VILLAGE OF CIMARRON

PO Box 654
Cimarron, New Mexico 87714
505-376-2232 fax 505-376-2810

Invoice No. 1

INVOICE

Customer

Name	Fisher Sand & Gravel-New Mexico, Inc.
Address	30A Frontage Rd East
City	Placitas State NM ZIP 84043
Phone	

Date	10/6/2016
Order No.	001
Rep	C Sanchez
FOB	

Qty	Description	Unit Price	TOTAL
234800	Gallons of Water	$0.03000000	$7,044.00

Subtotal	$7,044.00
Shipping & Handling	$0.00
Tax New Mexico	
TOTAL	$7,044.00

Payment Details

- ○ Cash
- ◉ Check
- ○

Please make checks payable to:
Village of Cimarron

Amount due upon receipt.

Thank you for your Business!

RESOLUTION 2017-12
VILLAGE OF CIMARRON
COUNTY OF COLFAX
CASH TRANSFER

WHEREAS, the Governing Body of the Village of Cimarron at the Regular Council Meeting, November 9, 2016 did propose to make the cash transfer from the general fund 101 to the solid waste fund 504; for the purpose of funding various bills.

WHEREAS, the Council does ask that authorization to make the following cash transfer be granted:

Cash Transfer	**From**	**To**
General Fund 101-1010-51000	$10,000.00	
Solid Waste Fund 504-1000-52000		$10,000.00

NOW, THEREFORE BE IT RESPECTFULLY REQUESTED that authorization be given by the: **Local Government Division of the Finance and Administration** for the above cash transfer.

Passed, Approved and Adopted this 9th day of November, 2016.

_____
Judy LeDoux, Mayor

ATTEST:

_____
Mindy Cahill, Clerk Administrator

VILLAGE OF CIMARRON
ORDINANCE NO. 262

AN ORDINANCE REPEALING ORDINANCES NOS. 67, 76, 185, 190, 205, 211, 215, 217, 218, 244, 245, 250 AND 255: ALL RELATING TO THE VILLAGE OF CIMARRON'S WATER, SEWER AND SOLID WASTE SERVICES. TO PROVIDE FOR THE ESTABLISHMENT OF WATER RATES, SEWER RATES, SOLID WASTE RATES AND MISCELLANEOUS CHARGES, AND CONDITIONS FOR WATER, SEWER, AND SOLID WASTE SERVICES.

WHEREAS, the Village of Cimarron, Colfax County, New Mexico is a legally and regularly created, established, organized and existing municipal corporation ("the Village") under the laws of the State of New Mexico; and

WHEREAS, the Village of Cimarron owns, operates and maintains a public water utility, public sewer utility, and public solid waste disposal service which the Village hereby declares shall continue to be operated as public utilities and services; and

WHEREAS, the Village of Cimarron wishes to establish the terms and conditions by which public utilities shall be provided to customers.

NOW THEREFORE BE IT ORDAINED BY THE GOVERNING BODY OF THE VILLAGE OF CIMARRON, that the terms of service and operation and related provisions contained herein are hereby adopted, confirmed and ratified as follows:

SECTION 1. WATER SERVICE

PART 1.1 WATER SERVICE CUSTOMERS

Upon application to the designated Village office, any person over the age of 18, firm, or corporation may make application for use of water provided by the Village. In the event any person, firm, or corporation wishes to use or receive water provided by the Village outside of the Village limits, that person, firm, or corporation shall also make application to the Village Council setting forth the reasons why the applicant feels service outside the Village limits is necessary or desirable. The Village Council will review and pass upon the application. If the application is granted, the applicant must then comply with all other requirements set forth in this Ordinance. In the event of a water emergency as set forth in this Section, the Village has the right to disconnect any non-resident customer without recourse. The granting of service to an applicant who seeks service outside the Village limits does not give rise to any right of continued service by the Village.

PART 1.2 WATER RATE SCHEDULE – RESIDENTIAL, SMALL COMMERICAL AND LARGE COMMERCIAL

Charges and fees for water service customers shall be billed monthly based on the rates established from time to time by resolution of the Village Council. Water service rates shall be assessed based on the following classifications:

1. Residential rate class consists of those users using water annually for personal use.

2. Small Commercial rate class consists of those businesses which have their own commercial building and water meter, not part of a residence, and use less than 120,000 gallons of water annually, and all home based businesses.

3. Large Commercial rate class consists of those businesses which have their own commercial building and water meter, not part of a residence, and using more than 120,000 gallons of water annually.

4. Once a business is assigned to a rate classification, that classification shall remain in effect until the next annual review of consumption figures or at any time a previously classified small commercial user uses more than 120,000 gallons of water during the annual review period, at which point the business's classification shall automatically be converted to a large commercial user. The annual review shall be conducted each January and shall be based on the prior years' usage. In the event water usage data is not available for a full twelve (12) month period, the monthly charge for water usage shall be based on an average of six (6) months until such time data for a full twelve (12) month period becomes available.

PART 1.3 CONSTRUCTION COMPANIES

All businesses engaged in construction activities shall be classified and charged as large commercial users regardless of actual water usage. Water sold to businesses engaged in construction activities shall also be required to provide a good faith deposit, as established from time to time by resolution of the Village Council, before water may be taken or used by the business. To the extent the good faith deposit is refundable; it shall be refunded in accordance with the Billing Procedures provided for herein. Water shall be metered and the hours to haul water shall be limited to 8:00 a.m. to 5:00 p.m., Monday through Friday.

PART 1.4 WATER METER REQUIREMENTS

1. The water distribution system of the Village of Cimarron shall be operated on a completely metered basis. Every separate structure used as a residence or commercial establishment receiving water from the Village's water distribution system shall be provided with a meter connection upon receipt of a completed application and payment of all applicable fees. Multiple connections serving more than one structure from a single meter shall not be permitted. Guesthouses, car garages and RV's are excepted from this requirement, unless they are converted into a permanent residence or commercial establishment, or rented out as a residence or commercial establishment. A structure shall be considered a permanent residence if a person resides in the structure for more than six (6) months. In all new construction with multiple connections a water meters shall be installed for each permanent residence. Current water meters with multiple connections shall pay the minimum charge for water, sewer (if applicable) and solid waste for each structure; until such time as the multiple connections are eliminated. The person requesting service shall be solely responsible for the cost of the meter and service line from the water meter to the building. The minimum charge per month, as established from time to time by resolution of the Village Council, shall be assessed for each additional connection from a single meter receiving water from the Village's distribution system until such time as the multiple connections are eliminated.

