

New Mexico Ordinance Research — Other

Community	Ordinance Text
International Property Maintenance Code	Preface: . . . This code is intended to establish provisions that adequately protect public health, safety and welfare. . . .
	302.1 Sanitation. Exterior property and premises shall be maintained in a clean, safe and sanitary condition. The occupant shall keep that part of the exterior property that such occupant occupies or controls in a clean and sanitary condition.
	302.5 Rodent harborage. Structures and exterior property shall be kept free from rodent harborage and infestation. Where rodents are found, they shall be promptly exterminated by approved processes that will not be injurious to human health. After pest elimination, proper precautions shall be taken to eliminate rodent harborage and prevent reinfestation.
	302.7 Accessory structures. Accessory structures, including detached garages, fences and walls, shall be maintained structurally sound and in good repair.
	302.8 Motor vehicles. Except as provided for in other regulations, no inoperative or unlicensed motor vehicle shall be parked, kept or stored on any premises, and no vehicle shall at any time be in a state of major disassembly, disrepair, or in the process of being stripped or dismantled. Painting of vehicles is prohibited unless conducted inside an approved spray booth. Exception: A vehicle of any type is permitted to undergo major overhaul, including body work, provided that such work is performed inside a structure or similarly enclosed area designed and approved for such purposes.
New Mexico Statute	30-8-1. Public Nuisance. A public nuisance consists of knowingly creating, performing or maintaining anything affecting any number of citizens without lawful authority which is either: A. injurious to public health, safety, morals or welfare; or B. interferes with the exercise and enjoyment of public rights, including the right to use public property. Whoever commits a public nuisance for which the act or penalty is not otherwise prescribed by law is guilty of a petty misdemeanor.
	State statute provides that “A municipality may by ordinance . . . define a nuisance, abate a nuisance and impose penalties upon a person who creates or allows a nuisance to exist. . . .” Under New Mexico law, a petty misdemeanor is the very least serious crime for which a person can be sentenced to time in jail.
New Mexico Statute	66 Motor Vehicles
	66-11-2. Definitions For the purposes of this act: A. “collector” means the owner of one or more vehicles of historic or special interest who collects, purchases, acquires, trades or disposes of these vehicles or parts thereof for his own use in order to preserve, restore and maintain a vehicle for hobby purposes; B. “parts car” means a motor vehicle generally in nonoperable condition which is owned by a collector to furnish parts that are usually nonobtainable from normal sources, thus enabling a collector to preserve, restore and maintain a motor vehicle of historic or special interest; and C. “historic or special interest vehicle” means a vehicle of any age which, because of its significance, is being collected, preserved, restored or maintained by a hobbyist as a leisure pursuit.
	66-11-3. Storage Provisions A collector may store motor vehicles or parts thereof on his private property provided such vehicles and parts cars, and the outdoor storage areas, are maintained in such a manner that they do not constitute a health, safety or fire hazard and are effectively screened from ordinary public view by means of a solid fence, trees, shrubbery or other appropriate means. Such storage areas shall be kept free of weeds, trash and other objectional [objectionable] items.

New Mexico Ordinance Research — Other

Community	Ordinance Text
Alamogordo	14-01-140. GENERALLY—OUTDOOR AUTOMOTIVE STORAGE. (a) Definitions. <i>Dismantled or partially dismantled vehicle</i> means any motor vehicle from which some part or parts which are ordinarily a component thereof have been removed or are missing. <i>Inoperable motor vehicle</i> means any motor vehicle which by reason of dismantling, disrepair or other cause is incapable of being propelled by its own power and/or any motor vehicle which does not have lawfully affixed thereto an unexpired license plate or plates. <i>Motor vehicle</i> means any wheeled vehicle which is self-propelled and designed to travel along the ground and shall include, but not be limited to automobiles, buses, motorbikes, motorcycles, motorscooters, trucks, tractors, go-carts, golf carts, recreational vehicles and trailers. (b) Declared nuisance. The presence of a dismantled, partially dismantled, or inoperable vehicle or motor vehicle or parts thereof on any street, occupied or unoccupied land within the city limits in violation of the terms of this section is a public nuisance. (c) Prohibited acts. It is unlawful for any person, firm or corporation to store on, or permit to be stored or placed on, or allow to remain on any public or private property or street or highway within the city limits a dismantled, partially dismantled or inoperable motor vehicle or any parts of a motor vehicle unless such vehicle is in an enclosed building or on property which is enclosed with a fence or wall and such vehicle is not visible from adjoining or surrounding property or from the street or streets or public ways. This section shall not apply to a vehicle or vehicles on the premises of a duly licensed business in zones where such activity is within the contemplated purposes of such duly licensed business under the provisions of the zoning ordinance of the city. (d) Exceptions. An owner or tenant may store, permit to be stored or allow to remain upon his premises any dismantled, partially dismantled, or inoperable motor vehicle or parts thereof for a period not to exceed sixty (60) days upon receipt of a permit from the city clerk if such motor vehicle is registered in his name. (e) Permit. Upon application by the registered owner of a motor vehicle covered by this section, and upon the proof of hardship, the city clerk is hereby authorized to issue the permit provided by this section and shall require the payment of sixty dollars (\$60.00) for each permit issued. (f) Removal of vehicle. Upon the later of the expiration of a permit referenced in sub-section (d) or notification of the violation, the department of public safety may, after giving written notice to both the person responsible for the property and the vehicle's last known owner, order the vehicle towed from the premises. 4-01-150. OUTDOOR STORAGE (a) Definitions. <i>Junk</i> means any manufactured good, appliance, fixture, furniture, machinery, vehicle, personal property or any other thing or part thereof, whether of value or valueless, that is demolished, discarded, dismantled, or in such a condition as to be generally unusable and/or inoperable in its existing state. This shall include by way of illustration only and without limitation wood, used lumber, paper, glass, bottles, rags, rubber, scrap metal, tin cans, scrap material, waste, concrete, rubble, boxes, crates, building materials, or machinery parts. <i>Fence</i> or wall means of solid construction of boards, brick or other similar materials, not less than eight (8) feet in height above the level of the ground and maintained in a sightly, safe, and secure condition. <i>Junk or automobile salvage yard</i> shall mean any premises, area or piece or parcel of land which is exposed to the weather and which displays junk as defined in section 14-01-150(a)1.

New Mexico Ordinance Research — Other

Community	Ordinance Text										
	(b) Declared nuisance. The presence of junk on any street, occupied or unoccupied land within the city limits in violation of the terms of this section is a public nuisance. (c) Prohibited acts. It is unlawful for any person, firm, or corporation to store, or permit to be stored or placed, or allow to remain on any public or private property or street or highway within the city limits any junk unless such junk is in an enclosed fence or wall and such junk is not visible from adjoining or surrounding property or from the street or streets or public ways. It shall be unlawful for any person to allow any vehicle regardless of condition to be left unattended on jacks or blocks for any length of time. Such activity shall be considered a public nuisance and a danger to the public welfare. (d) The department of public safety may, after giving notice to both the person responsible for the property and any identified owner of junk, order the junk removed from the premises.										
Albuquerque	CHAPTER 8: TRAFFIC CODE 8-5-2-3. Abandoned and Inoperable Vehicles. (A) A vehicle is abandoned if: (1) The vehicle is parked on or along any street, alley or public way and the vehicle displays no current license plate and validating sticker; or (2) The vehicle is left unattended on or along any public property, street, alley or public way in the same place for a period of 36 hours without a valid police sticker as defined in division (B) of this section; (3) The vehicle is left on private property without the consent of the property owner, tenant, or occupant for a period of 24 hours; or (4) At a private residence, any vehicle which is not lawfully parked on a driveway for a period of at least 36 hours. (B) The Chief may issue a sticker temporarily permitting street storage, upon application of any owner or agent of an owner for any vehicle which is operable and has a current license plate. Stickers shall expire 15 days after issuance. No owner, whether an individual, business, corporation, organization, partnership or trust, is entitled to more than four stickers at any time. (C) Any inoperable vehicle, or any part thereof, left on any public property or on any private property, without the consent of the property owner, tenant or occupant, is a public nuisance. Any abandoned vehicle, or any part thereof, is a public nuisance. (D) When a vehicle is abandoned or is an inoperable vehicle on or along any public property, a street, alley or public way or is an abandoned or inoperable vehicle on private property without the consent of the property owner, tenant or occupant under circumstances which do not allow summary removal or relocation pursuant to §8-5-2-4, a notification tag shall be attached to the vehicle in a manner which is readily visible . . . PARKING in Low-Density Residential Development Section 5-5(F)(2)(1)1 – May 2018 <table border="0"> <tr> <td>The area of the front yard that can be improved for driveways and parking areas in all residential zones except RA zone shall be</td> <td></td> </tr> <tr> <td>Lot size</td> <td>Maximum Front Yard Parking Area</td> </tr> <tr> <td>>5,000 square feet</td> <td>400 square feet or up to 60%, whichever is greater.</td> </tr> <tr> <td><5,000 square feet and >2,200 square feet</td> <td>400 square feet or up to 75%, whichever is greater.</td> </tr> <tr> <td><2,200 square feet</td> <td>400 square feet or up to 85%, whichever is greater.</td> </tr> </table>	The area of the front yard that can be improved for driveways and parking areas in all residential zones except RA zone shall be		Lot size	Maximum Front Yard Parking Area	>5,000 square feet	400 square feet or up to 60%, whichever is greater.	<5,000 square feet and >2,200 square feet	400 square feet or up to 75%, whichever is greater.	<2,200 square feet	400 square feet or up to 85%, whichever is greater.
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New Mexico Ordinance Research — Other

