

**CITY OF ALAMOGORDO  
APPLICATION FOR  
BUSINESS LICENSE FOR SPECIFIC BUSINESSES**

**TYPE OF BUSINESS (Check one)**

- Amusement Halls (yearly fee)
- Boxing, sparring, wrestling or martial arts contest (daily fee)
- \*Carnivals and circuses (daily fee)
- Drive-in restaurants (yearly fee)
- Outdoor concerts, exhibitions and amusements for profit (daily fee)
- Outdoor displays and sales (yearly fee)
- Public dances (daily fee)
- Route food vendors (yearly fee)
- Secondhand Dealers (yearly fee)

**FEE: \$35.00 PER YEAR OR DAY, AS APPLICABLE**

**N.M. Tax I.D. No.:** \_\_\_\_\_

**BUSINESS NAME:** \_\_\_\_\_

**ADDRESS:** \_\_\_\_\_

**MAILING ADDRESS:** \_\_\_\_\_

**TELEPHONE NUMBER - BUS.#** \_\_\_\_\_ **HOME#** \_\_\_\_\_

**OWNER/APPLICANT'S NAME:** \_\_\_\_\_

**ADDRESS:** \_\_\_\_\_

**SS#:** \_\_\_\_\_ **DATE OF BIRTH:** \_\_\_\_\_

**WHEN APPLICABLE, DATE(S) OF EVENT:** \_\_\_\_\_

**WHEN APPLICABLE, LOCATION OF EVENT:** \_\_\_\_\_

**WHEN APPLICABLE, SPONSOR OF EVENT:** \_\_\_\_\_

**I CERTIFY THAT THE ABOVE INFORMATION IS TRUE AND CORRECT.**

\_\_\_\_\_  
**SIGNATURE OF OWNER/APPLICANT**

**FOR CITY CLERK'S OFFICE USE ONLY**

**LICENSE NO:** \_\_\_\_\_ **DATE PAID:** \_\_\_\_\_ **AMOUNT PAID :** \_\_\_\_\_

*\*Proof of insurance and additional documentation required before processing application.*

*Carnival License Regulations*  
*City of Alamogordo*  
*City Clerk's Office*

Applicant must provide the following before a Carnival License will be processed:

- 1) Completed application;
- 2) Fee - \$35.00 **per day**;
- 3) Original Certificate of Insurance in an amount not less than \$3 million dollars **per occurrence**, against liability for injury to persons arising out of the operation of a ride, and listing the City of Alamogordo as additional insured;
- 4) A list from the insurance company containing a schedule by name and serial number of each carnival ride insured under the policy;
- 5) Copy of the proper documentation showing an inspection by a National Amusement Ride Safety Official (NARSO) Class 1, 2, or 3 inspector within 12 months of the operation of the ride in the State of New Mexico and proper documentation if any deficiencies were noted by the inspector have been corrected;
- 6) Proof that a completed and notarized "Certificate of Operation" application has been filed with the New Mexico Regulation and Licensing Department and that the appropriate filing fee has been paid; and
- 7) Copy of a "Certificate of Registration" from the New Mexico Regulation and Licensing Department.

**NOTE: Allow for 7-10 days for processing an application once all documentation is submitted.**

**ARTICLE 6-01.  
IN GENERAL**

**ARTICLE 6-02.  
CIRCUSES AND CARNIVALS**

**6-02-010. Definition.**

For the purpose of this article, "proof of financial responsibility" means delivery to the clerk of the city, the original and a copy of a policy of insurance or bond undertaking which insures the owner or owners of such circus or carnival from any loss which they might sustain as a result of any act or omission by said owners, their agents, servants and employees, in an amount of not less than three hundred thousand dollars (\$300,000.00) for each person and five hundred thousand dollars (\$500,000.00) aggregate per accident.

(Code 1960, § 5-18-2; Ord No. 456, 3-23-71)

*Cross reference*—Rules of construction and definitions generally, § 1-01-020.

**6-02-020. Filing proof of financial responsibility prerequisite to issuance of license; examination and retention.**

(a) No circus or carnival shall be issued a license pursuant to the provisions of section 17-01-050 of this Code without first filing with the city proof of financial responsibility for the benefit and protection of any person or persons who may sustain damages resulting from any negligent act or omission of the owners of any circus or carnival, or any of their respective employees, servants or agents.

(b) The clerk shall examine the original with the duplicate copy, and after comparing the original with the copy to ascertain that the original is in full force and effect, shall return the original to

the owner and retain the duplicate copy for a period of four (4) years from the date of receipt of the same.