2. It is the customer's responsibility to inform the Village when a meter needs to be turned on or off. **Unless a work order is made by a Village employee to turn the meter off, the minimum water charge, as established from time to time by resolution of the Village Council, will be assessed and due each month, regardless of actual use at the location.**

3. A Connection/Disconnection Fee, as established from time to time by resolution of the Village Council, shall be charged to customers voluntarily requesting that water be turned off or on.

PART 1.5 WATER CONSERVATION INCENTIVE

On an annual basis, the property owner may apply for a water conservation incentive. This water conservation incentive is available to property owners who provide the Village with proof of purchase of water conservation approved products. Products which qualify for the water conservation incentive are low flow toilets; shower head water restrictors, gray water systems, etc. Property owners are encouraged to verify with the Village that a product is part of the incentive program *prior to purchase*, as no incentive will be assessed for any non-qualifying products. Incentives shall be assessed at ten percent (10%) of the purchase value, up to a maximum of fifty dollars ($50.00) annually.

PART 1.6 RESALE OF WATER PROHIBITED

No water delivered to any customer shall be resold for any purpose except as provided by a valid contract entered into with the Village and approved by the Village Council.

PART 1.7 WASTE OF WATER PROHIBITED

The Village of Cimarron promotes the conservation of water to minimize draining existing supplies and to reduce the cost of treating both fresh and wastewater. No water delivered to any customer shall be unnecessarily wasted. All water outlets should be kept closed except when in use. Water service shall be subject to disconnection due to unnecessary waste of water.

PART 1.8 WATER EMERGENCY REGULATIONS AND RESTRICTIONS

The Mayor and/or the Village Council, by and through the public utilities department, may declare a water service emergency upon a finding and determination, in the Village's sole discretion, that any one of the following conditions exist within the Village of Cimarron:

1. A general water supply shortage due to increased demand or limited supply.

2. Distribution or storage facilities of the Village water utility are inadequate to meet demand or minimum quality standards.

3. A disruption of the supply, storage, and distribution facilities of the Village water utility has occurred.

Upon declaration of a water service emergency, the Mayor and/or the Village Council shall also find that, because of the conditions prevailing in the Village of Cimarron, the general welfare requires that the Village maximize the beneficial use of its available water resources to the extent to which it is capable, that the prohibition on waste or unreasonable use thereof is necessary to

conserve available water resource, and that the beneficial use of the water by the Village in the interest of the citizens of the Village of Cimarron and for the public health, safety and welfare.

PART 1.8.1 APPLICATION

The provisions of this Section 1, Part 8 and all subsections shall apply to all persons, customers and property served by the Village water utility, wherever situated.

PART 1.8.2 AUTHORIZATION

1. The Mayor and/or the Village Council is authorized to determine and declare that a water emergency exists in any and/or all parts of the Village of Cimarron or in an area affecting non-resident customers outside the Village limits that is served by the municipal water system, and upon such determination, to promulgate such regulations, rules and conditions relative to the time of using water, the purpose or purposes for which it may be used and such other necessary limitations as will, in the Mayor's and/or the Village Council's opinion, relieve the water shortage in any such section or sections of the water service area.

2. The Mayor, or the Mayor's designee, following public notice, is hereby authorized and directed to implement the water emergency management plan through the applicable provisions of this ordinance, including mandating stages of compliance pursuant to Section 1.8.3, upon the Mayor's and/or the Village Council's determination that such implementation is necessary to protect the public health, safety and welfare, under the following conditions:

   a. In the event of an unforeseeable disaster or water emergency such as an earthquake, or other catastrophic event affecting the Village of Cimarron's surface water supply or other major disruption in the water supply, the Village Council shall authorize the implementation plans for Stages 3 and 4 of the emergency provision of this ordinance. Public notice will follow enactment of said provision.

   b. In the event of a foreseeable water emergency, such as extended drought conditions, the Mayor, or the Mayor's designee, shall be authorized to implement the applicable provisions of this ordinance, upon public notice.

PART 1.8.3 MANDATORY CONSERVATION PHASE IMPLEMENTATION

The Village water utility shall monitor the projected supply and demand for water by its customers on a daily basis during periods of emergency or drought and shall recommend to the Mayor the extent of the conservation required through the implementation and/or termination of particular conservation stages as set forth herein, to prudently plan and supply water to its customers. Thereafter, the Mayor may order the implementation or termination of the appropriate Compliance Stage in accordance with the applicable provisions of this ordinance. The declaration of any state beyond Stage 1 shall be made by public announcement and shall be posted in eight locations in the Village. The Stage of Compliance designated shall become effective immediately upon announcement and shall continue in effect until the expiration of the date set forth by the Village upon the declaration of a water emergency if a date is prescribed, or until otherwise terminated by the Village.

PART 1.8.4 WATER EMERGENCY MANAGEMENT STAGES

1. No customer of the Village of Cimarron water utility shall make, cause, use, or permit the use of water from the Village for residential, commercial, industrial, agricultural, governmental or any other purpose in a manner contrary to any provision of this Section 1, Part 8, or in an amount in excess of that permitted by the following water emergency management stages which are in effect pursuant to action taken by the Mayor, or the Mayor's designee, in accordance with the provisions of this ordinance. At no time shall water be wasted or used unreasonably. Unreasonable uses of water shall include but are not limited to the following practices:

a. A customer shall not let water leave the customer's property by drainage onto adjacent properties or public or private roadways or streets due to excessive irrigation and/or uncorrected leaks.

b. A customer will not fail to repair a leak upon initial notification.

c. A customer will not use water to wash down sidewalks, driveways, parking areas, tennis courts, patios, or other paved areas, except to alleviate immediate safety or sanitation hazards.

2. Stages of Compliance.

Stage 1. Voluntary Compliance – Water Watch.

Stage 1 applies during periods when the possibility exists that the Village's water utility will not be able to meet all of the water demands of its customers by up to 15% of the annual demand projected. All elements of Stage 2 shall apply, on a voluntary basis only, when Stage 1 compliance has been invoked.

Stage 2. Mandatory Compliance – Water Alert.