Community	Ordinance Text
	CHAPTER 9: HEALTH, SAFETY AND SANITATION 9-7-2 DEFINITIONS. <i>INSECT AND RODENT HARBORAGE.</i> Any condition which provides shelter or protection for insects and rodents; thus, favoring their multiplication and continued existence in, under, outside a structure or premise. 9-7-6. HARBORAGE NOT PERMITTED. (A) All buildings, lots, and premises shall be kept free of infestation or harborage. The person in control shall not allow the accumulation of water, refuse, garbage, or other harborage. (B) Every occupant of a dwelling containing a single dwelling unit shall be responsible for the extermination of insects, and/or rodents, on the premises; and every occupant of a dwelling unit in a dwelling containing more than one dwelling unit shall be responsible for such extermination whenever his dwelling unit is the only one infested. Notwithstanding the foregoing provisions of this division, whenever infestation is caused by failure of the owner to maintain a dwelling in a rodent proof or reasonable insect proof condition, extermination shall be the responsibility of the owner. Whenever infestation exists in two or more of the dwelling units in any dwelling, or in the shared or public parts of any dwelling containing two or more dwelling units, extermination thereof shall be the responsibility of the owner.
Artesia	ARTICLE F: NUISANCES 5-1F-1: PUBLIC NUISANCE PROHIBITED AND DEFINED: It is unlawful to commit public nuisance. Public nuisance consists of knowingly creating, performing or maintaining anything affecting any number of citizens without lawful authority which is either injurious to public health, safety, morals or welfare, or interferes with the exercise and enjoyment of public rights including the right to use public property. 5-1F-2: NUISANCES DECLARED: In the interest of the inhabitants of the city, it is necessary to prohibit the accumulation of junk, trash, weeds and refuse on property within the corporate limits of the city by declaring such accumulation a nuisance. The following are declared to be a public nuisance: A. Unsanitary Premises: It shall be unlawful for any person to permit or cause to remain in or about his premises any solid waste, weeds, motor vehicles not in operating condition, wastewater or any conglomeration of residue thereof which emits odors or serves as a feeding or breeding place for flies, insects or rodents and which, in the opinion of the police department, building inspector/code enforcement officer or fire marshal is unsanitary or injurious to public health. The accumulation of building materials, pipes, lumber or boxes may be maintained on the premises if the accumulation is evenly piled and stacked for a reasonable length of time to be determined by the building inspector/code enforcement officer. B. Hazardous Premises: It shall be unlawful for any person to permit in or about his premises weeds, briars, brush or any other solid waste to become in any way hazardous or injurious to public health or to obstruct pedestrian and vehicular traffic. 8-1-8: PROPERTY MAINTENANCE CODE: The city adopts by this section the international property maintenance code, 2009, all amendments thereto, and revisions, modifications and recompilations thereof, with exception only to the following specific sections: Section 103.5 is deleted. Section 106.4 wherein the words "state or local laws" appear is hereby replaced by the words "the Artesia city code". Subsection 5 of section 107.2 is deleted. Section 111 in its entirety is deleted.

New Mexico Ordinance Research — Other

Community	Ordinance Text
Aztec	ARTICLE II. MOTOR VEHICLES
	Sec. 14-2-2. Prohibited. No person shall park, store, leave, or permit the parking, storing or leaving of any motor vehicle of any kind which is in an abandoned, wrecked, dismantled, inoperative, junked or partially dismantled condition, whether attended or not, upon any public or private property within the city for a period of time in excess of seventy-two (72) hours. The presence of an abandoned, wrecked, dismantled, inoperative, junked, or partially dismantled vehicle or parts thereof on private or public property is hereby declared to be a public nuisance which may be abated as such in accordance with the provisions of this article.
	Sec. 14-2-3. Exceptions. 1. This section shall not apply to any vehicle enclosed within a building or behind a privacy fence on private property or to any vehicle held in connection with a business enterprise, lawfully licensed by the City and properly operated in an appropriate business zone, pursuant to the zoning laws of the City. 2. Any Hobby Stock Vehicle maintained in track-operable condition or regularly used for racing purposes. 3. Any Antique Motor Vehicle retained by the owner for antique collection purposes. 4. Any Special Interest Vehicle retained by the owner for vehicle collection purposes.
	Sec. 14-2-4. Unhitched Trailers. No person shall leave any type of trailer unhitched upon any street, public right-of way or public parking area.
	ARTICLE III. WEEDS, ALLEYS, JUNK, TRASH AND REFUSE
	Sec. 14-3-7. Storage on Private Property. It shall be unlawful for any person to leave outside any building or dwelling in the City any dilapidated furniture, appliances, machinery, equipment, building material, junk, or other items which are either wrecked, junked, dismantled or in inoperative condition, and which are not completely enclosed within a building or dwelling, or behind a privacy fence. All fences must be permitted and constructed as provided in Chapter 26 – Land Use.
Carlsbad	CHAPTER 8. BUILDINGS AND BUILDING REGULATIONS
	8-53. - Amendments. 1. Care of premises. (a) It shall be unlawful for the owner or occupant of a residential building, structure, or property to utilize the premises of such residential property for the open storage of any abandoned motor vehicle, motor vehicle parts, ice box, refrigerators, stoves, glass, building material, building rubbish or similar items. It shall be the duty and responsibility of every such owner or occupant to keep the premises of such residential property clean and to remove from the premises all such abandoned items as listed above, including, but not limited to weeds, dead trees, trash, garbage, etc., upon notice from the building official. (b) For the purpose of this section, an abandoned motor vehicle is defined as one that is in a state of disrepair and incapable of being moved under its own power. 2. Extermination. (a) Every occupant of a single dwelling building and every owner of a building containing two or more dwelling units shall be responsible for the extermination of any insects, rodents or other pests within the building or premises. (b) In the case of a rental, single dwelling building, the owner shall be responsible for renting or leasing, such a residential property, free of insects, rodents, or other pests.

New Mexico Ordinance Research — Other

Community	Ordinance Text
	CHAPTER 56. ZONING 56-42. Use regulations. (i) Carport Carports shall be open on at least three sides and designed to shelter no more than two vehicles. A carport may be attached on one side to a garage, dwelling unit, or commercial building. A carport may not be placed or built within the required front side or rear setback without the granting of a Variance from the Planning and Zoning Commission. A carport shall not encroach into the public right-of-way. There shall be no storage of any tools, materials, containers, or other similar items within a carport. Carports shall not include structures designed and built for the storage of Recreational Vehicles (RV). A Building Permit shall be required for any and all carports, whether site built or prefabricated, in addition to engineered plans from the manufacturer for all prefabricated or metal structures. A carport may be placed within the front setback without an approved Variance from the Planning and Zoning Commission, but must fully comply with all other regulations concerning carports found within this ordinance. See Sec. 56-70(d)(4) for further regulations.
Cloudcroft	4-2-1: NUISANCE DECLARED: In the interest of the inhabitants of the Village, it is necessary to prohibit the accumulation of junk, trash and refuse on property within the corporate limits of the Village by declaring such accumulation a nuisance. A. Junk, Trash And Refuse: Junk, trash and refuse and any and all waste matter, whether reusable or not, which is offensive to the public health, safety or to the aesthetics of the Village, and is specifically intended to include, but not limited to, worn out, wrecked, inoperative, damaged or abandoned automobiles, motorcycles, trucks, tractors, machinery of any kind or any parts thereof, old ice boxes, refrigerators, stoves, furniture, mechanical equipment, construction materials, tree trimmings or any other matter produced during land clearing, but shall not include firewood cut into lengths not in excess of three feet (3') and stacked for storage. B. Storage Of Junk, Trash And Refuse: The storing of junk, trash, refuse or the storing or parking of inoperative automobiles, or trucks on private property within the corporate limits of the Village, except upon application in writing to the Board of Trustees for an exemption in areas specifically designated by the Board of Trustees in writing for a period not to exceed one year, renewable from year to year at the discretion of a majority of the Board of Trustees, is hereby declared a nuisance. Any exemption so granted shall be nontransferable, except upon written application to the Board of Trustees and approved by a majority of the Board of Trustees in writing, upon terms and conditions as the Board of Trustees may decide. 4-2-2: NOTICE OF NUISANCE: Any Village Public Safety Officer, Mayor or Trustee, upon observing any violation of this Chapter, shall issue a notice directed to the owner of record of the property on which the nuisance occurs, or to the occupant or tenant of the property, or both. The notice shall describe the violation and shall establish a reasonable time limit for abatement thereof by the owner or occupant or tenants, which limit shall be not less than two (2) days, nor more than thirty (30) days after service of the notice. The notice may be served either personally or by registered mail at the owner's or occupant's last known address upon deposit in the postal registry.

