SAN JUAN COUNTY
ORDINANCE NO. 19

AN ORDINANCE RELATING TO THE MOVEMENT OF MANUFACTURED (MOBILE) HOMES IN THE COUNTY OF SAN JUAN; PROVIDING FOR A PERMIT FROM THE COUNTY TREASURER AND PROVIDING PENALTIES FOR FAILURE TO COMPLY.

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

(2) This ordinance shall apply to all streets and highways under the jurisdiction of the County of San Juan, 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 or 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 towable but designed to be joined into one integral unit, as well as a single unit. Manufactured or mobile home does not include recreational vehicles 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 San Juan County Treasurer showing that either:

(a) all property taxes due or to become due on the manufactured home for the current tax year or any past tax years have been paid, except for manufactured homes located on an Indian Reservation; or

(b) No liability for property taxes on the manufactured home exists for the current tax year or any past tax years, except for manufactured homes located on an Indian Reservation.

(5) The movement of a manufactured home from the lot or business location of a manufactured home dealer to its destination designated by an owner-purchaser is not subject to the requirements of Section (4) above if the movement originates 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 contain 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 streets and highways under the jurisdiction of San Juan 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 required 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 ($300.00) 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.

APPROVED AND ADOPTED THIS 5th day of December, 1985.

SAN JUAN COUNTY
BOARD OF COUNTY COMMISSIONERS

Ronn Jones, Chairman

R. E. Karlin, Chairman Pro Tem

Donald Benally, Member

Wallace Davis, Member

Robert A. Smith, Member

ATTEST:

Sandra Townsend, County Clerk

FILED OR RECORDED
BOOK 1025 PAGE 368
SAN JUAN COUNTY, NEW MEXICO

DEC 09 1985

AT 1:30 O'CLOCK P. M.
SANDRA TOWNSEND
COUNTY CLERK
DEPUTY