Stage 2 applies during periods when the probability exists that the Village of Cimarron water utility will not be able to meet from 16% to 35% of the water demands of its customers. The Stage 2 implementation plan is incorporated as Exhibit A. Upon implementation by the Mayor and publication of notice, the following water conservation measures shall apply, except when reclaimed water is used:

a. Lawn watering and landscape irrigation, including metered construction irrigation, is permitted only during designated hours on designated days as determined by the water utility in the Stage 2 implementation plan. Watering is permitted at any time if:

i. A hand-held hose equipped with a positive shut off nozzle is used; or
ii. A hand held container is used; or
iii. A drip irrigation system is used.

b. The washing of automobiles, trucks, trailers, boats and other types of mobile equipment is permitted at any time with a hand-held bucket or a hand-held hose equipped with a

positive shut-off nozzle for quick rinses. Washing may be done at any time on the immediate premises of a car wash using high pressure washing equipment. Further, such washing is exempted from these regulations where the health, safety and welfare of the public is contingent upon frequent vehicle cleaning, such as refuse collection and vehicles used to transport food and perishables. However, the Village will encourage the use of recycling systems and other conservation techniques available to the industry.

c. One initial filling shall be allowed for re-circulating pools and spas which were empty prior to the declaration of emergency or which are new installations. No draining and refilling shall be allowed for the duration of the emergency except as may be permitted by the Village for reasons of health and safety. The filling or refilling of non-re-circulation swimming pools and spas is prohibited for the duration of the emergency.

d. Irrigation of parks, school grounds and recreation fields is permitted only during designated hours on designated days as determined by the implementation plan.

e. Use of water from fire hydrants shall be limited to fire fighting, related activities or other activities necessary to maintain the health, safety, and welfare of the citizens served by the municipal water system. Metered sales from hydrants for construction and landscape irrigation purposes will be allowed.

f. All restaurants are prohibited from serving water to their customers except when specifically requested by the customer.

g. Water shall not be used to wash down sidewalks, parking area, tennis courts, patios or other paved areas, except to alleviate immediate fire or sanitation hazards.

h. Construction operation receiving water from construction meter or water truck shall not use water unnecessarily for any purpose other than those required by regulatory agencies. Construction projects requiring water for new landscaping materials should adhere to the designated irrigation hours set forth above. Contractors will be required to use reclaimed water for construction and irrigation purposes based on this source being reasonably available.

Stage 3. Mandatory Compliance – Water Warning.

Stage 3 applies during periods when the Village of Cimarron utility will not be able to meet from 36% to 50% of the water demands of its customers. Upon implementation by the Village Council and publication of notice, the following water conservation measures shall apply except when reclaimed water is used:

a. Lawn watering and landscape irrigation, including with a hand-held hose equipped with a positive shut-off nozzle, is permitted only during designated hours on designated days as determined through approval of the Stage 3 implementation plan by the Village Council. Watering is permitted at any hour, on any day, if a hand-held container or drip irrigation system is used.

b. The washing of automobiles, trucks, trailers, boats and other types of mobile equipment is permitted only during designated hours on designated days with a hand-held nozzle for quick rinses. Washing is permitted at any time at commercial car washes, provided any such establishments not using partially reclaimed or recycled water shall reduce the volume of water consumption by an amount determined through approval of the Stage 3 implementation plan by the Village Council. Further, such washing is exempt from these regulations where the health, safety and welfare of the public are contingent upon frequent vehicle cleaning, such as refuse collection trucks and vehicles to transport food and perishables.

c. The filling or re-filling of private swimming pools and spas is prohibited, except when this use is for water supply storage.

d. Watering parks, school grounds and recreation fields is permitted only during designated hours on designated days.

e. Use of water from fire hydrants shall be limited to fire fighting related activities or other activities necessary to maintain the health, safety, and welfare of the citizens served by the municipal water system. Metered sales from hydrants for construction and landscape irrigation purposes will be allowed.

f. All restaurants are prohibited from serving water to their customers except when specifically requested by the customer.

g. Water shall not be used to wash down sidewalks, parking areas, tennis courts, patios or other paved areas, except to alleviate immediate fire or sanitation hazards.

h. The number of new construction meters shall not exceed the number authorized through approval of the Stage 3 implementation plan by the Village Council. Construction projects requiring water unnecessarily for any purpose other than those required by regulatory agencies shall be prohibited. Construction projects requiring water for new landscapes shall adhere to the designated days and times as set forth in the Stage 3 implementation plan. Additional meter(s) beyond that determined in the Stage 3 implementation plan may be allowed under the following conditions:

i. For projects necessary to protect the public's health, safety, and welfare;
ii. When using exclusively reclaimed water for the project;
iii. When the potential recipient of the meter can demonstrate that no net increase in water use will occur; or
iv. Where the potential recipient of the meter provides a conservation offset. For purposes of the section, conservation offset means the implementation of proven conservation techniques which, when installed, will result in a reduction equal to demand of the proposed use. Paying a fee established by the Village Council in an amount necessary to cover the cost of implementation for such conservation techniques may effect a conservation offset. The fee will be based on the conservation techniques and the conservation offset required for the equivalent dwelling unit. Such fee shall apply to residential as well as

commercial and industrial buildings, and may be adjusted from time to time as determined by the Village Council.

i. The use of water for commercial manufacturing or processing purposes shall be reduced in volume by an amount determined through approval of the Stage 3 implementation plan by the Village Council.

Stage 4. Mandatory Compliance – Water Emergency.

Stage 4 applies when a major failure of any supply or distribution facility, whether temporary or permanent, occurs in the water distribution system of the federal, state or other water authorities, or the Village water supply, upon which supply the Village water system relies. In addition, if these or other factors lead to a probable shortage in excess of 50% of anticipated demand, the Stage 4 implementation plan will be activated. Upon implementation by the Mayor and publication of notice, the following measures shall apply except when reclaimed water is used:

a. All outdoor irrigation of turf and ground cover is prohibited with the exception of plant materials classified to be rare, exceptionally valuable or essential to the well being of the public at large or rare animals. Irrigation of trees and shrubs is permitted only by hand-held hose equipped with a positive shut-off nozzle, hand-held container, or drip irrigation system. Grey water may be used in accordance with regulations to irrigate fruit trees, ground cover and ornamental trees and shrubs. Grey water is defined as household wastewater other than toilet and kitchen sink waste.