New Mexico Ordinance Research — Other

Community	Ordinance Text
Clovis	CHAPTER 8.08 - PUBLIC NUISANCES
	B. "Public nuisances" shall include but not be limited to the following acts, conduct, omissions, conditions or things: 1. Accumulations of garbage in any manner in which flies, mosquitoes, disease carrying insects, rodents, or other vermin may breed or may reasonably be expected to breed; 2. Accumulations of refuse in which disease carrying insects, rodents, or other vermin may breed or may reasonably be expected to breed. For purposes of this chapter, "refuse" means all solid waste; including garbage, rubbish, debris, abandoned or inoperable household appliances, moveable furniture not designed for or modified to withstand the elements and outdoor use; trash, or any other material of any kind that has been discarded, rejected, cast aside or thrown away as worthless; old lumber and construction debris; junk; abandoned, discarded or unused objects or equipment such as furniture, stoves, refrigerators, freezers, cans or containers, machinery, implements, and/or equipment and personal property of any kind which is no longer safely usable; worn out or discarded material of little or no value, including but not limited to household appliances or parts thereof, tools, discarded building materials or any other unsightly debris, the accumulation of which has an adverse effect upon neighborhood property values, health, safety or general welfare;
	CHAPTER 10.08 - ABANDONED VEHICLES
	10.08.010 - Definitions. <i>Junked vehicle</i> means any motor vehicle as defined in the Motor Vehicle Code, Section 66-1-1 et seq., NMSA 1978, as amended, which: A. Is partially dismantled or wrecked; or B. Cannot safely and legally be operated on the public streets and highways; or C. Remains inoperable for a continuous period of thirty days.
Deming	10.08.020 - Location or Presence of Junked Vehicles City Deemed Public Nuisance, Exceptions.
	The location or presence of any junked vehicle or junked vehicles on any lot, tract, parcel of land or portion thereof, occupied or unoccupied, improved or unimproved, within the city shall be deemed a public nuisance and it is unlawful for any person or persons to cause or maintain such public nuisance by wrecking, dismantling, rendering inoperable, abandoning or discarding his or their vehicle or vehicles on the property of another or to suffer, permit or allow the same to be placed, located, maintained or exist upon his or their own real property; provided that this section shall not apply to: (a) a vehicle or part thereof which is completely enclosed within a building in a lawful manner, where it is not visible from the street or other public or private property; (b) a vehicle or part thereof which is stored or parked in a lawful manner on private property in connection with the business of a licensed vehicle dealer or a junkyard; or (c) unlicensed inoperable vehicles and outdoor storage areas are maintained in such a manner that they do not constitute a health hazard and are screened from ordinary public view beyond the building set back line. Screening must completely obscure the vehicle from public view. Tarps and car covers do not constitute screening.
	TITLE 4: PUBLIC HEALTH AND SAFETY
	CHAPTER 1: WEEDS AND RUBBISH
	4-1-1: DEFINITIONS: <i>Rubbish</i>: Shall include, but not be limited to, all nonputrescible solid waste, including ashes, such as vehicle bodies and solid or combustible or noncombustible waste such as paper, cardboard, cans, wood, leaves, dirt, glass, bedding, crockery and similar materials.

New Mexico Ordinance Research — Other

Community	Ordinance Text
	4-1-3: UNAUTHORIZED ACCUMULATIONS, NUISANCE: A. Allowing Accumulation: It shall be unlawful for any owner, lessee or occupant, or any agent, servant, representative or employee of any such owner, lessee or occupant having charge or control of any occupied or unoccupied lot or tract of land within the city to allow any rubbish to collect or accumulate on any lot or premises within the city. B. Nuisance Declared: Any such unauthorized accumulation or collection is hereby declared to be a nuisance and is prohibited. C. Removal By City; Costs A Lien: In the event such person fails or refuses to remove such accumulation or collection of rubbish, the city may cause the same to be removed at the expense of such person and the charge thereof shall be a lien upon the property.
	TITLE 7: MOTOR VEHICLES AND TRAFFIC
	7-2-3: RESTRICTED PARKING:
	F. Vehicles Prohibited On Public Property: 1. It is unlawful for any person to cause or permit a motor vehicle to be parked on public property in any residential zone within the city, where such motor vehicle is greater than twenty two feet (22') in length, or where such motor vehicle is greater than ninety eight inches (98") in width. As used in this subsection "motor vehicle" is defined as any vehicle that is designed to be self-propelled and is designed to travel along the ground, and shall include, but not be limited to, automobiles, trucks, tractors, sport utility vehicles, campers and recreational vehicles. Regardless of size, it shall be unlawful for any person to cause or permit a camper or recreational vehicle to be parked on public property in any residential zone within the city. As used in this subsection, "residential zone" is defined as an A single-family district, A-1 single-family district, A-3 single-family district, A-4 single-family district, A-5 single-family district, B multiple dwelling district, B-1 dwelling district, B-2 dwelling district, B-3 dwelling district, T use district, and T-2 use district as defined in Title 12 of this code. 2. It is unlawful for any person to cause or permit the parking of any type of trailer hitched or unhitched on any public property in any "residential zone" as defined in subsection F1 of this section. As used in this subsection "trailer" is defined as any vehicle without motive power of its own, designed to be drawn or towed by another vehicle.
	7-2-6: VEHICLES OCCUPIED OVERNIGHT ON STREETS:
	A. Restriction: It shall be hereafter unlawful for any person to occupy any vehicle or to allow the same to be occupied, including any motor vehicle, trailer or mobile home overnight on the streets, alleys or other public property of the city, except those mobile homes or RV units that have self-contained sanitary facilities.
Eddy County	JUNK OR ABANDONED MOTOR VEHICLES O-91-18 VII. Storage of Non-Operating or Junked Vehicles It shall be unlawful for any person in charge or control of any property within the County, whether as owner, tenant, occupant, lessee or otherwise, to allow any partially dismantled, non-operating, wrecked junked or discarded vehicle to remain on such property for a period exceeding 120 hours, except as otherwise qualified below; and no person shall leave any such vehicle on any county road, highway, right-of-way or other public property for a period exceeding 48 hours. Except as otherwise provided herein for health or safety reasons, this restriction shall not apply with regard to a vehicle which is in an enclosed building or otherwise screened from public view. . . . VIX. Resolution for Removal It shall be unlawful for any person to maintain buildings or structures on his property or store debris, rubbish, automobile parts, tires, trash, dead trees, garbage or other material in a manner inconsistent with the Uniform Housing Code, or environmental Improvement Division regulations, or as would otherwise be a menace to public comfort, health, peace or safety.

New Mexico Ordinance Research — Other

Community	Ordinance Text
Espanola	CHAPTER 254 NUISANCES
	254-1 DEFINITIONS NUISANCE Any person doing an unlawful act, or omitting to perform a duty, or suffering or permitting any condition or thing to be or exist, which act, omission, condition or thing either: A. Injures or endangers the comfort, repose, health or safety of others; B. Offends decency; C. Is offensive to the senses; D. Unlawfully interferes with, obstructs or tends to obstruct or renders dangerous for passage any public or private street, highway, sidewalk, stream, ditch or drainage; E. In any way renders other persons insecure in life or the use of property; or F. Essentially interferes with the comfortable enjoyment of life and property, or tends to depreciate the value of the property of others.
	254-1 NUISANCES ENUMERATED The maintaining, using, placing, depositing, leaving or permitting to be or remain on any public or private property of any of the following items, conditions or actions are hereby declared to be and constitute a nuisance; provided, however, that this enumeration shall not be deemed or construed to be conclusive, limiting or restrictive: A. Any owner or occupant planting or allowing to grow weeds and noxious vegetable growth on the owner's or occupant's lot or parcel of ground, or on the sidewalks and lawn-strips or land areas abutting such lot or parcel of ground. B. Accumulation of rubbish, trash, refuse, litter, junk and other abandoned materials, metals, lumber or other things. C. Any condition which provides harborage for rats, mice, snakes and other vermin. D. Any building or other structure which is in such a dilapidated condition that it is unfit for human habitation, or kept in such an unsanitary condition that it is a menace to the health of people residing in the vicinity thereof, or presents a more than ordinarily dangerous fire hazard in the vicinity where it is located; any condition that is attractive and dangerous to children, such as a vacant accessible building, excavation, dilapidated wall and fences and barbed wire fences along public ways, wood piles and debris on vacant lots which may constitute a hazard to the health and welfare of children who may not be able to recognize those dangers. E. The infestation of trees or shrubbery by the cocoon (bags) . . . F. All unnecessary or unauthorized noises and annoying vibrations . . . G. All disagreeable or obnoxious odors and stenches . . . H. The carcasses of animals or fowl not disposed of within a reasonable time after death. I. The pollution of any public well or cistern, stream, lake, canal or body of water . . . J. Any building, structure or other place or location where any activity which is in violation of local, state or federal law is conducted . . . K. Any accumulation of stagnant water . . . L. The keeping of honey bees and hives and the keeping of hornets. M. Dense smoke, noxious fumes, gas, soot or cinders, in unreasonable quantities.
	CHAPTER 275 PROPERTY MAINTENANCE
	275-1 ADOPTION OF THE INTERNATIONAL PROPERTY MAINTENANCE CODE

New Mexico Ordinance Research — Other

Community	Ordinance Text
	CHAPTER 350 ZONING AND DEVELOPMENT
	VI USE REGULATIONS
	610 Inoperable Vehicles A. Findings. The City Council, through this chapter, finds that the existence of numerous inoperable vehicles is aesthetically unpleasing and creates a nuisance condition that can lead to lower property values, and so imposes the following conditions: (1) In all districts, the storage of inoperable vehicles is not permitted. However, they may be stored in an enclosed building in a rear yard and a maximum of three inoperable vehicles may be stored in a combination of the rear yard and side yard; provided, however, that they are kept within a sight-obscuring fence six feet in height or that each is covered with an opaque cover designed to fit the motor vehicle. (2) In all residential districts, storage of inoperable vehicles is not permitted within the area between the front property line and the front of the main structure; except if the lot, because of topography or shape, and/or the structures located on the lot, cannot reasonably accommodate the location of inoperable vehicles in areas other than the front yard, and there is no visual safety hazard, one inoperable vehicle may be stored in a front yard; provided that it is covered with an opaque cover designed to fit the motor vehicle. (3) Within commercial and industrial districts, storage of inoperable vehicles is permitted, as part of a permitted or special use and provided that it complies with all use requirements of the district and all conditions, if any, imposed by the Planning Commission or City Council. (4) Inoperable vehicles are prohibited in the public right-of-way or from encroaching upon the public right-of-way.
Estancia	NUISANCE ORDINANCE SECTION 4. PURPOSE. A. It is the purpose of this ordinance to protect the health, safety, morals or welfare of the residents of the Town by eliminating public nuisances and protecting property from blight and deteriorating conditions by establishing minimum standards governing the maintenance, appearance, and condition of all residential and non-residential premises. SECTION 5. DEFINITIONS. D. Inoperable Vehicle. Any motor vehicle that by reasons of dismantling, disrepair, or other cause, is incapable of being propelled under its own power. F. Public Nuisance. As specified in NMSA 1978, § 30-8-1 (1963), a public nuisance consists of knowingly creating, performing or maintaining anything affecting any number of citizens without lawful authority which is either: (i) injurious to public health, safety, morals or welfare; or (ii) interferes with the exercise and enjoyment of public rights, including the right to use public property. SECTION 7. NUISANCES DECLARED. The maintaining, using, placing, depositing, leaving, or permitting to be or remain on any public or private property of any of the following items, conditions, or actions, is declared to be and constitute a public nuisance: A. Overgrown vegetation that impedes passage of or endangers vehicular or pedestrian traffic on public rights of way, that creates a fire hazard, that produces dangerous or noxious branches, thorns, seeds, or other growth that may be blown or otherwise distributed onto neighboring property, or that otherwise endangers the health, safety and welfare of the public; B. Accumulations of rubbish, trash, refuse, litter, junk, or abandoned materials;

