

ORDINANCE 1318

An Ordinance of the City of Roswell creating a fee for use of the Airport by off-airport concessionaires.

Whereas, The Governing Body had determined that most of the automobile rental business in the City of Roswell and Chaves County is generated from the air traveling public at the Roswell Industrial Air Center and,

Whereas, The City is required by the Airport and Airways Development Act 49 U.S.C. § 47101 to require rental concessionaires with rental offices within ten miles of the airport to pay a fee for use of the airport.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF ROSWELL, NEW MEXICO, that:

1. Section 6-32 Roswell City Code is amended to make the present text of section 6-32 subsection (a).

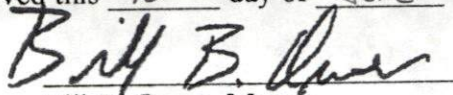
2. Subsection (b) is added to read as follows:

(b) Any person operating a concession within ten (10) miles of the Roswell Municipal Airport shall be subject to the terms of subsection (a) if the concessionaire picks up customers from any part of the airport, to include premises leased by the airport to a third party doing business at the airport.

3. Repealer: All ordinances or parts of ordinances in conflict or inconsistent herewith are hereby repealed to the extent of such conflict or inconsistency. This repealer shall not be construed to revive any ordinance or part of any ordinance heretofore repealed.


4. Severability. If any paragraph, clause or provision of this ordinance for any reason shall 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 this 10TH day of JUNE 1999.


Bill B. Owen, Mayor

City Seal

Attest:


Timothy D. Stoessel, City Clerk