b. The washing of automobiles, trucks, trailers, boats and other types of mobile equipment is prohibited. The use of water by all types of commercial car washes shall be prohibited. Further, such washing is exempt from these regulations where the health, safety and welfare of the public is contingent upon frequent vehicle cleanings such a refuse collection trucks, and vehicles used to transport food and perishables.

c. The filling, refilling or adding of water to swimming pools, spas, ponds and artificial lakes is prohibited except where this use is for water supply storage.

d. Use of water from fire hydrants shall be limited to fire fighting and other activities immediate necessary to maintain the health, safety and welfare of the citizens served by the municipal systems.

e. All restaurants are prohibited from serving water to their customers except when specifically requested by the customers.

f. Water shall not be used to wash down sidewalks, driveways, parking areas, tennis courts, patios or other paved areas, except to alleviate immediate fire or sanitation hazards.

g. The use of water for commercial, manufacturing or processing purposes shall be reduced in volume by an amount determined through approval of the Stage 4 implementation plan by the Village Council.

h. The use of water for commercial, manufacturing or processing purposes shall be reduced in volume by an amount determined through approval of the Stage 4 implementation plan by the Village Council.

i. All sales of non-reclaimed water outside of the water service area shall be discontinued, with the exception of sales previously approved for continuance by the Village Council.

j. No new construction meters will be issued. Construction water shall not be used for earthwork or road construction proposes. Construction projects necessary to maintaining the health, safety and welfare of the public are exempt from these regulations.

k. Stage 4 will continue in force until terminated by declaration of the Village Council that the conditions resulting in the water emergency have abated.

PART 1.8.5 PENALTY

It is unlawful for any person, corporation or association to violate the provisions of this Section 1, Part 8. Violation of these provisions shall be a misdemeanor subject to penalties. The public utilities department may alternatively seek injunctive relief in the district court. In addition to any other remedies, which the public utilities department may have for the enforcement of this ordinance, service of water may be discontinued or appropriately limited to any customer who willfully used water in violation of any provisions set forth in this Section 1, Part 8.

PART 1.8.6 PUBLICATION OF TERMS OF WATER USE

Upon such emergency declaration by the Village Council, it shall be the duty of the administration to give public notice of the extent of the emergency, and the restrictions pertaining to the use and consumption of water. Upon such declaration, proper notice shall be deemed to have been given to each and every customer supplied with water by the municipal water system upon the posting of notice as required herein.

SECTION 2. SEWER SERVICE

PART 2.1 SEWER USER RATE CLASSIFICATIONS

Charges and fees for sewer service customers shall be billed monthly based on the rates for each user rate classification established from time to time by resolution of the Village Council. Sewer user rate classifications shall be assigned based on the classification assigned to that user for water service. Rate classes shall include:

1. Residential rate class.

2. Small Commercial rate class.

3. Large Commercial rate class.

PART 2.2 SEPTAGE DISPOSAL

The Village does not accept septage originating from any source, including residents of the Village of Cimarron or from non-residents living outside the Village of Cimarron city limits unless received through a properly installed residential or commercial hook-up under this Ordinance. Buses, campers, etc. are not permitted to dispose of septage in the Village sewer system or sewer lagoons.

PART 2.3 SEWER CONNECTION REQUIREMENTS

Every separate structure used as a residence or commercial establishment which discharges wastewater into the Village's sewer collection system shall be provided with a separate service line connection to one of the Village's sewer collection mains. Multiple connections serving more than one structure discharging through a common service line into the Village's sewer collection system shall not be permitted unless approved by the Village Council for a limited and specific purpose.

Separate service lines shall be installed to replace all multiple connections in existence in the Village as deemed necessary by the Village Council. The Village shall provide the service line from the collection main to the owner's property line at the expense of the Village. A minimum charge per month as established from time to time by resolution of the Village Council shall be assessed for each additional connection discharging through a common service line into the Village's sewer collection system until such time as the multiple connections are eliminated.

SECTION 3. WATER AND SEWER LINES, METERS, AND FACILITIES

PART 3.1 CONNECTION PROCEDURE

1. Applications for new water and sewer connections shall be made to the Village by the owner or agent of the property to be served. The owner of the property is ultimately responsible for any charges billable to that property. The charge for a water connection shall include installation of the meter and meter box and installation of the service line from the water main to the meter. The charge for a sewer connection shall include installation of the service line from the sewer main to the property line. The plant investment charge for water and sewer connections shall include the cost of the reserve capacity of the water treatment and sewage treatment facilities already constructed to serve new customers.

2. The Village shall own and maintain the meter and the service line from the water main to the meter. The property owner shall own and maintain the service line from the meter to their residence or commercial establishment.

PART 3.2 BACK FLOW DEVICES.

As per future requirements by the New Mexico Environmental Department, the Village shall install back flow devices when making a new water connection. An additional fee shall be charged for new connections for back flow devices. The fee will vary based upon size and cost for the back flow device and parts and shall be equal to the cost incurred by the Village.

PART 3.3 EXTENSION OF LINES AND CONSTRUCTION OF NEW FACILITIES

1. An extension of water or sewer lines, as used in this Ordinance, means the installation of lines from the sewer main or water main of more than the normal service line limit of 100 feet. A charge for an extension of water mains and sewer lines by the Village, as established from time to

time by resolution of the Village Council, shall be assessed to the owner in addition to any other fees or charges provided for herein if an extension is necessary to provide service as determined in the sole discretion of the Village.

2. Additional charges for booster pump stations, water storage tanks, sewer lift stations and other water and sewer facilities provided by the Village, as established from time to time by resolution of the Village Council, shall be assessed to the owner if such facilities are necessary to provide service as determined in the sole discretion of the Village.

3. All water main and sewer line extensions and all other water and sewer facilities contracted by the owner for acceptance by the Village shall be designed in accordance with state and local standards, and all plans for such improvements must be approved by the Village prior to the start of construction. Construction of such improvements shall be inspected by the Village and must be approved by the Village prior to the final acceptance and provision of service. The Village reserves the right to reject as unacceptable any improvements deemed insufficient or not constructed in compliance with any state or local standards.

PART 3.4 PAYMENT OF CHARGES

The charges for all water and sewer connection, extension, and other charges specified in this Section 3 and are established from time to time by resolution of the Village Council, shall be due and payable upon application to the Village for service. All charges assessed shall be paid in full, unless the customer has made prior arrangements to pay the charges in monthly installments pursuant to Section 5 herein.