New Mexico Ordinance Research — Other

Community	Ordinance Text
	C. Any condition that provides harbor for rats, mice, snakes, or other vermin, except for the natural activity of bees, rabbits, or other insects and animals except as otherwise provided herein; D. Any building or other structure that is in such dilapidated condition that it is unfit for human habitation, or kept in such an unsanitary condition that it is a menace to the health, safety or welfare, or that constitutes a fire hazard; E. Any condition that is attractive and dangerous to children, such as a vacant and accessible building, uncovered excavation, dilapidated or unsafe wall or fence, or poorly secured stack of wood or other materials; SECTION 8. DUTY TO MAINTAIN. A. In General. Every person having an immediate possessory interest in a residence or other private property within the Town shall maintain, manage, and supervise the property and all persons thereon in a manner so as to avoid creating a public nuisance. B. Building and Structures. All structures, and all exposed exterior surfaces, shall be kept safe, structurally sound, and maintained so that they do not constitute a hazard, blight, condition of disrepair, and therefore constitute a public nuisance. . . . C. Exterior Premises and Vacant Land. 1. General, land. All land, including exterior premises and vacant land, whether improved or unimproved, shall be maintained free from any accumulation of debris or blight, which includes, but it not limited to, graffiti on walls, fences, or mail boxes, accumulation of litter, rubbish, refuse, waste material, bottles, paper, glass, cans, organic or inorganic material, inoperable or disabled vehicles, piles of mixed materials, dry vegetation, rags, empty barrels, boxes, crates, packing cases, mattresses, bedding, lumber not neatly piled or stored in front yards, scrap iron, tin, and other metal not neatly piled, or anything whatsoever in which insects, rodents, snakes, or other harmful pests may live, breed, or multiply, or which may otherwise create a health hazard. 2. Streets, alleys, and sidewalks. Land abutting a sidewalk, alley, or street shall be maintained the same in the same manner as provided in the previous paragraph. 3. Solid waste receptacles. All solid waste receptacles shall be maintained in a clean and sanitary condition by the owner or person using the receptacle, emptied regularly, and shall be located only in places as shall be readily accessible for removing and emptying the same, but shall not be placed in a place or position as may constitute a public nuisance or obstruction to vehicular or pedestrian traffic. 4. Unoccupied or Vacant Structures. An unoccupied or vacant building or structure, or any part thereof, shall be kept secured by the owner against unauthorized entry and water damage. D. Ruined, Damaged, and Dilapidated Buildings and Structures. New Mexico Statutes Annotated (1978), Section 3-18-5 (1965, as amended), concerning the ability of a municipality to require the removal of a building or structure that is ruined, damaged, and dilapidated, shall be incorporated by reference into this Ordinance and considered to be a part hereof. . . . SECTION 9. VEHICLES. A. General prohibition. It shall be unlawful for any person to store on, place on, or permit to be stored or placed on, or allow to remain on any occupied or unoccupied land within the Town, a dismantled, partially dismantled, or inoperative motor vehicle, or any parts of a motor vehicle, except in areas where such activity is within the contemplated purposes of duly licensed and properly zoned businesses, or where such vehicles or parts are kept in wholly enclosed garages or structures. Vehicles shall not be used for storage unless enclosed within a garage or structure.

New Mexico Ordinance Research — Other

Community	Ordinance Text
	B. Exceptions. The general prohibition against outdoor storage of inoperable or abandoned vehicles or parts thereof does not apply under the following circumstances: 1. One (1) inoperable vehicle may be stored upon property within the Town when not in an enclosed structure, if fully covered and placed in a side or back yard. Such vehicle must be at least five (5) feet from any property line or permanent structure. 2. One (1) inoperable vehicle being repaired or awaiting repair may be stored without cover in a side or back yard on residential property within the Town for a period not to exceed two (2) weeks, if the vehicle is registered in the resident's name.
Farmington	ARTICLE 2. - NUISANCES
	DIVISION 2. WEEDS AND DEBRIS
	12-2-27. - Accumulation of refuse. It shall be unlawful and a violation of this Code for the owner, agent, lessee or occupant of any lot, tract or parcel of land within the city to allow refuse, rubbish, garbage, trash, solid waste or unsightly debris to accumulate upon such property.
	DIVISION 3. - WRECKED, JUNKED OR NONOPERABLE MOTOR VEHICLES
	Sec. 12-2-56. - Presumption. (a) Any motor vehicle that does not display a currently effective license plate, registration permit, or any motor vehicle that is dismantled, nonoperating, wrecked or junked, or that is on blocks, jacks or other supports is presumed to be nonoperating, within the meaning of Section 12-2-57. (b) Any motor vehicle, including one used for racing purposes, that does not conform to the equipment requirements of this Code and that shows visible body damage is presumed to be a wrecked vehicle for the purposes of Section 12-2-57.
	Sec. 12-2-57. - Leaving on street or private property.
	(a) No person shall leave any partially dismantled, nonoperating, wrecked or junked motor vehicle on any street or highway within the city. (b) No person in charge or control of any property within the city, whether as owner, tenant, occupant, lessee or otherwise, shall allow any partially dismantled, nonoperating, wrecked, junked or discarded motor vehicle to remain on such property longer than 48 hours, and no person shall leave any such vehicle on any property within the city for a longer time than 48 hours. However, this section shall not apply to the following: (1) Any vehicle in an enclosed building, enclosed structure, or that is obscured by fencing, landscaping, screens, or that is covered with a tarp or car cover that makes the vehicle not visible from any other public or private property. (2) Vehicles upon the premises of a business enterprise operated in a lawful place and manner which are necessary to the operation of the business enterprise and which otherwise comply with parking provisions of the Unified Development Code, provided that such vehicles shall not remain on such property longer than a period of six months. (3) Vehicles located in an appropriate storage place or depository maintained in a lawful place and manner by the city. (4) Vehicles in an appropriate storage area authorized by the Unified Development Code or other similar city ordinances.

New Mexico Ordinance Research — Other

Community	Ordinance Text
Gallup	Chapter 1. NUISANCE ABATEMENT AND PROBLEM PROPERTY FORFEITURE
	4-1-3: DEFINITIONS: Public Nuisance: Any parcel of real property, commercial or residential, any personal property, or any vehicle on or in which any of the following illegal activities occurs, or which is used to commit, conduct, promote, facilitate, or aid the commission of or flight from any of the following activities. For purposes of this definition, the illegal activity shall have the same definition as that contained in the section of the New Mexico Statutes Annotated, 1978 compilation, as amended, listed after the illegal activity: Q. The accumulation of junk, trash and refuse on property including the sweeping, placing or throwing of solid waste or other waste materials upon sidewalks, streets or alleys. R. The causing to remain in or about a premises any solid waste, weeds, motor vehicles not in operating condition, wastewater or any conglomeration of residue thereof, which emits odors, or serves as a feeding or breeding place of flies, mosquitoes, insects or rodents, including the keeping of animals in such a manner or in such a number as to annoy others.
	4-1-4-1: PUBLIC NUISANCES PROHIBITED: A. It shall be unlawful for any owner, manager, tenant, lessee, occupant, or other person having any legal or equitable interest or right of possession in any real property, vehicle, or other personal property to intentionally, knowingly, recklessly, or negligently commit, conduct, promote, facilitate, permit, fail to prevent, or otherwise let happen, any public nuisance in, on or using any property in which they hold any legal or equitable interest or right of possession.
	Chapter 2. URBAN STRUCTURE NUISANCE
	Urban Nuisance: Any structure, property, building, site or incidental appurtenance which is not property maintained:
	A. Generally, the appearance and condition of the building or structure shall be maintained to present a safe and attractive streetscape to passersby;
	B. A maximum of ten percent (10%) of exterior facade may exhibit peeling paint, damaged stucco, or other deteriorated exterior visible surfaces;
	E. A building, property, site, structure or incidental appurtenance, because of its state of disrepair, is such that could reasonably cause injury, damage, harm, or inconvenience to a considerable portion of the community in the use and enjoyment of surrounding property, taking into consideration the nature and use of the properties in the area and the character of the community in which they are situated, which condition would be substantially offensive and annoying to persons of ordinary sensibilities, tastes, and habits living in the community;
	Chapter 3. PROPERTY MAINTENANCE
	9-3-1: ADOPTION OF THE INTERNATIONAL PROPERTY MAINTENANCE CODE:
	302.8 Motor vehicles. Except as provided for in other regulations, no inoperative or unlicensed motor vehicle shall be parked, kept or stored on any premises, and no vehicle shall at any time be in a state of major disassembly, disrepair, or in the process of being stripped or dismantled. Painting of vehicles is prohibited unless conducted inside an approved spray booth. Exception: A vehicle of any type is permitted to undergo major overhaul, including body work, provided that such work is performed inside a structure or similarly enclosed area designed and approved for such purposes.

