

ORDINANCE NO. 878

AN ORDINANCE AMENDING SUBSECTION 1 OF SECTION 2, ARTICLE XI AND, SUBSECTION 54 OF SECTION 1, ARTICLE II OF ORDINANCE NO. 807 OF THE CITY OF ROSWELL; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT OR INCONSISTENT HEREWITH AND, PROVIDING FOR SEVERABILITY.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ROSWELL, NEW MEXICO:

1. That Subsection 1 of Section 2, Article XI and Subsection 54 of Section 1, Article II of Ordinance No. 807 be, and the same hereby are amended to read as follows, to-wit:

Subsection 1 of Section 2, Article XI:

1. Any use permitted in the D-2 Commercial District, but without restrictions on the number of employees, provided, however, that the following uses shall be permitted only upon application made and prior approval of the city governing body first had and obtained:

- a. Drive-in theaters
- b. Automobile service stations
- c. Animal hospitals and clinics
- d. Trailer courts
- e. Used car sales or storage lots

2. Permitted Uses.

- a. Bottling works
- b. Bus terminal
- c. Cigar manufacture
- d. Candy manufacture
- e. Creamery and dairy operation
- f. Ice cream manufacture
- g. Ice plant
- h. Jewelry manufacture
- i. Printing, publishing, or engraving plant
- j. Testing and research laboratory
- k. Wholesale establishment or warehouse.

Subsection 54 of Section 1, Article II:

54. Professional Offices: For the purpose of this ordinance are defined and shall be construed to mean and include the following except as herein otherwise excluded: Offices of doctors, nurses, dentists, optometrists, oculists, artists, laboratory technicians but not their laboratories, musicians, dancing or dramatic studios, public typists or stenographers, geologists, geophysicists, lawyers, authors, engineers, architects, consulting services such as surveyors, appraisers, tax experts, auditors and accounts, real estate offices for the sale of real



estate or real estate brokers, clergymen, and/or telephone answering services; together with such other offices as the City Council shall hereafter approve but not including the following: Repair shops of any kind such as radio and television, appliances, vehicles, machinery or equipment, antique shops, beauty culture schools, beauty salons or parlors, reproduction establishments for maps, blue prints or other reproductions, barber shops, photographers, fortune tellers, clairvoyants, palmists, phrenologists, tattoo artists, prescription pharmacists, drilling, electrical, plumbing or building contractors and, any and all shops for the sale of goods, wares and merchandise; provided, however, that the above mentioned permitted uses shall be permissible within the "C" Multiple Dwelling District only as accessory uses to the primary use and occupation of the premises within such district as a residence or dwelling.

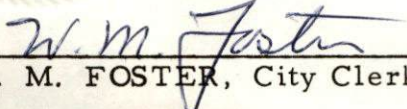
2. That all ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any ordinance or parts of any ordinance heretofore repealed.

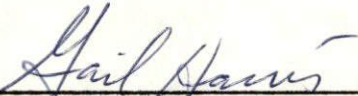
3. That if any section, paragraph, clause or provisions of this Ordinance shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any other part of this Ordinance.

PASSED, ADOPTED, SIGNED AND APPROVED on this the 8th day of August, 1967.

CITY SEAL

ATTEST:

  
W. M. FOSTER, City Clerk

  
GAIL HARRIS, Mayor