

[Bracketed/Underscored Material] - New
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1 **~~(b) For an appeal to the LUHO related to an application that was~~**
2 **~~approved, if the appellant loses their appeal, they shall be~~**
3 **~~responsible for paying the reasonable costs, including attorneys'~~**
4 **~~fees of the appellee. A finding on the reasonableness of proposed~~**
5 **~~costs shall be made by the LUHO.]~~**

6 **SECTION 2. SEVERABILITY.** If any section, paragraph, sentence, clause,
7 word or phrase of this Ordinance is for any reason held to be invalid or
8 unenforceable by any court of competent jurisdiction, such decision shall not
9 affect the validity of the remaining provisions of this Ordinance. The Council
10 hereby declares that it would have passed this Ordinance and each section,
11 paragraph, sentence, clause, word or phrase thereof irrespective of any
12 provision being declared unconstitutional or otherwise invalid.

13 **SECTION 3. COMPILATION.** SECTION 1 of this Ordinance amends, is
14 incorporated in, and is to be compiled as part of the Revised Ordinances of
15 Albuquerque, New Mexico, 1994.

16 **SECTION 4. EFFECTIVE DATE.** This Ordinance takes effect five days after
17 publication by title and general summary.