New Mexico Ordinance Research — Other

Community	Ordinance Text
Hatch	8.16.020: NUISANCES DESIGNATED
	B. Unsanitary Premises: It shall be unlawful for any person to permit or cause to remain in or about his premises any solid waste, weeds, motor vehicles not in operating condition, wastewater or any conglomeration of residue thereof, which emits odors or serves as a feeding or breeding place for flies, insects or rodents; and which in the opinion of the Sanitation Officer is unsanitary, or injurious to public health. The accumulation of building materials, pipes, lumber or boxes may be maintained on the premises if the accumulation is evenly piled and stacked for a reasonable length of time to be determined by the Sanitation Officer.
	F. Outdoor Vehicle Storage; Prohibited Acts; Exceptions:
	1. Prohibited: It is unlawful for any person, firm or corporation to store on, place on, or permit to be stored or placed on, or allowed to remain on any occupied or unoccupied land within the Municipal limits, a dismantled, partially dismantled or inoperative motor vehicle, or any parts of a motor vehicle, except in areas where such activity is within the contemplated purposes of duly licensed businesses and are kept in a wholly enclosed garage or structure.
	2. Exceptions: Any person, being owner or tenant, may store, permit to be stored or allow to remain upon his premises, any dismantled, partially dismantled or inoperative motor vehicle, or parts thereof, for a period not to exceed one week if such motor vehicle is registered in his name; and provided further, that any such owner or tenant may, in the event of hardship, secure permission from the Municipality to extend such period of time.
Hobbs	3. Definitions: As used in this section, the following terms shall have the following meanings:
	a. Dismantled or Partially Dismantled Vehicle: Any motor vehicle from which some part or parts which are ordinarily a component thereof have been removed or are missing.
	b. Inoperative or Inoperable Motor Vehicle: Any motor vehicle which by reason of dismantling, disrepair or other case is incapable of being propelled under its own power.
	c. Motor Vehicle: Any wheeled vehicle which is self-propelled or intended to be self-propelled.
Hobbs	8.36.060 Unsanitary premises.
	It is unlawful for any person to permit or cause to remain in or about his or her premises any solid waste, weeds, automobiles not in operating condition, waste water or any conglomeration or residue thereof, which emits odors or serves as a feeding or breeding place for flies, insects or rodents, and which, in the opinion of the Sanitation Officer, is unsanitary or injurious to public health. The accumulation of building materials, pipes, lumber or boxes may be maintained on such premises, if such accumulation is evenly piled and stacked for a reasonable length of time to be determined by the Sanitation Officer.

New Mexico Ordinance Research — Other

Community	Ordinance Text
Las Cruces	CHAPTER 18. NUISANCES
	ARTICLE I. IN GENERAL
	18-2. Illustrative enumeration. The maintaining, using, placing, depositing, leaving or permitting to be or remain on any public or private property of any of the following items, conditions or actions is declared to be and constitute a nuisance, provided that this enumeration shall not be deemed or construed to be conclusive, limiting or restrictive:
	(2) Accumulations of rubbish, trash, refuse, litter, junk and other abandoned materials, metals, lumber or other things.
	(3) Any condition which provides harborage for rats, mice, snakes and other vermin.
	(4) Any building or other structure which is in such a dilapidated condition that it is unfit for human habitation, or kept in such an unsanitary condition that it is a menace to the health of people residing in the vicinity thereof, or presents a more than ordinarily dangerous fire hazard in the vicinity where it is located.
Las Cruces	(5) Any condition that is attractive and dangerous to children, such as a vacant accessible building, excavation, dilapidated wall and fences and barbed wire fences along public ways, wood piles and debris on vacant lots which may constitute a hazard to health and welfare to children who may not be able to recognize these dangers.
	ARTICLE II. ABANDONED, WRECKED, DISMANTLED OR INOPERATIVE MOTOR VEHICLES
	Sec. 18-36. - Definitions.
	<i>Abandoned</i> means any motor vehicle that does not display a current license plate or valid police sticker as defined in section 12-12-18(F)(2) of the Uniform Traffic Ordinance in section 27-2 and is left unattended for a period exceeding 72 consecutive hours.
	<i>Dismantled</i> means any motor vehicle that has been disassembled to any degree which renders it inoperable.
	<i>Inoperable</i> means any motor vehicle incapable of operation upon any street or highway in compliance with the laws of this jurisdiction.
Las Cruces	Sec. 18-37. - Prohibited.
	No person shall park, store, leave or permit the parking, storing, or leaving of any motor vehicle of any kind which is in an abandoned or wrecked or dismantled or inoperative or partially dismantled condition, whether attended or not, upon any private or public property within the city for a period of time in excess of 72 hours. The presence of an abandoned or wrecked or dismantled or inoperative or partially dismantled vehicle or parts thereof (except such parts that have been reconstructed or converted for practical use) on public property or private property is declared a public nuisance which may be abated in accordance with this article. This section shall not apply to:
	(1) Any vehicle within an enclosed area and out of public view on private property or to any vehicle held in connection with a business enterprise, lawfully licensed by the city and properly operated in the appropriate business zone, pursuant to the zoning laws of the city; or
Las Vegas	(2) Any person who has obtained a permit for restoration of a motor vehicle pursuant to Section 18-38.
	301-6. NUISANCE DECLARED
	B. Unsanitary premises. It shall be unlawful for any person to permit or cause to remain in or about his premises any solid waste, weeds, motor vehicles not in operating condition, wastewater or any conglomeration of residue thereof, which emits odors or serves as a feeding or breeding place for flies, insects or rodents; or which is unsanitary, or injurious to public health.
Las Vegas	C. Hazardous premises. It shall be unlawful for any person to permit in or about his premises weeds, briars, brush or any other rubble, wreckage, or debris, to become in any way hazardous or injurious to public health or to obstruct pedestrian and vehicular traffic.

New Mexico Ordinance Research — Other

Community	Ordinance Text
Los Lunas	Chapter 9.24 - NUISANCES 9.24.010 - Public nuisance prohibited. It is unlawful to commit public nuisance. Public nuisance consists of knowingly creating, performing or maintaining anything affecting any number of citizens without lawful authority which is either: injurious to public health, safety, morals or welfare, or interferes with the exercises and enjoyment of public rights including the right to use public property. 9.24.020 - Nuisances designated. In the interest of the inhabitants of the municipality, it is necessary to prohibit the accumulation of junk, trash and refuse on property within the corporate limits of the municipality by declaring such accumulations a nuisance. The following are declared to be a public nuisance: A. Unoccupied Premises. It is unlawful for any reason for any person to sweep, place or throw, solid waste or other waste materials in or upon any sidewalk, street, alley or unoccupied premises. B. Unsanitary Premises. It is unlawful for any person to permit or cause to remain in or about his premises any solid waste, weeds, motor vehicles not in operating condition, waste water or any conglomeration of residue thereof, which emits odors or serves as a feeding or breeding place for flies, insects or rodents; and which in the opinion of the zoning enforcement officer is unsanitary, or injurious to public health. . . . C. Hazardous Premises. It is unlawful for any person to permit in or about his premises weeds, briars, brush or any other solid waste to become in any way hazardous or injurious to public health or to obstruct pedestrian and vehicular traffic. F. Outdoor Vehicle Storage—Prohibited Acts—Exceptions. 1. It is unlawful for any person, firm or corporation to store on, place on, or permit to be stored or placed on, or allowed to remain on any occupied or unoccupied land within the municipal limits, a dismantled, partially dismantled or inoperative motor vehicle, or any parts of a motor vehicle, except in areas where such activity is within the contemplated purposes of duly licensed businesses and are kept in a wholly enclosed garage or structure. 2. Exceptions. Any person, being owner or tenant, may store, permit to be stored or allow to remain upon his premises, any dismantled, partially dismantled or inoperative motor vehicle, or parts thereof, for a period not to exceed one week if such motor vehicle is registered in his name; and provided further that any such owner or tenant may, in the event of hardship, secure permission from the municipality to extend such period of time. 3. Definitions. As used in this section the following terms shall have the following meanings: "Dismantled or partially dismantled vehicle" means any motor vehicle from which some part or parts which are ordinarily a component thereof have been removed or are missing. "Inoperative" or "inoperative motor vehicle" means any motor vehicle which by reason of dismantling, disrepair or other cause is incapable of being propelled under its own power. "Motor vehicle" means any wheeled vehicle which is self-propelled or intended to be self-propelled. 4. This section shall be construed as being supplementary to any sections of this code relating to rubbish, litter, refuse and shall not be construed to permit the parking or placing of dismantled, partially dismantled or inoperable motor vehicles on any public street.

