

NOTICE OF INTENT TO ADOPT ORDINANCE

NOTICE IS HEREBY GIVEN that on the 6th day of October, 2008, at its regular meeting at 6:00 p.m., in the City Commission Chambers at City Hall, 200 East Broadway, Hobbs, New Mexico, the governing body of the City of Hobbs proposes to adopt an ordinance which reads as follows:

ORDINANCE AMENDING CHAPTER 8.36 OF THE HOBBS MUNICIPAL CODE PERTAINING TO UNSANITARY PREMISES

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF HOBBS, NEW MEXICO, that the following Section of Chapter 8.36 of the Hobbs Municipal Code is amended as follows:

Chapter 8.36

UNSANITARY PREMISES AND UNLAWFUL DUMPING AND BURNING

8.36.120 **Nuisance – Abatement.**

Where the owner, lessee or occupant, or person having charge or control of any occupied or unoccupied lot or tract of land, is a nonresident of the City or cannot be determined or compliance in its entirety with the provisions set forth in the notice has not occurred within a reasonable time after notice, the City Manager may cause removal of any solid waste, refuse, weeds, automobiles not in operating condition, waste water or any conglomeration or residue thereof to be removed, preventing any harborage for insects and rodents and preventing any of the above from becoming in any way hazardous or injurious to public health or an obstruction to pedestrian and vehicular traffic weeds from becoming windblown or creating a fire or traffic hazard. The reasonable cost of abatement of all violations of this Chapter plus any other penalties or costs allowed by law in connection

therewith shall constitute a lien against the lot or parcel of land. The lien shall be foreclosed in the manner provided by law.

In addition to the above paragraph, any nuisance committed in violation of Sections 8.36.100 or 8.36.110 shall be summarily abated by the Chief of Police City. Such means of abating any such nuisance shall not be an exclusive remedy, and the City may, and shall if necessary, cause such nuisance to be abated by any other remedy provided by law.

Copies of the proposed ordinance are available to interested persons during regular business hours in the Office of the City Clerk, City Hall, 200 East Broadway, Hobbs, New Mexico.

/s/ Jan Fletcher
JAN FLETCHER, City Clerk