



## VILLAGE OF CORRALES

### ORDINANCE NO. 10-008

**AN ORDINANCE RELATING TO PERMISSIVE USES AND USES BY REVIEW IN THE “M” MUNICIPAL, PUBLIC AND QUASI-PUBLIC ZONE OF THE VILLAGE; CLARIFYING THAT THE AMENDMENTS RELATED TO USES IN THAT ZONE THAT WERE ADOPTED BY ORDINANCE NO. 09-003 ON APRIL 14, 2009, REMAIN IN FULL FORCE AND EFFECT, NOTWITHSTANDING SUBSEQUENT TECHNICAL AMENDMENTS TO THE CODE OF ORDINANCES OF THE VILLAGE.**

**WHEREAS**, on April 14, 2009, the Village Council, the governing body (“Governing Body”) of the Village of Corrales (the “Village”), by adoption of Ordinance No. 09-003, effected certain substantive amendments to Chapter 18, Article II (Zoning) of the Code of Ordinances of the Village, relating particularly to uses in the “M” Municipal, Public and Quasi-Public zone, as hereinafter set forth; and

**WHEREAS**, on May 19, 2009, the Governing Body adopted Ordinance No. 09-005, effecting a number of technical amendments and minor emendations to Chapter 18, Article II of the Code of Ordinances; and

**WHEREAS**, the provisions adopted by Ordinance No. 09-003 were not included in the text of Chapter 18, Article II of the Code of Ordinances as set forth in Ordinance No. 09-005, because that text relied in large part on the Code of Ordinances as it existed prior to the adoption of Ordinance No. 09-003; and

**WHEREAS**, at meetings of the Governing Body at which Ordinance No. 09-095 was considered, there was discussion of the Governing Body’s intent that the adoption of Ordinance No. 09-005 should not be deemed to rescind, repeal, modify or amend the substantive provisions previously adopted by Ordinance No. 09-003; and

**WHEREAS**, it appears that notwithstanding the foregoing discussions of the Governing Body there was no formal amendment of Ordinance No. 09-005 or revision of that Ordinance to reflect and incorporate the substantive provisions of Ordinance No. 09-003; and

**WHEREAS**, although the Village staff has included the provisions of Ordinance No. 09-003 in the Village’s Code of Ordinances at all times since the adoption of the said Ordinance, in accordance with the intent of the Governing Body; and

**WHEREAS**, the foregoing legislative history could nonetheless possibly lead to an erroneous interpretation to the effect that the provisions of Ordinance No. 09-003 were repealed, rescinded, modified or amended by Ordinance No. 09-005; and

