

CITY of ALBUQUERQUE

NINETEENTH COUNCIL

COUNCIL BILL NO. O-10-21

ENACTMENT NO.

0-2010-029

SPONSORED BY: Dan Lewis

1 **ORDINANCE**

2 **AMENDING SECTION 9-3-5 (C) ROA 1994, PORTIONS OF THE ALARM SYSTEM**
3 **ORDINANCE, ALLOWING A WAIVER FOR RESIDENTS 65 YEARS OF AGE AND**
4 **OLDER FROM ALARM USER PERMIT FEE REQUIREMENTS FOR PRIVATE**
5 **PREMISES ALARM SITES.**

6 **BE IT ORDAINED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY OF**
7 **ALBUQUERQUE:**

8 **Section 1. Section 9-3-5 (C) ROA 1994 is amended to read:**

9 **“(C) A fee of \$25.00 shall be charged for the issuance and each annual**
10 **renewal of each alarm user permit.**

11 **(1) No refund of a permit or permit renewal fee will be made.**

12 **(2) For private premises alarm sites, the Mayor shall waive the**
13 **Alarm User Permit fee for low-income individuals and individuals 65 years of**
14 **age and older. In making such determination, the Mayor shall require the low-**
15 **income applicant to furnish appropriate documentation establishing eligibility**
16 **for the waiver including: an EBT card issued by the State of New Mexico for**
17 **Food Stamps, either the annual letter of statement of benefits or monthly**
18 **benefit card for Supplemental Security Income, an EBT card issued by the**
19 **State of New Mexico for the Temporary Assistance for Needy Families**
20 **program, or a Medicaid health benefit card. The aforementioned**
21 **documentation shall be maintained on file by the False Alarm Reduction Unit.**
22 **The Mayor shall require the applicant 65 years of age and over to furnish a**
23 **driver's license or other appropriate documentation as proof of age.”**

24 **Section 2. SEVERABILITY CLAUSE. If any section, paragraph, sentence,**
25 **clause, word or phrase of this ordinance is for any reason held to be invalid or**
26 **unenforceable by any court of competent jurisdiction, such decision shall not**
27 **affect the validity of the remaining provisions of this ordinance. The Council**

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1 hereby declares that it would have passed this ordinance and each section,
2 paragraph, sentence, clause, word or phrase thereof irrespective of any
3 provision being declared unconstitutional or otherwise invalid.

4 Section 3. COMPILATION. This ordinance shall be incorporated in and
5 made part of the Revised Ordinances of Albuquerque, New Mexico, 1994.

6 Section 4. EFFECTIVE DATE. This ordinance shall take effect five days
7 after publication by title and general summary.

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1 PASSED AND ADOPTED THIS 6th DAY OF December, 2010
2 BY A VOTE OF: 5 FOR 4 AGAINST.

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4 For: Cook, Garduño, Lewis, Sanchez, Winter
5 Against: Benton, Harris, Jones O'Malley

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8 Don F. Harris, President
9 City Council

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12 APPROVED THIS 22 DAY OF December, 2010

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16 Bill No. O-10-21

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19 Richard J. Berry, Mayor
20 City of Albuquerque

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25 ATTEST:

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28 Amy B. Bailey, City Clerk