PART 3.5 PROVISION OF SERVICE

Upon receipt and approval of the application and payment of all applicable fees, the Village will make all reasonable efforts to supply service within sixty (60) days of application approval, weather permitting.

PART 3.6 AUTHORIZED PERSONS

All connections and installations to the Village water and sewer system must be made by a licensed plumber, subject to the supervision, inspection and approval by the Village and in compliance with the Uniform Plumbing Code adopted by the State of New Mexico.

PART 3.7 ACCESS TO METERS

The Village has the right to access properties to read and maintain any and all meters required or installed pursuant to this Ordinance. Customers shall ensure that meters are accessible to Village employees at all times.

PART 3.8 UNAUTHORIZED ACCESS PROHIBITED

It shall be unlawful for any person to open, uncover or in any manner make connection to any main or line in the Village or to lay drain pipe or any other pipe on any premises or in any street or alley without first obtaining written permission from the Village. **Only a Village Employee may open or shut off water meters.**

PART 3.9 USE OF VILLAGE EQUIPMENT

The Village of Cimarron shall not lend or rent out Village equipment, nor shall Village employees perform work on private property except under extreme emergencies which threaten the health, safety, or welfare of the public, as determined in the sole discretion of the Village. In the event of an emergency affecting the public health and welfare, work conducted pursuant to this Ordinance shall be approved by the Mayor and/or Village Council prior to any work being performed, and shall be authorized for a maximum of one (1) hour. In the event the work to be performed is not completed within one (1) hour, the Mayor and/or Village Council may approve additional time for work to be performed, subject to additional fees. Use of Village equipment on private property pursuant to this Ordinance, including the backhoe, shall be subject to the charges established from time to time by resolution of the Village Council.

SECTION 4: SOLID WASTE SERVICE

PART 4.1 APPLICABILITY OF FEES

All residences, commercial establishments, and government agencies located within the Village of Cimarron limits and generating solid waste shall be subject to the solid waste disposal fees outlined in Section 4 of this Ordinance and established from time to time by resolution of the Village Council, regardless of other arrangements for solid waste disposal or actual usage of solid waste services.

PART 4.2 SOLID WASTE CUSTOMER CLASSIFICATIONS

1. Residential. A solid waste collection account for a single-family detached house, townhouse, duplex, triplex, or mobile homes used exclusively for residential purposes.

2. Extra-Small Business. A solid waste collection account for commercial property which generates no more than 1 YD Bin of solid waste once per collection week and residential property used in whole or in part for home based businesses.

3. Small Business. A solid waste collection account for commercial property which generates up to 2 YD Bins of solid waste once per collection week.

4. Medium Business. A solid waste collection account for commercial property which generates up to 3 YD Bins of solid waste once per collection week.

5. Large Business. A solid waste collection account for commercial property which generates up to 4 YD Bins of solid waste once per collection week.

6. Commercial. A solid waste collection account for commercial property which generates 4 or more YD Bins of solid waste once per collection week.

PART 4.3 SOLID WASTE DISPOSAL FEES

All residences shall be subject to the Residential Fee established from time to time by resolution of the Village Council. Commercial establishments and government agencies shall be subject to the Business and Commercial Fees established from time to time by resolution of the Village Council based on the amount of waste generated. The Mayor and Village staff shall be authorized to

determine the applicable size of businesses, commercial establishments, and governmental agencies from time to time in order to assess the appropriate service fee. This determination shall be made upon consideration of the volume of solid waste each business generates.

PART 4.4 ITEMS NOT PERMITTED IN VILLAGE TRASH DUMPSTERS

The following items are **not permitted** to be placed in Village trash dumpsters or service pick-up receptacles:

a. Motor vehicle bodies and major parts thereof;
b. Construction materials of any type or size;
c. Stumps or logs over four (4) feet in length;
d. Oil, paint, antifreeze, or vehicle batteries; and
e. Furniture, large appliances, or other large items.

PART 4.5 DISPOSAL OF SOLID WASTE

All disposal of solid waste shall be at the disposal site operated in accordance with state laws, rules and regulations of the New Mexico Environmental Improvement Agency, and at no other place. Solid waste deposited during operating hours at any site operated by the Village shall be placed where designated by posted sign and/or Village employee.

PART 4.6 ITEMS NOT PERMITTED AT TRANSFER STATION

1. The following items are **not permitted** to be deposited at the Village transfer station:

a. Motor vehicle bodies and major parts thereof;
b. Construction materials of any type or size;
c. Stumps or logs over four (4) feet in length; and
d. Oil, paint, antifreeze or vehicle batteries.

2. All items listed above must be properly disposed of personally by the customer at their own expense and at a designated landfill site.

3. Customers, contractors, and commercial entities remodeling, re-roofing or performing any type of construction activities must make arrangements with a waste management company to rent a roll-off to dispose of construction materials.

PART 4.7 TRANSFER STATION HOURS

The Village Clerk Administrator may set the hours for the Transfer Station depending on the needs of the Village and in accordance with seasonal demand. Residents of the Village of Cimarron must contact the Utility Department during regular working hours 8:00 a.m. to 5:00 p.m. Monday through Friday to make an appointment to dump solid waste at the transfer station during the work week. The transfer station will be opened by appointment only on Saturday at 9am or 3pm.

PART 4.8 LITTERING

All solid waste disposed of in the Village of Cimarron limits or at the transfer station shall be disposed of in the containers provided by the Village. Solid waste shall be disposed of only in the manner as set forth herein, subject to amendment from time to time in order to maintain a sanitary

environment. Any person found disposing of solid waste in any manner not specifically provided for herein shall be subject to penalty pursuant to this Ordinance.

PART 4.9 PENALTY

Any person, firm, or corporation found in violation of Section 4 of this ordinance shall be guilty of a misdemeanor offense and upon conviction shall be fined in an amount not to exceed Five Hundred Dollars ($500.00) and not less than One Hundred Dollars ($100.00) per offense and/or by imprisonment not exceeding ninety (90) days. Each occurrence of a violation shall be treated as a separate offense.

SECTION 5. BILLING PROCEDURE

PART 5.1 ESTABLISHMENT OF FEES

The Village Council shall adopt by resolution a schedule for all fees and charges set forth in this Ordinance, including fine guidelines, disposal and service charges, connection fees, and any and all other fees and charges. The Village or its employees shall review the schedules annually and make recommendation to the Village Council for revision, if necessary, to reflect changes in expenses for all services provided projects, programs, and administration.