New Mexico Ordinance Research — Other

Community	Ordinance Text
Peralta	PUBLIC NUISANCE ORDINANCE 2015-06
	DEFINITIONS
	“Inoperative Vehicle” means any vehicle which cannot be moved under its own power due to removal of, damage to, or deterioration of, or inoperative conditions of any component part of the lack of an engine, transmission, wheels, tires, doors, windshields or any other component part necessary for such movement. However, this definition excludes vehicles that are antique cars or parts cars as defined in this chapter, and which are stored in accordance with NMSA 1978, SS 66-11-1 to 66-11-5, as amended.
	“Nuisance” means notwithstanding any criteria otherwise provided by this chapter, a nuisance is an unreasonable and significant interference with another’s interest in the use and enjoyment of land. The location, character, and habits of the particular community within the Town’s limits are to be taken into account in determining what is unreasonable and significant to an individual living in it. . . .
	25.6 SOLID WASTE B) Unauthorized Accumulation. It shall be unlawful to allow any solid waste to collect or accumulate on any lot or other premises within the Town’s municipal limits. Any such unauthorized accumulation or collection is hereby declared to be a nuisance and is prohibited.
	25.7 VERMIN NUISANCE A) All buildings, lots and premises shall be kept free of infestation of harborage or rodents, roaches, flies, mosquitoes, or other vermin of public health nuisance significance. The person in control shall not allow the accumulation of water, refuse, animal wastes, garbage, trash or other harborage. B) When any building, lot or premises is determined by investigation to be so infested the person in control shall utilize extermination measures as specified by the enforcing entity.
Portales	25.9 VEHICLE NUISANCE (A) Motor Vehicle Nuisances. Any motor vehicle left on or in private and/or public right-of-way after an enforcing entity has attached a red tag notice, in a conspicuous location, on said vehicle for a period of time of twenty-four (24) hours or longer is hereby declared to be a nuisance and subject to forfeiture pursuant to the provisions of NMSA SS 66-3-127, as amended, and related statutory sections. . . .
	Chapter 16 - NUISANCES
	ARTICLE I - IN GENERAL
	16-1. - Definitions. <i>Nuisance</i> is hereby defined as any person doing an unlawful act, or omitting to perform a duty, or suffering or permitting any condition or thing to be or exist; which act, omission, condition or thing either: (a) Injures or endangers the comfort, repose, health or safety of others; or (b) Offends decency; or (c) Is offensive to the sense; or (d) Unlawfully interferes with, obstructs or tends to obstruct or renders dangerous for passage any public or private street, highway, sidewalk, stream, ditch, or drainage; or (e) In any way renders other persons insecure in life or the use of property; or (f) Essentially interferes with the comfortable enjoyment of life and property. Or tends to depreciate the value of the property of others.

New Mexico Ordinance Research — Other

Community	Ordinance Text
	16-2. - Illustrative enumerations. The maintaining, using, placing, depositing, leaving or permitting to be or remain on any public or private lot or tract on any of the following items, conditions, or actions are hereby declared to be and constitute a nuisance; provided, however, these enumerations shall not be deemed or construed to be conclusive, limiting or restrictive: (a) Weeds as detailed in sections 16-4 and 16-5. (b) Accumulation of trash. (c) Any condition which provides harborage for rats, mice, snakes and other vermin. (d) All disagreeable or obnoxious odors and stench, as well as the conditions, substances or other causes which give rise to the emission or generation of such odors and stench. (e) The carcasses of animals or fowl not disposed of within a reasonable time after death. (f) Any accumulation of stagnant water permitted or maintained on any lot or tract. (g) Dense smoke, noxious fumes, gas, soot or cinders, in unreasonable quantities. 16-4. - Display of certain items prohibited. It shall be unlawful for any owner, lessee or occupant, or any agent, servant, representative or employee of any such owner, lessee or occupant, having charge or control of any residential lot within the city to allow any of the following items to remain on such lot, for longer than forty-eight (48) hours, in any location outside which can be viewed from a ground location off the lot: appliances, bedding, bottles, boxes, broken glass, cans, cardboard, cartons, furniture manufactured for indoor use only, household appliances, jars, lumber and building supply materials that are not neatly stacked, machine parts, motor vehicle parts, pallets, paper, plumbing fixtures, rags, scrap metal, tire rims, tires, water heaters. Properly permitted construction sites will be exempt. ARTICLE II. - OUTDOOR AUTOMOTIVE STORAGE 16-21. - Definitions. <i>Dismantled or partially dismantled vehicle</i> means any motor vehicle from which some part or parts which are ordinarily a component thereof have been removed or are missing. <i>Inoperable vehicle</i> is any motor vehicle which by reason of dismantling, disrepair or other cause is incapable of being propelled under its own power. 16-25. - Prohibited on streets. No person shall leave any partially dismantled, inoperable, wrecked, junked or discarded vehicle on any street or highway within the city. Sec. 16-26. - Prohibited on property. No person in charge or control of any property within the city, whether as owner, tenant, occupant, lessee or otherwise, shall allow any partially dismantled, inoperable, wrecked, junked or discarded vehicle to remain on such property longer than fifteen (15) days; and no person shall leave any such vehicle on any property within the city for longer than fifteen (15) days; except that this chapter shall not apply with regard to a vehicle in an enclosed building, a vehicle on the premises of a business enterprise operated in a lawful place and manner, when necessary to the operation of such business enterprise; or a vehicle in an appropriate storage place or depository maintained in a lawful place and manner by the city.

New Mexico Ordinance Research — Other

Community	Ordinance Text
Raton	CHAPTER 94: NUISANCES 94.01 DEFINITIONS <i>ABANDONED VEHICLES.</i> Any vehicle left upon a street, alley, or other way of the city longer than 96 hours, incapable of moving under its own power, not bearing current license plates or having 1 or more flat tires, or partially dismantled shall be presumed to have been “abandoned.” <i>JUNK.</i> Any worn-out, discarded, or abandoned materials, including, but not limited to, refuse, rubbish, old rags, metals, rubber, glass, parts of machines and vehicles, refrigerators, waste paper, cloth, and textiles having only salvage value. An accumulation of 1 or more partially dismantled or wrecked automobiles or portions thereof not capable of moving under their own power, plainly not under repair for a period of more than 48 hours or not bearing license plates of the current year, shall be prima facie considered NUISANCE. (1) Any person doing an unlawful act, or omitting to perform a duty, or suffering or permitting any condition or thing to be or exist, which act, omission, condition, or thing in the city either: (a) Injures or endangers the comfort, repose, health, safety, morals, and welfare of others; (b) Interferes with the exercise and enjoyment of public rights, including the right to use public property; (c) Offends decency; (d) Is offensive to the human senses of sight, sound, or smell; (e) Unlawfully interferes with, obstructs, or tends to obstruct or renders dangerous for passage any public or private street, highway, sidewalk, stream, ditch or drainage; and/or (f) Interferes with the security or comfortable enjoyment of life and property. (2) Any definition of declaration by the City Commission of a <i>NUISANCE</i> or “public nuisance” in any provision of this code or other ordinance of the city shall be included within the definition of the word <i>NUISANCE</i>, for the purpose. 94.03 PROHIBITED NUISANCES. (B) <i>Other.</i> (1) Accumulation of rubbish, trash, refuse, litter, junk, and other abandoned materials, metals, lumber, or other things; (2) Unsheltered junk; (3) Abandoned vehicles; (4) Dangerous containers; (5) Any condition which provides harborage for rats, mice, snakes, and other vermin; (6) Any building or other structure which is in a dilapidated condition that it is unfit for human habitation, or kept in an unsanitary condition that it is a menace to the health of people residing in the vicinity thereof, or presents a more than ordinarily dangerous fire hazard in the vicinity where it is located. (7) Any condition that is unattractive and dangerous to the public, such as a vacant accessible building, excavation, dilapidated wall, and fences and barbed wire fences along public ways, woodpiles, and debris on vacant lots which may constitute a hazard to health and welfare to the public who may not be able to recognize those dangers; (8) All unnecessary or unauthorized noises and annoying vibrations, including animal noises; (9) All disagreeable or obnoxious odors and stenches, as well as the conditions, substances, or other causes which give rise to the emission or generation of the odors and stenches

New Mexico Ordinance Research — Other

Community	Ordinance Text
Rio Rancho	CHAPTER 91. NUISANCES; HEALTH AND SANITATION 91.02 DEFINITIONS. ABANDONED VEHICLE. A motor vehicle which has remained for more than 48 hours in a condition described by one of the following: (1) Without license plates or a temporary registration conspicuously displayed thereon; or (2) With license plates which have an expiration date more than 90 days prior to the date of inspection. BLIGHT or BLIGHTED. Unsightly conditions including the accumulation of debris; fences characterized by holes, breaks, rot, crumbling, cracking, peeling or rusting; landscaping that is dead, characterized by uncontrolled growth or lack of maintenance, or is damaged and any other similar conditions of disrepair and deterioration regardless of other properties in the area. DEBRIS. Any substance of little or no apparent economic value, which may be present in accumulations in excess of six inches in height and ten inches in diameter, including but not limited to deteriorated lumber, old newspapers, furniture parts, stoves, sinks, cabinets, household fixtures, refrigerators, car parts, abandoned or neglected equipment, or the scattered remains of items. DETERIORATION. The condition or appearance of a building, structure or part thereof, characterized by holes, breaks, rot, crumbling, cracking, peeling, rusting or other evidence of physical decay, neglect or lack of maintenance. 91.20 UNLAWFUL ACTIVITY. It is unlawful to commit public nuisance. Public nuisance consists of knowingly creating, performing or maintaining anything affecting any number of citizens without lawful authority which is either injurious to public health, safety, morals or welfare, or interferes with the exercise and enjoyment of public rights including the right to use public property. 91.21 NUISANCES DECLARED. (General) In the interest of the inhabitants of the municipality, it is necessary to prohibit the accumulation of junk, trash and refuse on property within the corporate limits of the municipality by declaring the accumulation a nuisance. The following are hereby declared to be a public nuisance. (A) <i>Unoccupied premises.</i> It shall be unlawful for any person to sweep, place or throw solid waste or other waste materials in or upon any sidewalk, street, alley or unoccupied premises. (B) <i>Unsanitary premises.</i> It shall be unlawful for any person to permit or cause to remain in or about his premises any solid waste, weeds, motor vehicles not in operating condition, waste water or any conglomeration of residue thereof, which emits odors or serves as a feeding or breeding place for flies, insects or rodents. The accumulation of building materials, pipes, lumber or boxes may be maintained on the premises if the accumulation is evenly piled and stacked for a reasonable length of time. (C) <i>Hazardous premises.</i> It shall be unlawful for any person to permit in or about his premises weeds, briars, brush or any other solid waste to become in any way hazardous or injurious to public health or to obstruct pedestrian and vehicular traffic. (E) <i>Accumulation of solid waste.</i> (1) It shall be unlawful for any person to allow any solid waste to accumulate upon premises, owned, leased, rented or occupied by him during intervals between collection thereof, except in the manner herein provided. (2) It shall be unlawful to deposit any solid waste in or upon the streets, alleys, sidewalks, gutters, curbing, storm sewers, parkways or vacant lots within the municipality, except in the manner and in the receptacles or container as provided herein.