(Code 1960, § 5-18-3; Ord. No. 456, 3-23-71)

**ARTICLE 6-03.  
PARADES\***

**6-03-010. Short title.**

This article shall be known and may be cited as the "Parade Ordinance of the City of Alamogordo." (Code 1960, § 6-11-1; Ord. No. 552, 1-11-77; Ord. No. 1003, § 1, 3-25-97)

**6-03-020. Definitions.**

As used in this article:

*Director of the department of public safety* is the director of the department of public safety of the city.

*Parade* is any parade, march, ceremony, show, exhibition, pageant or procession of any kind, or any similar display in or upon any street, park or other public place in the city.

*Parade permit* is a permit as required by this article.

(Code 1960, § 6-11-2; Ord. No. 552, 1-11-77; Ord. No. 1003, § 1, 3-25-97)

*Cross reference*—Rules of construction and definitions generally, § 1-01-020.

**6-03-030. Permit Required; exceptions.**

(a) No person shall engage in, participate in, aid, form or start any parade, unless a parade permit shall have been obtained from the director of the department of public safety.

(b) This section shall not apply to:

- (1) Funeral processions;
- (2) Students going to and from school classes or participating in educational activities, providing such conduct is under the immediate direction and supervision of the proper school authorities;

\*State law reference—Authority to regulate use of public streets, N.M.S.A. § 3-49-1A.

this chapter, or fails to renew such registration or license before January 31 of the year of renewal, a surcharge will be assessed in the amount of ten dollars (\$10.00). This surcharge may be imposed in addition to the penalties provided in section 17-01-100.

(Ord. No. 652, § 2, 2-22-83; Ord. No. 731, § 3, 6-14-88; Ord. No. 996, § 3, 11-12-96)

#### **17-01-050. Forms**

Applications for business registration and licenses shall be made in writing to the city clerk, who shall prescribe the form required for such applications. The clerk may require the applicant to provide all information considered necessary to process the application and to determine that the policies of this chapter are complied with.

(Ord. No. 652, § 2, 2-22-83)

#### **17-01-060. Transfer of registration or license.**

No registration or license issued pursuant to this chapter shall be transferable from one business to another. Registrations issued pursuant to section 17-01-030 shall not be transferable from one person conducting a business to a succeeding person conducting the same business; however, licenses issued pursuant to Article I-A of this chapter may be transferred to a succeeding operator of the same business, upon the payment of a ten dollar (\$10.00) transfer fee.

(Ord. No. 652, § 2, 2-22-83)

#### **17-01-070. Display of registration or license.**

The city clerk shall provide a suitable certificate of registration or license to each place of business coming within the terms of this chapter, which shall be prominently displayed at the place of business for which the registration or license is issued. A duplicate certificate of registration or license may be issued by the city clerk to replace a lost or destroyed certificate, upon the payment of a filing fee of ten dollars (\$10.00).

(Ord. No. 652, § 2, 2-22-83)

#### **17-01-080. Proper business location.**

No license or registration shall be issued pursuant to this chapter, unless the facilities and buildings at the location of the proposed business

meet all applicable building code, fire code and zoning restrictions currently in force in the city. If all such codes are complied with, and if ten (10) days' notice is given to the clerk, the location of a business may be changed within the city.

(Ord. No. 652, § 2, 2-22-83)

#### **17-01-090. State licenses.**

No license or registration pursuant to this chapter shall be issued to any business where a license required for such business by the State of New Mexico, has not been obtained.

(Ord. No. 652, § 2, 2-22-83)

#### **17-01-100. Offenses; nuisances; procedures nonexclusive.**

(a) It is unlawful for any person to engage in, conduct or carry on any business or occupation within the City of Alamogordo without first registering the same or obtaining a license therefor, and without first paying the fees in compliance with the provisions of this chapter.

(b) It is unlawful for any person to knowingly file an application for issuance or renewal of any business registration or business license, upon which any of the information required by the application has been falsified.

(c) It is unlawful for any person to engage in, conduct or carry on any business within the City of Alamogordo without obtaining any license that may be required for it by the State of New Mexico. This prohibition includes, but is not limited to, engaging in the business of contracting of a type for which the owner is not licensed, even though the owner may be licensed for another type of contracting.

(d) Any person violating the provisions of this section shall be punished as provided in section 1-01-100 of the Alamogordo Municipal Code.

(e) No business registration or license issued pursuant to this chapter shall be construed to permit the operation of the business as a nuisance.

(f) The remedies provided in this section are nonexclusive. If a person engages in business in the city, without obtaining the required registra-