PART 5.2 MONTHLY UTILITY BILL

All charges for water service, sewer service, and solid waste disposal shall be billed by the Village once per month and incorporated as part of a single monthly utility bill. All billing fees shall be due and payable at the time and date specified in the utility bill.

PART 5.3 WATER, SEWER, AND SOLID WASTE SERVICE CHARGES

1. All charges for water and sewer service shall be based on actual meter readings to be conducted by the Village once per month. When a monthly meter reading is not possible due to accumulation of snow or other conditions, the Village may estimate the service charge based on the customer's previous monthly usage. All estimated charges shall be noted as such on the customer's bill.

2. All charges for services shall be billed in accordance with the schedules established from time to time by resolution of the Village Council, and shall be listed separately on each statement.

PART 5.4 PAYMENT OF ONE-TIME FEES

In the event any customer elects to pay any one-time fees assessed pursuant to this Ordinance by means of monthly installments, all such fees shall appear on the monthly utility bill separately from all recurring fees and shall become due and payable at the same time as all other charges set forth in the monthly utility bill. All such fees must be paid within three (3) months and payment for each such fee must be received in addition to all charges assessed as part of the monthly utility bill. Additional time to pay such fees may be granted by the Village upon a showing of substantial hardship by the customer. All payments received shall first be applied to any one-time fees assessed, and then shall be applied to monthly services charges or late fees which may apply.

PART 5.5 DELINQUENT BILLS AND PENALTY

All charges for water and sewer service shall be billed by the Village once per month and shall be due and payable on the 15th of the month, if the 15th falls on a weekend or holiday the bill shall be due the next regular business day. All bills shall become due and delinquent on the if payment is not received by the close of business on the due date, a late fee as established from time to time by resolution of the Village Council shall be added to the outstanding balance as a penalty.

PART 5.6 DISCONNECTION FOR NON-PAYMENT

1. Any and all charges not paid within thirty (30) days from the date the payment is due shall be considered past due and the customer shall be disconnected. For all delinquent bills, the Village shall cause a notice of delinquency to be issued to the property owner and tenant advising of any penalties, fees and/or charges assessed and informing the property owner and tenant that service will be discontinued unless payment is received in full.

2. If after a disconnection, the customer requests reconnection, service shall only be restored upon payment in full of a reconnection fee established from time to time by resolution of the Village Council in addition to the entire delinquent amount, including all penalties assessed against the account.

SECTION 6. GOOD FAITH DEPOSIT

PART 6.1 LIABILITY FOR PAYMENT

Requests for turning on service provided for herein to a residence or commercial establishment shall be made to the Village by the owner or resident of the property to be served, and the person requesting service shall be ultimately responsible for any charges billable to the property. The good faith deposit established from time to time by resolution of the Village Council for residential, commercial/business establishments, and construction companies shall be paid prior to provision of services.

PART 6.2 PAYMENT OF DEPOSIT

All requests for water service shall include a good faith deposit in an amount established from time to time by resolution of the Village Council. This good faith deposit shall be fully refundable to property owners after a minimum of twelve (12) consecutive monthly payments have been timely received, or to all utility customers upon termination of service and payment of all outstanding water and sewer charges. If a customer requesting water service has an outstanding account on another meter, all outstanding and delinquent charges for that other meter must be paid in full at the time the deposit is paid and before water service is connected on the new meter. In the event of the death of a residential customer when no other person lives at the metered residence, the water service shall be turned off and the responsible party must pay the account in full before a refund of the deposit can be made. In the event another person lives at the metered residence, the person assuming responsibility for the account shall immediately submit a new water meter application and pay the good faith deposit for continued water service to the residence. Water service will be discontinued unless a new water meter application and deposit are received.

PART 6.3 FORFEITURE FOR NON-PAYMENT

Upon termination of service either by the resident or due process by the Village, any account not paid in full within sixty (60) days of the termination date shall automatically result in forfeiture of the good faith deposit, which deposit shall be applied towards the outstanding balance on the account.

SECTION 7. RIGHT TO REFUSE TO PROVIDE SERVICE

PART 7.1 RIGHT TO REFUSE SERVICE

1. The Village reserves the right to refuse water service to anyone if the Village determines that its existing water supply and/or water treatment and distribution facilities are inadequate to provide such service.

2. The Village reserves the right to refuse sewer service to anyone if the Village determines that the existing collection and/or treatment facilities are inadequate to provide such service or if the proposed wastewater to be treated includes a toxic waste or other pollutant in amounts that will endanger the public health and safety or that will endanger the physical integrity or operation of the Village's treatment facilities.

3. The Village reserves the right to refuse solid waste service to anyone if the Village determines that the existing collection and/or disposal facilities are inadequate to provide such service.

PART 7.2 ADEQUACY OF SERVICES

The Village Council shall be the sole judge of the adequacy of the water and sewer facilities and solid waste disposal services of the Village.

SECTION 8. DISCONTINUANCE AND DENIAL OF RESTORATION OF SERVICE

PART 8.1 BASIS FOR DISCONTINUATION OR DENIAL OF SERVICE

The Village may discontinue and/or deny restoration of water, sewer, and/or solid waste services to any customer for the following reasons:

1. The Village determines that the conditions are hazardous to the public health or welfare, and/or to public or private property, including the Village's utility systems;

2. The customer uses the water, sewer, and/or solid waste collection service or system equipment in such a manner as to adversely affect the Village's system or the Village's service to others;

3. The customer tampers with, damages, or destroys any water, sewer, or solid waste system or system components furnished and owned by the Village, including garbage receptacles and dumpsters;

4. The customer engages in unauthorized use of the Village's water, sewer and/or solid waste collection services or systems;

5. The customer fails to fulfill his/her contractual obligations for service;

6. The customer fails to make timely and complete payment for service. Pursuant to NMSA (1978), § 3-23-1, the Village may discontinue water and or solid waste service if payment is not received within thirty (30) days from the date payment is due for water, sewer, or garbage collection services;

7. The customer fails to permit the Village reasonable access to equipment;

8. The customer fails to permit the Village to make reasonable inspections as provided for herein;

9. The customer bypasses a meter or interferes with the proper registration of water used. The Village will not reconnect service until the bypass is removed and payment is made for damages to the installation and for the value of estimated service for the period during which the meter was tampered;

10. The customer fails to furnish service equipment, permits, certificates or rights-of-way, as specified by the Village as a condition to obtaining service;

11. For chronically delinquent accounts, a lien will be filed on the property. After the lien has been filed, the monthly minimum charge will be discontinued for water, sewer, and solid waste services and all such services will be disconnected or discontinued. For services to be reinstated, all applicable fees and the outstanding balance on the account must be paid in full. No chronically delinquent account holder may reinstate one service without simultaneously reinstating all services.

