

ORDINANCE 2024-004

AN ORDINANCE OF THE BOARD OF TRUSTEES OF THE CITY OF ANTHONY, NEW MEXICO AMENDING SECTION 4, SUBPART B OF ORDINANCE NO. 2020-001 {09/16/20} FOR THE PURPOSE OF CLARIFYING THE REQUIREMENT THAT THE MAJORITY OF MEMBERS OF THE PLANNING AND ZONING COMMISSION SHALL BE RESIDENTS OF THE CITY OF ANTHONY AND THE REMAINING MEMBERS MAY BE NON-RESIDENTS OF THE CITY AND AMENDING THE HEADING OF SECTION 5 TO CORRECT A CLERICAL ERROR.

WHEREAS, staff for the GOVERNING BODY did duly publish notice of this ordinance amendment in accordance with law; and

WHEREAS, the GOVERNING BODY did hold a duly noticed Public Meeting; and

WHEREAS, the GOVERNING BODY did consider testimony from staff and the public before reaching its decision; and

WHEREAS, the GOVERNING BODY does make the following findings:

1. That the City should continue to bring clarity to and consistency in the use and application of its ordinances.
2. That it is in the best interest of the public at large that Ordinance No. 2020-001 {09/16/20} be amended as set forth below in order to bring greater clarity to and consistency in the use and application of said ordinance.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF ANTHONY, NEW MEXICO: that in consideration of the aforementioned findings and testimony, it hereby ordains that it does hereby amend Section 4, Subpart B and the heading of Section 5 of Ordinance No. 2020-001 {09/16/20} for the purpose of bringing greater clarity to and consistency in the use and application of said ordinance.

Section 1. AUTHORITY AND PURPOSE.

AUTHORITY: This Ordinance is adopted pursuant to the enabling provisions of Sections 3-17-1, NMSA, 1978, as amended.

PURPOSE: The purpose of this ordinance is to amend Section 4, Subpart B of Ordinance No. 2020-001 {09/16/20} for the purpose of clarifying the requirement that the majority of members of the Planning and Zoning Commission shall be residents of the City of Anthony and the remaining members may be non-residents in order to

establish greater clarity to and consistency in its use and application of said ordinance and to amend the heading of Section 5 to correct a clerical error.

Section 2. AMENDMENT OF SECTION 4, SUBPART B OF ORDINANCE NO. 2020-001 {09/16/20}.

Section 4, Subpart B which currently reads as follows:

B. Residency: Majority of the members of the Planning and Zoning Commission shall be residents of the City.

is hereby AMENDED to read as follows:

B. Residency: Majority of the members of the Planning and Zoning Commission shall be residents of the City and the remaining members may be non-residents of the City.

Section 3. AMENDMENT OF THE HEADING OF SECTION 5 OF ORDINANCE NO. 2020-001 {09/16/20}.

The heading of Section 5 which currently reads as follows:

Section 5. EFECTIVE DATE.

is hereby AMENDED to read as follows:

Section 5. EFFECTIVE DATE.

Section 4. SEVERABILITY.

Should any section, paragraph, clause, or provision of this Ordinance for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Ordinance.

Section 5. REPEALER.

All ordinances or resolutions or parts thereof, inconsistent with the provisions of this Ordinance are hereby repealed to the extent only of such inconsistency or conflict. This repealer shall not be construed to revive any ordinance or resolution or part thereof, heretofore repealed.

Section 6. EFFECTIVE DATE.

This ordinance shall be in full force and effect after its adoption, approval and publication as provided by law.

PASSED, ADOPTED AND APPROVED THIS 15th DAY OF JANUARY, 2025.



APPROVED:

Diana Murillo

Diana Murillo
Mayor

{SEAL}

ATTEST:

KO

Karla Oropeza
City Clerk

ROLL CALL VOTE:

Mayor Pro-Tem Gabriel I. Holguin

YES NO

Gabriel I. Holguin

Trustee Jose Garcia

YES NO

Jose M. Garcia

Trustee Daniel Barreras

YES NO

Daniel Barreras

Trustee Fernando Herrera

YES NO

Fernando Herrera
