



## VILLAGE OF CORRALES

### ORDINANCE NO. 17-015

**AN ORDINANCE RELATING TO MANDATORY USE OF SAFETY BELTS  
IN TRUCKS OF 10,000 POUNDS GROSS VEHICLE WEIGHT OR LESS;  
REPEALING ORDINANCE NO. 205 AS NO LONGER NEEDED.**

**WHEREAS**, on October 10, 1988 the Village Council, the governing body of the Village of Corrales (the “Governing Body” and the “Village,” respectively) adopted Ordinance No. 205, requiring the use of safety belts if available in trucks having a gross vehicle weight of 10,000 pounds or less and setting a fine of \$25 for violations; and

**WHEREAS**, Ordinance No. 205 was presumably adopted because other ordinances and statutes in effect at the time of adoption did not address safety belt use in trucks such as those to which Ordinance No. 205 applied; and

**WHEREAS**, Section 12-6-13.13 of the Uniform Traffic Ordinance (“UTO”) adopted by reference by the Governing Body now requires the use of safety belts where available in all vehicles of 10,000 pounds gross vehicle weight or less, regardless whether characterized as a truck or any other type of vehicle, and the Governing Body has established a fine of \$79 (including fees) for violations; and

**WHEREAS**, the Governing Body finds that the provisions of Ordinance No. 205 are no longer necessary and have created a disparity in penalty guidelines vis-à-vis Section 12-6-13.13 of the UTO.

**NOW, THEREFORE, BE IT ORDAINED** by the Village Council, the governing body of the Village of Corrales, that Ordinance No. 205, adopted October 10, 1988, is hereby **REPEALED**.

**SEVERABILITY CLAUSE:** Should any section, paragraph, clause or provision of this Ordinance be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Ordinance. The Governing Body of the Village of Corrales hereby declares that it would have passed this Ordinance and each section, subsection, sentence, clause, word or phrase thereof irrespective of any one or more sections, subsections, sentences, clauses, words or phrases being declared unconstitutional or otherwise invalid.

**COMPILING CLAUSE:** This Ordinance shall be incorporated in and compiled as a part of the Code of Ordinances of the Village of Corrales, as provided herein.

**EFFECTIVE DATE AND PUBLICATION:** This Ordinance shall become effective and be in full force and effect from and after its passage, publication and posting, according to law.

**PASSED, APPROVED AND ADOPTED** by the Governing Body of the Village of Corrales, New Mexico, this 12th day of December, 2017.

APPROVED:

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The Honorable Scott Kominiak  
Mayor

ATTEST:

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Jennifer A. Hise  
Village Clerk