PART 8.2 NOTICE OF INTENT TO DISCONNECT SERVICE

The Village shall provide notice of the intent to disconnect service to customers with delinquent accounts a minimum of ten (10) days prior to shutting off or disconnecting service.

PART 8.3 USE OF METER SHUT-OFF VALVE

Use of the meter shut-off valve by the customer or customer's agent is prohibited. This practice by unauthorized persons shall be reason for discontinuance of service and a tampering fee as established from time to time by resolution of the Village Council will be assessed against the customer. The owner or tenant must contact the Village to make proper arrangements for a Village employee to open or shut off the meter. Customers must pay all amounts assessed for water or sewer tap reconnections in full at the time the meter is reconnected.

PART 8.4 DISCONTINUATION OF SERVICE FOR WASTE OF WATER

If the Village finds evidence of the continual or repeated waste of water by a customer, the Village will notify the customer in writing of its finding and advise the customer that such waste must cease or the Village will discontinue service. The Village shall afford the customer a reasonable period of time to make necessary corrections or repairs to end such waste, and shall notify the customer of the designated time period within which to do so. If the customer does not make the necessary corrections or repairs to end such waste within the designated time period, the Village shall discontinue service until the customer takes the necessary corrective action and pays the reconnection fee.

PART 8.5 SUCCESSORS IN INTEREST

Services discontinued by the Village pursuant to this Ordinance may be withheld from a successor in interest until all obligations of the offending party are satisfied, including the payment of any outstanding amounts and/or completion of corrective measures.

SECTION 9. EMERGENCY CONTROLS

The Mayor or the Mayor's designee is hereby authorized to limit or disconnect any service provided for herein in any area or throughout the Village in order to make repairs or to control an emergency which may affect the public health, welfare, or safety.

SECTION 10. SEVERABILITY

If any section, paragraph, clause or provision of this Ordinance shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Ordinance.

SECTION 11. REPEALER CLAUSE

All orders, motions, resolution and ordinances or parts thereof, in conflict with this Ordinance are hereby repealed.

SECTION 12. EMERGENCY CLAUSE AND EFFECTIVE DATE

Upon its adoption, final passage and approval, this Ordinance shall be recorded in the book of ordinances of the Village kept for that purpose and authenticated by the signatures of the Mayor and the Village Clerk Administrator and the seal of the Village affixed hereto. The title and general summary of the subject matter contained in this Ordinance shall be published in a newspaper which is of general circulation in the Village, in accordance with law and posted in the office of the Village Clerk Administrator, This Ordinance shall be in full force and effective March 20, 2013 after its adoption, approval and publication as provided by law.

Todd Smith, Acting Mayor

ATTEST:

Mindy Cahill, Clerk Administrator

EXHIBIT A

VILLAGE OF CIMARRON
EMERGENCY WATER REGULATIONS
WATER EMERGENCY MANAGEMENT PLAN
STAGE 2 IMPLEMENTATION PLAN

PURPOSE:

When the Village of Cimarron is facing a drought because of unseasonably hot and extremely dry weather conditions. When these droughts occur or other water shortage conditions can be predicted, the Village will initially request water users to voluntarily reduce water consumption to meet estimated shortages relative to the projected demand. When voluntary measures are not sufficient to accomplish the desired reduction in water use, the Village will implement mandatory measures. This document defines these measures for a Stage 2 drought management condition.

Following are the elements of the Stage 2 implementation plan:

1. **BASE LEVELS AND SURCHARGES.**

The Village's need for a total reduction of water use on the order of 25% to avoid periods of shortage. To accomplish this, all customers of the municipal water system will be required to reduce water use by 25% or better as measured against the water bill during the same month, as the previous year. In addition, 100% of residential water use in excess of 12,500 gallons of water per month will be subject to surcharges.

A. A base monthly water use calculated by meter size will be exempt from this requirement if customers do not exceed the following amounts:

Meter Size (Inches)	May-August (Gal. Per Month)	September – April (Gal. Per Month)
All Residential	6,000	4,500
1" Commercial	12,000	7,500
1 ½" Commercial	25,000	15,000
2" Commercial	40,000	24,000
3" Commercial	78,000	46,800
4" Commercial	125,000	75,000
6" Commercial	250,000	150,000
8" Commercial	400,000	240,000

B. For all customers, water use above the base water will be subject to a surcharge of a minimum of $10.00 per 1,000 gallons on water used above 75% of what the customer used during the same month, the previous year.

C. In addition to the surcharge described in subsection B. above, Residential customers using between 12,500 gallons per month shall pay a surcharge of a minimum of $15.00 per 1,000 gallons on 100% of use above 12,500 gallons.

D. In addition to the surcharged described in subsections B. and C. above, Residential customers using in excess of 25,000 gallons per month shall pay a surcharge of a minimum of $50.00 per 1,000 gallons on 100% of use above 25,000 gallons.

E. An appeal process shall be in place for customers who have had the following occurrences:

1. A customer has a household of four (4) people or more and average winter (November through January) water use is higher than 6,000 gallons per month.
2. A new customer who does not have a billing history.
3. There has been a change in occupancy from the previous year to the current year.
4. A customer's water system from the meter to the building has a leak and the problem is being corrected.

The rules of the appeal process and a mock bill illustrating the impact of the surcharge shall be provided in the water bill during the next billing cycle (previous month's water use).