New Mexico Ordinance Research — Other

Community	Ordinance Text
	91.21 NUISANCES DECLARED. (Motor Vehicles) (G) <i>Outdoor vehicle storage; prohibited acts; exceptions.</i> (1) It is unlawful for any person, firm or corporation to store on, place on or permit to be stored or placed on, or allowed to remain on any occupied or unoccupied land within the municipal limits, a dismantled, partially dismantled, not properly registered, or inoperative motor vehicle, or any parts of a motor vehicle, except in areas where the activity is within the contemplated purposes of duly licensed businesses and are kept in a wholly enclosed garage or structure. (2) Any person, being owner or tenant, may store, permit to be stored or allow to remain upon his premises, any dismantled, partially dismantled or inoperative motor vehicle, or parts thereof, for a period not to exceed one week if the motor vehicle is registered in his name; and provided further that any owner or tenant may, in the event of hardship, secure permission from the municipality to extend the period of time. (3) As used in this section, the following terms shall have the following meanings: (a) “Dismantled or partially dismantled vehicle” means any motor vehicle from which some part or parts which are ordinarily a component thereof have been removed or are missing. (b) “Inoperative” or “inoperable motor vehicle” means any motor vehicle which by reason of dismantling, disrepair or other cause is incapable of being propelled under its own power. (c) “Motor vehicle” means any wheeled vehicle which is self-propelled or intended to be self-propelled. (4) This section shall be construed as being supplementary to any sections of this subchapter relating to rubbish, litter, refuse and shall not be construed to permit the parking or placing of dismantled, partially dismantled or inoperable motor vehicles on any public street.
Roswell	Chapter 16. NUISANCES: ARTICLE I. IN GENERAL 16-2. Public nuisances, generally. It shall be unlawful for any person to commit public nuisance, consisting of knowingly creating, performing or maintaining anything affecting any number of citizens without lawful authority which is either: (1) Injurious to public health, safety, morals, or welfare; or (2) Interferes with the exercise and enjoyment of public rights, including the right to use public property. 16-6. Unsanitary or hazardous premises; certain solid wastes. (a) It shall be unlawful for any person to permit or cause to remain in or about his premises any solid waste, automobiles not in operating condition, waste water or any conglomeration or residue thereof, which emits odors or serves as a feeding or breeding place for flies, insects or rodents and which, in the opinion of the code enforcement officer, is unsanitary or injurious to public health. (b) The accumulation of building materials, pipes, lumber or boxes may be maintained on such premises if such accumulation is evenly piled and stacked for a period not to exceed 90 days as determined by the code enforcement officer. (c) It shall be unlawful for any person to permit, in or about his premises any solid waste to become in any way hazardous or injurious to public health or to obstruct pedestrian traffic. (d) It shall be unlawful for any person to permit in the area surrounding mechanically transported dumpsters and racks any, accumulation of weeds, tall grass, brush, briars, tree sprouts and solid waste scattered by reason of overturned dumpsters; and all persons shall keep the lids on the dumpsters closed at all times to prevent the scattering of solid waste.

New Mexico Ordinance Research — Other

Community	Ordinance Text
	16-7. Abandonment of dangerous containers. It shall be unlawful for any person to commit abandonment of dangerous containers, consisting of: (1) Abandoning, discarding or keeping in any place accessible to children, any refrigerator, icebox, freezer, airtight container, cabinet or similar container, of a capacity of one and one-half cubic feet or more, which is no longer in use, without having the attached doors, hinges, lids or latches removed or without sealing the doors or other entrances so as to make it impossible for anyone to be imprisoned therein; or (2) Being the owner, lessee or manager of any premises, knowingly permitting any abandoned or discarded refrigerator, icebox, freezer, airtight container, cabinet or similar container of a capacity of one and one-half cubic feet or more to remain upon such premises in a condition whereby a child may be imprisoned therein. ARTICLE III. STORAGE OR ABANDONED, WRECKED, DISMANTLED OR INOPERATIVE MOTOR VEHICLES 16-36. Violation; nuisance; exceptions. No person shall park, store, leave or permit parking, storing or leaving of any motor vehicle of any kind which is in an abandoned, wrecked, dismantled, inoperative or partially dismantled condition, whether attended or not, upon any private property or between a curb and sidewalk or between a curb or lateral line of a roadway, and the adjacent property line within the city for a period of time in excess of 72 hours. The presence of an abandoned, wrecked, dismantled, inoperative or partially dismantled vehicle or parts thereof (except such parts which have been reconstructed or converted for practical use) on private property is hereby declared a public nuisance which may be abated in accordance with the provisions of this chapter. This section shall not apply to: (1) Any vehicle within an enclosed area and out of public view on private property or any vehicle held in connection with a business enterprise lawfully licensed by the city and properly operated in the appropriate business zone pursuant to the zoning laws; (2) Any person who has obtained a permit for the restoration of a motor vehicle pursuant to this chapter while the vehicle is being restored or after restoration is complete. Proof of operable condition after restoration is required.
Ruidoso	Chapter 38. ENVIRONMENT ARTICLE III. NUISANCES 38-62. Property nuisances. (a) <i>Prohibited conditions.</i> It shall be unlawful for any person owning, leasing, renting, occupying or having charge or possession of any property in the village to maintain or to allow to be maintained such property in a manner where any of the following conditions are found to exist thereon, except as may be allowed by any other provision of law, including provisions of ordinances of the village: (1) The accumulation of dirt or manmade trash; (2) The accumulation and/or storage of boxes, bins, containers, lumber, junk, trash, salvage materials or other similar materials without first providing proper and tight buildings, fences or screened containment areas for storage of such material; (3) Attractive nuisances dangerous to children, including abandoned, broken or neglected equipment, machinery, refrigerators and freezers, as well as hazardous pools, ponds and excavations and/or dangerous containers in violation of Section 58-51; (4) Broken or discarded furniture, household equipment and furnishings, or shopping carts; (5) Growth of weeds and grasses . . . (6) Hazardous trees and forest debris . . . (7) Vehicle parts or other articles of personal property which are abandoned or left in a state of partial construction or repair;

New Mexico Ordinance Research — Other

Community	Ordinance Text
	(8) Inoperable or abandoned mobile homes, recreational vehicles, utility trailers, unmounted camper tops, boats, horse trailers, cars, trucks and airplanes or other vehicles that are parked or stored in violation of <u>section 82-36</u>; (9) Graffiti on the exterior of any building, fence or other structure; (10) Solid waste, automobiles not in operating condition, and wastewater, or any conglomeration of residue thereof which emits odors or serves as a feeding or breeding place for flies, insects or rodents and which, in the opinion of the code enforcement officer, is unsightly or dangerous to public health, safety or welfare; (11) Unsafe buildings or other structures which are partially destroyed or collapsed, left in a state of partial construction, or open or abandoned; and (12) Driveways that are so constructed that dirt, gravel and debris wash onto the traveled roadway.
Santa Fe	10-5 - JUNK VEHICLES 10-5.2 - Purpose and intent. A. The governing body finds and declares pursuant to Section 3-18-17(A) NMSA 1978, that junk vehicles which are located within the city of Santa Fe on any private lot, tract, or parcel of land or portion thereof, occupied or unoccupied, improved or unimproved and which are visible from any private or public place, including, without limitation, public rights-of-way, parks, public buildings and their grounds, and private business or commercial property open to the public in the normal course of business are detrimental to the health, safety and welfare of the general public. B. Junk vehicles reduce the value of private property, invite vandalism, constitute fire hazards, and are attractive nuisances that pose a threat to the health and safety of children. C. Junk vehicles are detrimental to the economic welfare of the city by producing urban blight which is adverse to the continuing economic development of the city. D. Junk vehicles are determined to be public nuisances. 10-5.3 - Definitions. <i>Antique vehicle</i> means a passenger car or truck which is at least thirty-five (35) years old and is being preserved or restored by a collector for its historical value. <i>Collector</i> means an individual, association, corporation, partnership or other legal entity which buys or otherwise acquires, maintains, shows, restores, sells, dismantles, or otherwise disposes of antique or special interest vehicles for the purpose of maintaining one (1) or more antique and/or special interest vehicles for reasons of historical interest. <i>Junk vehicle</i> means any motor vehicle, other than antique or special interest vehicle which is: A. Inoperative; and B. Has been continuously inoperative for at least one hundred twenty (120) days or has been wrecked, dismantled, partially dismantled, or abandoned; and C. Does not bear a valid, unexpired license plate; and D. Does not meet minimum safety standards for operation on the public streets and highways of this state. <i>Special interest vehicle</i> means a motor vehicle not less than twenty-five (25) years old which has not been altered or modified from original manufacturer's specifications, which is being preserved or restored by a collector for its historical value.

