRANT COUNTY, NEW MEXICO, that Ordinance No. 83-04-21 relating to the designation of Scott Memorial Recreational Park as a public establishment pursuant to §60-7A-22, NMSA (1978 Comp.), shall be and hereby is repealed.

PASSED, ADOPTED AND APPROVED THIS 23 day of September, 1999.

BOARD OF COUNTY COMMISSIONERS OF
GRANT COUNTY

Manuel T. Serna, Chairman

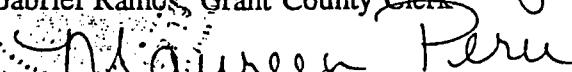

Carl W. Scholl, Member


David C. Conway, Member

ATTEST:


Gabriel Ramos, Grant County Clerk

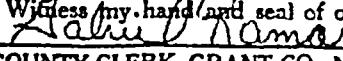
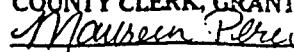
Ordinance Repealing
Ordinance No. 83-04-21
8/3/99


Maureen Perez

STATE OF NEW MEXICO

County of Grant

I hereby certify that this instrument
was filed for record on the 24th
day of September A.D., 1999
at 10:16 o'clock A M. and duly
recorded in book 253 of the records
of MISC
at page 4888-91

Witness my hand and seal of office

COUNTY CLERK, GRANT CO., N.M.

Maureen Perez Deputy

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 $\frac{1}{2}$, 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: John J. H. J.

Chairman

ATTEST:

Robert P. Phillips
County Clerk