

NOTICE OF INTENT TO ADOPT

ORDINANCE NO. 99-09-23B

COUNTY OF GRANT

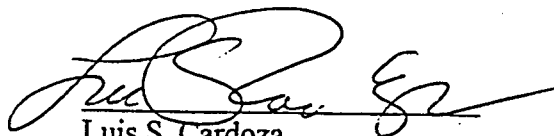
AN ORDINANCE DESIGNATING THAT PORTION OF SCOTT MEMORIAL RECREATIONAL PARK LYING OUTSIDE THE SCOTT MEMORIAL PARK GOLF COURSE AS A PUBLIC ESTABLISHMENT: PROHIBITING THE CONSUMPTION OF ALCOHOLIC BEVERAGES WITHIN THE CONFINES OF THAT PORTION OF SAID PARK SO DESIGNATED, AND ESTABLISHING PENALTIES.

The Board of Commissioners of Grant County, New Mexico, gives notice of intent to adopt the proposed Grant County Ordinance No. 99-09-23B which designates that portion of Scott Memorial Recreational Park lying outside the Scott Memorial Park Golf Course as a public establishment and prohibiting the consumption of alcoholic beverages within the confines of that portion of the Scott Memorial Recreational Park lying outside the Scott Memorial Park Golf Course and establishing penalties.

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. 99-09-23B is currently scheduled at the regular County Commission meeting on September 23, 1999.

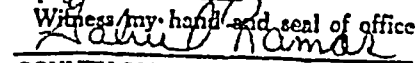
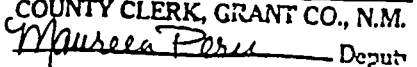
A copy of the proposed ordinance is available for review at the Grant County Clerk's Office and at the Public Library during regular business hours.


Luis S. Cardoza
Grant County Manager

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., 19 99
at 10:23 o'clock A M. and duly
recorded in book 253 of the records
of MISC

at page 4892-95

Witness my hand and seal of office

COUNTY CLERK, GRANT CO., N.M.
 Deputy

ORDINANCE NO. 99-09-23B

**AN ORDINANCE DESIGNATING THAT PORTION OF
SCOTT MEMORIAL RECREATIONAL PARK LYING OUTSIDE THE
SCOTT MEMORIAL PARK GOLF COURSE AS A PUBLIC
ESTABLISHMENT: PROHIBITING THE CONSUMPTION OF
ALCOHOLIC BEVERAGES WITHIN CONFINES OF THAT PORTION OF
SAID PARK SO DESIGNATED, AND ESTABLISHING PENALTIES.**

WHEREAS, the Board of County Commissioners has considered and determined, pursuant to §4-37-1, NMSA, 1978, the practice of consuming alcoholic beverages on the premises of that portion of Scott Memorial Recreational Park lying outside of the Scott Memorial Park Golf Course 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 Commission, following consideration of the aforesaid request and the welfare, order, comfort and convenience of the County and its inhabitants has determined the need to designate and define that portion of Scott Memorial Recreational Park lying outside of the Scott Memorial Park Golf Course as 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 SW¼, Section 14, Township 18S., Range 14W., is hereby declared to be a public recreational establishment pursuant to the provisions of §60-7A-22 NMSA; Scott Memorial Golf Course is, however, excluded from this designation as described below:

That part of the following property that lies south of Fairway Drive, a roadway within Grant County, as described below:

That part of the Southwest Quarter (SW¼) of Section Fourteen (14), Township Eighteen (18) South, Range Fourteen (14) West, N.M.P.M., described as follows:

Beginning at the Corner common to Sections 14, 15, 22 and 23, T.18S., R.14W, N.M.P.M.; thence North along the West boundary line of said Section 14 a distance

1300.24 feet to the center line of Fairway Drive, thence N69° 16' 35'' E, 679.06 feet; thence S82° 17' 21" E, 480.80 feet; thence N76° 49' 02E, 943.35 feet; thence N 68° 41' E, 654.25' feet to a point on the East boundary line of said SW¼; thence South along the East boundary line of said SW¼, 1879.10 feet to the SE corner of said SW¼; thence S88° 55'W, 2640 feet along south boundary line of said section 14 to the point of beginning. Contains 94.1989 acres±.

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 designated public recreational establishment.

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. This Ordinance shall go into effect thirty (30) days after it has been filed with the Grant County Clerk.

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

BOARD OF COMMISSIONERS
OF GRANT COUNTY

Manuel T. Serna, Chairman

Carl W. Scholl
Carl W. Scholl, Member

David C. Conway
David C. Conway, Member

ATTEST:

Gabriel Ramos
Gabriel Ramos, County Clerk
Maureen Peru

EXHIBIT A
N.T.S.

SCOTT PARK

FAIRWAY DR.

FAIRWAY DR.

N69°16'35"E
679.06

S82°17'21"E
480.80

N76°49'02"E
943.60

N68°41'00"E
654.00

GOLF COURSE
94.1989 AC

NORTH
1300.24

SW COR
SEC 14
T 18 S
R 14 W

S88°55'00"W
2640.0

SOUTH
879.1

N

THIS IS NOT A LEGAL SURVEY
= SCALED OFF A USGS MAP