

NOTICE OF PROPOSED ORDINANCE

TO WHOM IT MAY CONCERN:

Notice is hereby given that at its regular meeting at the Municipal Building at 6:00 P.M., July 14, 2009, the Carlsbad City Council will consider the adoption of the following ordinance:

ORDINANCE NO. 2009-_____

AN ORDINANCE REZONING PART OF "R" RESIDENCE DISTRICT TO "D-2" GENERAL COMMERCIAL DISTRICT AND AMENDING SECTIONS 56-38 AND 56-36 OF THE CARLSBAD CITY CODE.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF CARLSBAD, EDDY COUNTY, NEW MEXICO, that:

Sections 56-38 and 56-36 of the City of Carlsbad Code be and they hereby are amended to rezone part of "R" Residential District to "D-2" General Commercial District property in the 2500 to the 2700 blocks of West Pierce Street, generally described as being northwest of the intersections of Pierce Street and Callaway Drive, and more particularly described as:

A tract of land in Eddy County, New Mexico, being part of the SW1/4SE1/4 of Section 26, Township 21 South, Range 26 East, N.M.P.M., Eddy County, New Mexico, being more particularly described as follows: Beginning at a point on the northeasterly right-of-way line of U.S. Highway 285 opposite Centerline Station 62+71.2 Back = 64+06.1 ahead, which point is northwesterly a distance of 299.4 feet along said right-of-way line from the point of intersection of said right-of-way line and the south line of said Section 26, thence N37°12'W a distance of 376.7 feet, thence N52°48'E a distance of 336.0 feet, thence N37°12'W a distance of 312.5 feet, thence N52°48'E a distance of 125.38 feet, thence S50°20'E a distance of 18.1 feet, thence S38°45'E a distance of 350.0

feet, thence S28° 10'E a distance of 310.0 feet, thence S50° 42' 40"W
a distance of 426.58 feet to the Point of Beginning.

INTRODUCED, PASSED, ADOPTED AND APPROVED this _____ day of
_____, 2009.

BOB FORREST, MAYOR

ATTEST:

CITY CLERK

/s/ Amanda J. Asbury
City Clerk