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TORRANCE COUNTY
ORDINANCE # 97-1

AN ORDINANCE RELATING TO THE MOVEMENT OF MANUFACTURED (MOBILE) HOMES
IN THE COUNTY OF TORRANCE, PROVIDING PENALTIES FOR FAILURE TO COMPLY.

(1) This ordinance may be referred to as the Torrance County
Mobile Home Ordinance.

(2) This ordinance shall apply to all streets and highways
under the jurisdiction of the County of Torrance, State of New
Mexico, and within the reasonable exercise of the police power of
said county (Sec. 66-7-9, NMSA, 1978 Comp., as amended).

(3) Mobile Home defined: A mobile home is a manufactured home
which is a movable or portable housing structure over thirty-two
(32) feet in length and over eight (8) feet in width, constructed to
be towed on its own chassis and designed to be installed with or
without a permanent foundation for human occupancy as a residence and
which may include one or more components that can be retracted for
towing purposes and subsequently expanded for additional capacity, or
may be two or more units separately towed but designed to be joined
into one integral unit, as well as a single unit. Manufactured or
mobile home does not include recreational vehicle or modular or
pre-manufactured homes, built to Uniform Building Home standards,
designed to be permanently affixed to real property.

(4) Except as provided in Section (5) of this ordinance, no
movement of a manufactured home which originates in this county shall
be permitted until the owner of such manufactured home or his
authorized agent obtains and presents to the Motor Transportation
Division proof that a certificate has been issued by the Torrance
County Treasurer showing that either:

(a) all property taxes due or to become due on the
manufactured home for the current tax year and/or past tax years
have been paid.

(b) No liability for property taxes on the manufactured
home exists for the current tax year or any past tax years.

STATE OF NEW MEXICO
COUNTY OF TORRANCE

I hereby certify that this instrument was
filed for record on the 26th day
of February, A.D., 19 97
at 3:47 o'clock P M and duly
recorded in book 276 at page 0046-0048

Witness my hand and Seal of office
Linda Lujan
County Clerk, Torrance Co., N.M.
Linda Lujan, Deputy



(5) The movement of a manufactured home from the lot or business location of a manufacturer to its destination designated by a owner-purchaser is not subject to the requirements of Section (4) above if the movement originated from the lot or business location of the dealer and the manufactured home was part of his inventory prior to the sale to the owner-purchaser. Provided that the movement of a manufactured home by a dealer or his authorized agent as a result of a sale or trade-in from a non-dealer owner is subject to the requirements of this ordinance regardless of the destination.

(6) The certificate from the County Treasurer shall be of a size and color to be prescribed by said Treasurer and shall obtain an expiration date which shall be no later than thirty (30) days from the date of issuance.

(7) The certificate from the County Treasurer shall be attached to the manufactured home in a conspicuous location on the rear of said manufactured home during movement over any street or highway under the jurisdiction of Torrance County.

(8) No certificate shall be issued by the County Treasurer in accordance with section (4) above unless the destination has a municipal address or a county address assigned under the County Rural Addressing System; provided that if the destination is a location within the County for which a rural county address is not available, then the person requesting the certificate shall give a physical description of the destination sufficient to enable the County Treasurer to identify the actual site or location to which the manufactured home is being moved.

(9) No person who is the owner, purchaser, lessee, renter or who is the agent or employee of any owner, purchaser, lessee, renter, or who has custody and control of said manufactured home shall suffer or permit the movement of said manufactured home unless the person shall have first obtained the certificate requires in Section (4) above and shall have affixed said certificate to the manufactured home as required by Section (7) above.

(10) No person shall move a manufactured home unless the certificate required by this ordinance shall have been obtained and affixed to said manufactured home as required by this ordinance.

(11) Penalties: Any person violating the terms of this ordinance shall be punished by a fine not to exceed three hundred dollars (\$300) or imprisonment for ninety (90) days, or both such fine and imprisonment.

(12) Prosecution or conviction under this ordinance shall not discharge the obligation for the payment of any taxes due under the laws of the State of New Mexico.

(13) Effective Date: The effective date of this ordinance shall be thirty (30) days after final passage of same.

ADOPTED THIS 26TH DAY OF FEBRUARY, 1997

Bill R. Will
CHAIRMAN

Charles R. ...
MEMBER

Rodger R. ...
MEMBER

ATTEST:

[Signature]
COUNTY CLERK

