

§ 14-16-3-24 SMALL LOAN BUSINESSES

- (A) **Initial Review by the Zoning Enforcement Officer.** No Small Loan Business shall commence operation until such time as it demonstrates to the Zoning Enforcement Officer's satisfaction that:
- 1) It has obtained a valid license under the New Mexico Small Loan Business Act from the New Mexico Regulations and Licensing Department;
 - 2) It is not located on the same parcel as another Small Loan Business, nor is closer than one mile (5,280 ft.), as measured in a straight line from property line to property line, to any other parcel on which another Small Loan Business is located; and
 - 3) It is in compliance with all relevant requirements of the Zoning Code.
- (B) **Annual Review by the Zoning Enforcement Officer.** Each Small Loan Business shall annually submit to the Zoning Enforcement Officer proof that it has renewed its license with the New Mexico Regulations and Licensing Department and that it remains in compliance with all relevant requirements of the Zoning Code.
- (C) **Zoning Enforcement Officer Review Fee.** The Planning Director shall establish a reasonable review fee for the Zoning Enforcement Officer's reviews as required by this Section. Payment of the review fee for an initial review shall reserve the location of the proposed Small Business as to the distance separation requirements prescribed by this Section for ninety (90) days.
- (D) **Penalty.** Any failure by a Small Loan Business to satisfy the requirements of this Section constitutes violation of the Zoning Code and will subject such Small Loan Business to enforcement by the Zoning Enforcement Officer as provided by law.
- (E) **Non-Conformance of Existing Small Loan Businesses.** Any Small Loan Business in operation prior to the effective date of this Section will be considered a nonconforming use pursuant to §14-16-3-4 ROA 1994 for purposes of the distance separation requirements prescribed herein. However, all Small Loan Businesses, regardless of their initial date of operation are subject to the annual reporting requirements prescribed by subsection "B" above.

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