

**City of Aztec
ORDINANCE 2019-492**

**An Ordinance Amending Chapter 22 Public Property,
Section 22-513 and Incorporating the Fee into
Chapter 16 Fee Schedule**

WHEREAS: The City in 2007 codified the City Code; and

WHEREAS: Chapter 16 was created to consolidate all fees into one chapter; and

WHEREAS: Staff discovered that a fee amount within Chapter 22, Sec. 22-94 was still retained.

NOW, THEREFORE, BE IT ORDAINED by the Governing Body of the City of Aztec, New Mexico that Ordinance 2019-492 which amends Chapter 22 Public Property, Section 22-94 and places such fee within Chapter 16, Article IX. Division 5 is hereby

PASSED, APPROVED, SIGNED AND ADOPTED THIS _____ day of _____ 2019,
by the Aztec City Commission, City of Aztec, New Mexico.

Mayor Victor C. Snover

ATTEST:

Karla Sayler, City Clerk CMC

APPROVE AS TO FORM:

City Attorney

Advertised Date of Final Adoption: _____

Effective Date of Ordinance: _____

**Chapter 22
PUBLIC PROPERTY**

ARTICLE IV. ENCROACHMENTS ON CITY PROPERTY

Sec. 22-94. Permit Issuance, Fee, Privileges Granted, Expiration, Renewal.

1. If the permit required by this article is approved, the Planning Department shall collect a fee ~~of seventy-five dollars (\$75.00)~~ as established in Chapter 16, Sec. 16-298. The fee is to recover the costs of handling the application and shall issue an encroachment permit.
2. Each permit shall be construed as authorizing merely the temporary privilege to encroach to the extent permitted and subject to the conditions therein stated. No permit shall be deemed to transfer any right, title or interest of the city.
3. Each permit may be renewed for successive five-year periods without payment of an additional permit fee.
(Code 2007, 22-94)

ARTICLE IX. COMMUNITY DEVELOPMENT FEES

DIVISION 5. ENCROACHMENT FEES

Sec. 16-298. Permit Fee.

The City shall collect a permit fee of seventy-five dollars (\$75.00) for each encroachment permit submitted to the Community Development Office for review. The City shall deposit the fees so collected in the General Fund of the City.

Secs. 16-299 to 16-300. Reserved.