

**City of Aztec
Ordinance 2014-432**

**Amending Chapter 1 General Administration, Sec. 1-12. Mandatory Penalty and Fees;
Disposition and Use of Fees.**

WHEREAS, Chapter 1 was last revised in 2012 (Ordinance 2012-410); and

WHEREAS, the Community Development Department and the Municipal Court agree that penalties should be adjusted to reflect more efficient administration; and

WHEREAS, it is the purpose of Chapter 1, Section 12, to have all general penalties located within one location for easier reference;

NOW, THEREFORE BE IT ORDAINED by the Governing Body of the City of Aztec, New Mexico that Chapter 1, Section 12 has been amended as follows:

SECTION 1-12

~~(7) Code Compliance.~~

Citing	Title	Appearance Required	Fine Amount	Court Costs	Total Fine
20-24	Sign Area Restrictions	No	\$100	-	\$100
20-11	Prohibited Signs				
	1 st -Offense	No	\$100	-	\$100
	2 nd -Offense	No	\$200	-	\$200
	3 rd -Offense	No	\$300	-	\$300
21-28	Use of Containers				
	1 st -Offense	No	\$100	-	\$100
	2 nd -Offense	No	\$200	-	\$200
	3 rd -Offense	No	\$300	-	\$300
21-29	Scavenging Prohibited				
	1 st -Offense	No	\$100	-	\$100
	2 nd -Offense	No	\$200	-	\$200
	3 rd -Offense	No	\$300	-	\$300
22-91	Unlawful Encroachment on City Property				
	1 st -Offense	No	\$100	-	\$100
	2 nd -Offense	No	\$200	-	\$200

Citing	Title	Appearance Required	Fine Amount	Court Costs	Total Fine
	3 rd -Offense	No	\$300	-	\$300
25-86	Water Conservation	Yes	Set at Hearing	\$29.00	Set at Hearing
26-2-32.6 26-2-42.7 26-2-108	Storage of Trailer, Boat or Motor Home				
	4 th -Offense	No	\$100	-	\$100
	2 nd -Offense	No	\$200	-	\$200
	3 rd -Offense	No	\$300	-	\$300
26-1-7.8 26-2-102.1	Skirting—Duty of Owner				
	4 th -Offense	No	\$100	-	\$100
	2 nd -Offense	No	\$200	-	\$200
	3 rd -Offense	No	\$300	-	\$300
26-2-32	Uses Permitted	Yes	Set at Hearing	\$29	Set at Hearing
26-14-1.1	Violations of Land Use Regulations	Yes	Set at Hearing	\$29	Set at Hearing

(7) *Flood Damage Prevention*. In reference to Chapter 9.

Citing	Title	Appearance Required	Fine Amount	Court Costs	Total Fine
Art. V.	Violation of Flood Damage Prevention Regulations	Yes	Set at Hearing	\$29	Set at Hearing

(8) *Signs*. In reference to Chapter 20.

Citing	Title	Appearance Required	Fine Amount	Court Costs	Total Fine
20-2-1	Unpermitted Signs				
	1 st Offense	No	\$100	-	\$100
	2 nd Offense	No	\$200	-	\$200
	3 rd Offense	No	\$300	-	\$300
20-2-6	Prohibited Signs	Yes	Set at Hearing	\$29	Set at Hearing
20-4-7	Failure to Remove Temporary Sign upon Expiration of Permit				
	1 st Offense	No	\$100	-	\$100

Citing	Title	Appearance Required	Fine Amount	Court Costs	Total Fine
	2 nd Offense	No	\$200	-	\$200
	3 rd Offense	No	\$300	-	\$300
20-5-2	Violation of Clearance Standards	Yes	Set at Hearing	\$29	Set at Hearing
20-5-3	Unmaintained Sign				
	1 st Offense	No	\$100	-	\$100
	2 nd Offense	No	\$200	-	\$200
	3 rd Offense	No	\$300	-	\$300
20-5-3	Dangerous Sign	Yes	Set at Hearing	\$29	Set at Hearing

(9) *Solid Waste*. In reference to Chapter 21.

Citing	Title	Appearance Required	Fine Amount	Court Costs	Total Fine
21-28	Use of Containers				
	1 st Offense	No	\$100	-	\$100
	2 nd Offense	No	\$200	-	\$200
	3 rd Offense	No	\$300	-	\$300
21-29	Scavenging Prohibited				
	1 st Offense	No	\$100	-	\$100
	2 nd Offense	No	\$200	-	\$200
	3 rd Offense	No	\$300	-	\$300

(10) *Public Property*. In reference to Chapter 22.

Citing	Title	Appearance Required	Fine Amount	Court Costs	Total Fine
25-86	Unlawful Encroachment of City Property				
	1 st Offense	No	\$100	-	\$100
	2 nd Offense	No	\$200	-	\$200
	3 rd Offense	No	\$300	-	\$300

(11) *Subdivisions*. In reference to Chapter 23.

Citing	Title	Appearance Required	Fine Amount	Court Costs	Total Fine
23-13	Violation of Subdivision Regulations	Yes	Set at Hearing	\$29	Set at Hearing

(12) *Utilities*. In reference to Chapter 25.

Citing	Title	Appearance Required	Fine Amount	Court Costs	Total Fine
25-86	Water Conservation	Yes	Set at Hearing	\$29	Set at Hearing

(15) *Land Use*. In reference to Chapter 26.

Citing	Title	Appearance Required	Fine Amount	Court Costs	Total Fine
26-1-7.5	Violation: Vision Obstruction	Yes	Set at Hearing	\$29	Set at Hearing
26-1-7.8	Violation: Mobile Home Skirting	Yes	Set at Hearing	\$29	Set at Hearing
26-1-7.10	Violation: Dumpster Location/Screening	Yes	Set at Hearing	\$29	Set at Hearing
26-2-22 26-2-32 26-2-42 26-2-52 26-2-62 26-2-72 26-2-82 26-2-92 26-2-102	Uses Permitted	Yes	Set at Hearing	\$29	Set at Hearing
26-2-212.2	Hazards to Air Traffic	Yes	Set at Hearing	\$29	Set at Hearing
26-2-131	Violation: Accessory Structures	Yes	Set at Hearing	\$29	Set at Hearing
26-3-155	Landscape Maintenance				
	1 st Offense	No	\$100	-	\$100
	2 nd Offense	No	\$200	-	\$200

Citing	Title	Appearance Required	Fine Amount	Court Costs	Total Fine
	3 rd Offense	No	\$300	-	\$300
26-3-171	Parking Maintenance				
	1 st Offense	No	\$100	-	\$100
	2 nd Offense	No	\$200	-	\$200
	3 rd Offense	No	\$300	-	\$300

PASSED, APPROVED, SIGNED AND ADOPTED THIS ____ day of _____, 2014

By the Aztec City Commission, City of Aztec, New Mexico.

Mayor Sally Burbridge

ATTEST:

Karla Saylor, City Clerk

APPROVED AS TO FORM:

Larry T. Thrower, City Attorney

ADVERTISED DATE OF FINAL ADOPTION: _____

EFFECTIVE DATE OF ORDINANCE: _____