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HOUSE BILL 24

56TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2023

INTRODUCED BY

Miguel P. Garcia

AN ACT

RELATING TO PROPERTY; REQUIRING COUNTIES AND MUNICIPALITIES TO TAKE RESPONSIBILITY FOR THE REPAIR, IMPROVEMENT OR CONSTRUCTION OF SIDEWALKS; REPEALING SECTION 3-49-4 NMSA 1978 (BEING LAWS 1967, CHAPTER 240, SECTION 1).

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. A new section of Chapter 5 NMSA 1978 is enacted to read:

"[NEW MATERIAL] SIDEWALKS--REPAIRING--IMPROVING--CONSTRUCTING.--If the governing body of a county or municipality determines that it is necessary to repair, improve or construct a sidewalk fronting an individual tract or parcel of land to conform with the existing sidewalk standards adopted by the county or municipality, the governing body shall provide notice by certified mail at the last known address of the owner

underscored material = new
~~[bracketed material]~~ = delete

underscoring material = new
~~[bracketed material] = delete~~

1 or agent in charge of the tract or parcel of land that is
2 contiguous to the sidewalk that the municipality shall commence
3 repairing, improving or constructing the sidewalk within
4 fifteen days. If the owner, as shown by the real estate
5 records of the county clerk, or agent in charge of the
6 building, structure or premise cannot be provided notice
7 pursuant to this section, a copy of the notice shall be posted
8 on the building, structure or tract or parcel of land that is
9 contiguous to the sidewalk."

10 SECTION 2. REPEAL.--Section 3-49-4 NMSA 1978 (being Laws
11 1967, Chapter 240, Section 1) is repealed.