New Mexico Ordinance Research — Other

Community	Ordinance Text
Taos	Chapter 8.28. NUISANCES GENERALLY
	8.28.010: DEFINITION: A. For the purposes of this chapter the word "nuisance" is defined as any person doing an unlawful act, or omitting to perform a duty, or suffering or permitting any condition or thing to be or exist, which act, omission, condition or thing in the town either: 1. Injures or endangers the comfort, repose, health or safety of others; or 2. Offends decency; or 3. Is offensive to the senses; or 4. Unlawfully interferes with, obstructs or tends to obstruct or renders dangerous for passage any public or private street, highway, sidewalk, stream, ditch or drainage; or 5. In any way renders other persons insecure in life or the use of property; or 6. Essentially interferes with the comfortable enjoyment of life and property, or tends to depreciate the value of the property of others. B. A public nuisance consists of knowingly creating, performing or maintaining anything affecting any number of citizens without lawful authority which is either: 1. Injurious to public health, safety, morals or welfare; or 2. Interferes with the exercise and enjoyment of public rights, including the right to use public property.
	8.28.020: ENUMERATION OF NUISANCE ITEMS: The maintaining, using, placing, depositing, leaving or permitting to be or remain on any public or private property in the town of any of the following items, conditions or actions are defined and declared to be and found to constitute a nuisance; provided, however, this enumeration shall not be deemed or construed to be conclusive, limiting or restrictive: A. Noxious weeds and other rank vegetation; B. Accumulation of rubbish, trash, refuse, junk and other abandoned materials, metals, lumber or other things; C. Any condition which provides harborage for rats, mice, snakes and other vermin; D. Any building or other structure which is in such a dilapidated condition that it is unfit for human habitation, or kept in such an unsanitary condition that it is a menace to the health of people residing in the vicinity thereof, or presents a more than ordinarily dangerous fire hazard in the vicinity where it is located;
	Chapter 8.08. DISMANTLED AND INOPERATIVE VEHICLES
	8.08.040: STORAGE RESTRICTED: A. It is unlawful for any person to store on, place on or permit to be stored or placed on, or allowed to remain on any occupied or unoccupied land within the town limits a dismantled, inoperable or wrecked motor vehicle, or any parts of a motor vehicle, except in zones where such activity is within the contemplated purposes of a duly licensed business under the provisions of the zoning ordinance, unless such articles shall be kept in a wholly enclosed garage or structure. No auto repair businesses shall keep, store or park any motor vehicle for more than thirty (30) days in any twelve (12) month period, unless vehicles are screened by use of a six foot (6') high solid fence or wall of which a limit of fifteen (15) vehicles will be allowed.
	8.08.050: EXCEPTIONS: An owner or occupant may store, permit to be stored or allow to remain upon his premises a dismantled, inoperable or wrecked motor vehicle, or parts thereof, for a period not to exceed seventy two (72) hours if such motor vehicle is registered in his name. Any such owner or occupant may, in the event of hardship, secure a permit from the code administrator to extend such period of seventy two (72) hours for an additional period not to exceed one week.

New Mexico Ordinance Research — Other

Community	Ordinance Text
	8.08.080: PERMIT FOR VINTAGE, COLLECTOR OR RESTORATION: An owner or occupant may apply to the town for a permit to allow for the storing and restoration of a vintage vehicle, collector vehicle, or a vehicle owner or occupant intends to restore. Application for said permit shall be made to the code enforcement officer. The permit is valid for one year from the date of issuance but may be renewed at the discretion of the code enforcement officer upon a demonstration by the owner or occupant that the restoration is under way.
Truth or Consequences	Chapter 6. HEALTH AND SANITATION
	ARTICLE V. MOTOR VEHICLES
	6-52. - Prohibited. No person shall park, store, leave, or permit the parking, storing or leaving of any motor vehicle of any kind which is in an abandoned, wrecked, dismantled, junked or partially dismantled condition, whether attended or not, upon any public or private property within the City for a period of time in excess of 72 hours. The presence of an abandoned, wrecked, dismantled, inoperative, junked, or partially dismantled vehicle or parts thereof on private or public property is hereby declared to be a public nuisance which may be abated as such in accordance with the provisions of this article.
	ARTICLE VI. WEEDS, ALLEYS, JUNK, TRASH AND REFUSE
	6-72. Declaration of nuisance; unlawful. In the interest of the inhabitants of the City, it is necessary to prohibit the accumulation of junk, trash, solid waste, debris, garbage and refuse on property within the corporate limits of the City by declaring such accumulation a nuisance. Violations of this article are a public nuisance.
	6-74. Unsanitary premises. It shall be unlawful for any person to permit or cause to remain in or about his premises any solid waste, garbage, rubbish, weeds, automobiles not in operating condition, wastewater or any conglomeration of residue thereof, which emits odors or serves as a feeding or breeding place for flies, insects or rodents, and which is unsanitary or injurious to public health.
	6-75. Hazardous premises. It shall be unlawful for any person to permit in or about his premises trees, weeds, briars, brush, shrubs, machinery, appliances, scrap metal, lumber, logs, pilings, open pits, quarry, cistern, well or other excavation without barriers, or any other waste, rubbish, or debris to become, in any way, hazardous or injurious to public health, to create a fire danger, or to obstruct pedestrian or vehicular traffic.
	6-77. Storage on private property. It shall be unlawful for any person to leave outside any building or dwelling in the City any dilapidated furniture, appliances, machinery, equipment, building material, junk, or other items which are either wrecked, junked, dismantled or in inoperative condition, and which are not completely enclosed within a building or dwelling, or behind a privacy fence. All fences must be permitted and constructed as provided in chapter 26, land use.

New Mexico Ordinance Research — Other

Community	Ordinance Text
Tucumcari	Title 7 - NUISANCES 7.04.010 - Definitions. "Blight" or "blighted" means unsightly conditions including the accumulation of debris; fences characterized by holes, breaks, rot, crumbling, cracking, peeling or rusting; landscaping that is dead, characterized by uncontrolled growth or lack of maintenance, or is damaged and any other similar conditions of disrepair and deterioration regardless of other properties in the area. "Debris" means any substance of little or no apparent economic value, which may be present in accumulations in excess of six inches in height and ten (10) inches in diameter, including but not limited to deteriorated lumber, old newspapers, furniture parts, stoves, sinks, cabinets, household fixtures, refrigerators, car parts, abandoned or neglected equipment, or the scattered remains of items. "Inoperative or inoperable vehicle" means any motor vehicle which by reasons of dismantling, disrepair or other cause is incapable of being propelled under its own power. "Nuisance" is defined as any person doing an unlawful act, or omitting to perform a duty, or suffering or permitting any condition or thing to be or exist; which act, omission, condition or thing either: 1. Injures or endangers the comfort, repose, health or safety of others; or 2. Offends decency; or 3. Is offensive to the sense; or 4. Unlawfully interferes with, obstructs or tends to obstruct, or renders dangerous for passage any public or private street, highway, sidewalk, stream, ditch or drainage; or 5. In any way renders other persons insecure in life to the use of property; or 6. Essentially interferes with the comfortable enjoyment of life and property, or tends to depreciate the value of the property of others. 7.04.020 - Illustrative Enumeration. The maintaining, using, placing, depositing, leaving or permitting to be or remain on any public or private property of any of the following items, conditions or actions are declared to be and constitute a nuisance; provided, however, this enumeration shall not be deemed or construed to be conclusive, limiting or restrictive: 1. Noxious weeds and other rank vegetation; 2. Mesquite bushes; 3. Accumulation of rubbish, trash, refuse, litter, garbage, junk and other abandoned materials, metals, lumber or other things; 4. Any condition that provides harborage for rats, mice, snakes and other vermin; 5. All unnecessary or unauthorized noises and annoying vibrations, including animal noises . . . 7.04.040 - Responsibility of Property Owner. Each property owner within the city, whether a natural person or a business entity, is responsible under the provisions of this chapter for each individual tract of property owned and his or her responsibility established herein will extend to abutment of other adjoining property lines. When any portion of the property abuts on a public road or alley the property owner's responsibility is from the back of the curb to the center of the alley; however, this shall not restrict in any manner the maintenance of the full alley by the city street department.

New Mexico Ordinance Research — Other

Community	Ordinance Text
Tularosa	CHAPTER 90: HEALTH AND SANITATION; NUISANCES
	SPECIFIC NUISANCES
	90.15 ABANDONMENT OF DANGEROUS CONTAINERS. Abandonment of dangerous containers consists of any person: (A) Abandoning, discarding or keeping in any place accessible to children, ay refrigerator, icebox, freezer, airtight container, cabinet or similar container which is no longer in use, without having the attached doors, hinges, lids or latches removed or without sealing the doors or other entrances so as to make it impossible for anyone to be imprisoned therein; (B) Who, being the owner, lessee or manager of any premises, knowingly permits any abandoned or discarded refrigerator, icebox, freezer, airtight container, cabinet or similar container to remain upon the premises in a condition whereby anyone may be imprisoned therein.
	CHAPTER 93: ABANDONED VEHICLES
	93.01 VIOLATION. The presence of a dismantled, partially dismantled or inoperable vehicle or motor vehicle or parts thereof on any street, occupied or unoccupied land within the village limits in violation of the terms of this section is a public nuisance.
	93.03 PROHIBITED ACTS. It is unlawful for any person, firm or corporation to store on, or permit to be stored or placed on or allowed to remain on any public or private property or street or highway within the village limits a dismantled, partially dismantled, or inoperable motor vehicle or any parts of a motor vehicle unless the vehicle is in an enclosed building or on property which is enclosed with a fence or wall and the vehicle is not visible from adjoining or surrounding property or from the street or streets or public ways. This section shall not apply to a vehicle or vehicles on the premises of a duly licensed business in zones where the activity is within the contemplated purposes of the duly licensed business under the provisions of the zoning code of the village.