

ORDINANCE NO. 889

AN ORDINANCE PROHIBITING THE TAKING OF GAME FISH FROM ANY WATERS, LAKE OR POND WITHIN CITY OF ROSWELL SPRING RIVER PARK, EXCEPT BY CHILDREN WHO HAVE NOT REACHED THEIR FOURTEENTH BIRTHDAY; IMPOSING CERTAIN DUTIES UPON THE DIRECTOR OF PARKS; PROVIDING FOR ENFORCEMENT; PRESCRIBING PENALTIES FOR VIOLATION AND, PROVIDING FOR SEVERABILITY.

WHEREAS, the City of Roswell maintains within its Spring River Park a small lake or pond especially adapted for recreational fishing by children of tender years, and

WHEREAS, said City plans to stock and maintain the waters of such lake or pond with game fish for the sole use, enjoyment, sport and recreational fishing of children under the age of fourteen years.

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

Section 1. Fishing prohibited, except for children under 14 years. It shall be unlawful for any person except children who have not reached their fourteenth birthday, to take any game fish by whatever means from any waters, lake or pond within City of Roswell Spring River Park.

Section 2. Enforcement, Director of Parks-Duties, violation a misdemeanor. It shall be the duty of the Director of City Parks:

- (a) To enforce the provisions of this ordinance;
- (b) To post appropriate signs in the immediate vicinity of said park waters giving adequate public notice of such restricted fishing privileges therein and thereon under penalty of law for violation.

Violation by any person of the provisions of this ordinance is hereby declared to be a misdemeanor and each day of violation shall constitute a separate offense upon conviction for which offence or offences, such person shall be fined not to exceed Three Hundred (\$300.00) Dollars or imprisoned for a term not to exceed ninety (90) days or both such fine and imprisonment for each such offence.

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

PASSED, ADOPTED, SIGNED AND APPROVED this <sup>11<sup>th</sup></sup> ~~9<sup>th</sup>~~ day of  
~~April~~ <sup>JUNE</sup>, 1968.

CITY SEAL

  
WM. F. BRAINERD, Mayor

ATTEST:

  
W. M. FOSTER, City Clerk