

## NOTICE OF ADOPTION OF ORDINANCE

NOTICE IS HEREBY GIVEN that on the 18<sup>th</sup> day of November, 2019, at its meeting at 6:00 p.m., in the City Commission Chamber at City Hall, 1<sup>st</sup> Floor Annex, 200 East Broadway, Hobbs, New Mexico, the governing body of the City of Hobbs adopted an ordinance amending Chapter 10 of the Hobbs Municipal Code regarding parking enforcement. The ordinance is described as follows:

CITY OF HOBBS

ORDINANCE NO. 1122

### AN ORDINANCE AMENDING CHAPTER 10 OF THE HOBBS MUNICIPAL CODE REGARDING PARKING ENFORCEMENT

WHEREAS, the City of Hobbs has previously adopted the Uniform Traffic Ordinance to govern the traffic laws within the municipal limits of the City of Hobbs, New Mexico, through enactment of an amended Chapter 10 of the Hobbs Municipal Code; and

WHEREAS, NMSA 1978, §3-17-1 allows a municipality to adopt ordinances not inconsistent with the laws of New Mexico for the purpose of providing for the safety, preserving the health, promoting the prosperity and improving the morals, order, comfort and convenience of the municipality and its inhabitants; and

WHEREAS, NMSA 1978, §3-50-5(K) allows a municipality to perform any and all other acts and things necessary, convenient, desirable or appropriate to address the existence of congestion of street traffic, preventing free circulation of traffic, obstructing access to and use of both public and private property, increasing traffic hazards, impeding rapid and effective fighting of fires and the disposition of police forces and endangering public peace, health and safety; and

WHEREAS, NMSA 1978, §29-1-9, requires that no person be allowed to exercise the functions, powers duties and privileges incident and belonging to a peace officer without first having received an appointment in writing from a person authorized by law to appoint peace officers; and

WHEREAS, the Uniform Traffic Ordinance Section 12-3-3(A) states, "It is the duty of police officers, or such officers as may be assigned by the chief of police, to enforce all traffic regulations of this municipality...."; and

WHEREAS, The City of Hobbs has identified parking violations as an area of traffic enforcement that greatly impacts the morals, order, comfort and convenience of the municipality and has identified that there are persons employed by the Hobbs Police Department, aside from those full time salaried peace officers, that are capable of addressing parking violations efficiently and effectively; and

NOW THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF HOBBS, NEW MEXICO, that Chapter 10, is hereby amended as more specifically described as follows:

TITLE 10

UNIFORM TRAFFIC ORDINANCE

10.04.100 PARKING ENFORCEMENT

- A. Any Hobbs Police Officer shall have the authority to enforce all parking ordinances of the Uniform Traffic Ordinance within the municipal boundaries of Hobbs, New Mexico.
- B. In addition to the language contained in subsection A herein the Chief of Police may, by written appointment, designate Police Service Aides of the Hobbs Police Department as having authority to enforce all parking ordinances of the Uniform Traffic Ordinance within the municipal boundaries of Hobbs, New Mexico.
- C. Enforcement procedures for all parking violations shall be those outlined by Uniform Traffic Ordinance Article XII, including but not limited to Sections 12-12-12, 12-12-13, and 12-12-14.

PASSED, ADOPTED AND APPROVED this 18<sup>th</sup> day of November, 2019.

*/s/ Sam D. Cobb*  
SAM D. COBB, Mayor

ATTEST:

*/s/ Jan Fletcher*  
JAN FLETCHER, City Clerk

A copy of the ordinance is available to interested persons during regular business hours in the Office of the City Clerk, City Hall, 200 East Broadway, Hobbs, New Mexico. The ordinance is also available for viewing online at [www.hobbsnm.org](http://www.hobbsnm.org).

*/s/Jan Fletcher*  
Jan Fletcher, City Clerk