2. PENALTIES

The Village water utility shall determine whether or not customers have made significant progress toward the 25% water use reduction goal by the second billing cycle after initiating this plan. If the customer does not show extenuating circumstances such as those set forth above, surcharges shall be assessed for the third and following months of non-compliance. After the second violation, a flow restriction shall, at the discretion of the water utility, be placed in the meter to allow only that water necessary for basic needs. This charge will be assessed to the customer's bill. Disregard for this requirement may lead to further action by the Village. The steps for assessing surcharges and penalties are:

A. First Billing. All customers will receive appeal rules and a mock calculation of surcharge impacts in the water bill.

B. Second Billing. Residential customers using up to 12,500 gallons per month shall be subject to surcharges on water use above the base amount. All residential customers whose use exceeds 12,500 gallons per month shall be assessed a surcharge of 100% of that amount. Commercial customers will be subject to surcharges on water use above 75% of the same month of the previous year's water use if it is above the base amount, as determined by meter size.

C. Third Billing and Beyond. In addition to the above requirements, all customers will be subject to surcharges and a minimum of a $150.00 penalty if no significant progress has been made toward the goal of 25% water use reduction.

3. OUTDOOR WATERING PERIODS.

Immediately upon implementation of this plan, all customers, except as noted in the ordinance, will be required to water only between the hours of 7:00 p.m. and 8:00 a.m. A fine of up to $100 will be assessed against water users that violate the watering time restrictions. All customers shall all use a water program, such that all customers on the North side of Highway 64 shall water on Tuesday and Thursday and all customers on the South side of Highway 64 shall water on Monday and Wednesday. All customers may water on Friday during the designated times from 7:00 a.m. – 9:00 a.m. and 7:00 p.m. – 9:00 p.m. only. No outdoor irrigation will be allowed on Saturday and Sunday including watering by hand-held and drip irrigation methods. However, gray water may be applied at any time including Saturday and Sunday. FIRE FLOW PROTECTION AND BASIC INDOOR WATER NEEDS WILL BE THE TOP PRIORITY FOR WATER USE.

4. CONSTRUCTION AND COMMERCIAL LANDSCAPING WATERING

All contractors will be required to receive the necessary water for construction purposes through metered hydrant.

As reclaimed water becomes available, contractors may be required to obtain the necessary construction water at a specified location. Contractors will be notified in advance as this option develops.

5. CUSTOMER NOTIFICATION.

All customers will be provided with information about methods to reduce water use in homes or businesses, particularly those that do not necessarily impact the quality of life in the Village of Cimarron. As a general rule, if customers reduce outdoor watering to approximately one-half of that from the previous year and limit indoor water use to 50 gallons per person per day, most customers will easily attain a 25% reduction.

Second and final reading PASSED AND ADOPTED by the Governing Body and APPROVED by the Mayor this 20th day of March, 2013 at the Regular Council Meeting, Village of Cimarron, County of Colfax, New Mexico. Ordinance 262 becomes effective March 20, 2013.

_____

Todd Smith, Mayor

ATTEST:

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Mindy Cahill, Clerk Administrator

VILLAGE OF CIMARRON
RESOLUTION 2017-01

A RESOLUTION ESTABLISHING RATES, CHARGES, AND FEES FOR WATER, SEWER, AND SOLID WASTE SERVICES PROVIDED PURSUANT TO ORDINANCE NO. 255.

WHEREAS, the Village of Cimarron owns, operates and maintains a public water utility, public sewer utility, and public solid waste disposal service; and

WHEREAS, Ordinance No. 255 authorizes the Village of Cimarron to establish the rates, charges, and fees pertaining to the operation of the public water utility, public sewer utility, and public solid waste disposal utility; and

WHEREAS, the Village of Cimarron is experiencing a substantial increase in the operating costs for its water, sewer, and solid waste systems due to the increased cost of power and compliance with federal requirements; and

WHEREAS, the rates and charges contained herein have been reviewed by the Governing Body of the Village of Cimarron, and have been found to be adequate to provide sufficient revenue to cover such expenses and to ensure that each customer will pay his/her proportionate share.

NOW THEREFORE BE IT ORDAINED BY THE GOVERNING BODY OF THE VILLAGE OF CIMARRON, that the rates, charges, fees, and related provisions contained herein have been found to be reasonable and fair, and are hereby adopted as follows:

1. WATER CONNECTION CHARGE. A water connection charge to cover the cost of the service line and meter installation shall be made in accordance with the following schedule:

Meter Size	Connection Charge
5/8" x ¾" Meter	$405.00
1" Meter	$486.00
1 ½" Meter	$567.00
2" Meter and Larger	At cost including all materials, labor and equipment use.

2. GOOD FAITH DEPOSIT. All requests for water service shall include a good faith deposit in the amount of one hundred and twenty dollars ($120.00) for residential service and two hundred and forty dollars ($240.00) for commercial/business establishments. All businesses engaged in construction activities shall provide a good faith deposit of $200.00 before water may be taken or used by the business, $25.00 of which shall be non-refundable and water will be metered and charged accordingly.

3. WATER RATE SCHEDULE. Monthly water charges for each class shall be cumulatively assessed based on the following scale:

Metered Water Usage	Charge per Month per Meter
RESIDENTIAL USER:	
0 to 2,000 Gals.	$19.8738 Minimum 0– 2,000 gallons
2,001 to 5,000 Gals.	$ 5.1116 per 1,000 gallons
5,001 to 8,000 Gals.	$ 5.7161 per 1,000 gallons
8,001 to 10,000 Gals	$ 6.4160 per 1,000 gallons
10,001 to 12,000 Gals	$ 7.2220 per 1,000 gallons
12,001 and over	$ 8.1446 per 1,000 gallons
SMALL COMMERCIAL USER:	
0 to 2,000 Gals.	$19.8738 Minimum 0– 2,000 gallons
Over 2,001 gallons	$ 6.4160 per 1,000 gallons
LARGE COMMERCIAL USER:	
0 to 2000 Gals.	$77.9255 Minimum 0 – 2,000 gallons
Over 2,001 Gals.	$ 6.4160 per 1,000 gallons

4. CONSTRUCTION COMPANIES. All businesses engaged in construction activities shall be classified and charged as large commercial users regardless of actual water usage.

5. WATER CONNECTION/DISCONNECTION FEE. A Fee of five dollars ($5.00) shall be charged to customers voluntarily requesting that water be turned on or off this fee will not be charged in case of an emergency.

6. SEWER CONNECTION CHARGES. An initial sewer connection charge to cover the cost of the service line installation shall be made in accordance with the following schedule:

Service Line Size	Connection Charge
4" Connection	$405.00
Service Line Size	**Connection Charge**
6" Connection and Larger	At cost including all materials, labor and equipment use.

7. SEWER RATE SCHEDULE. Monthly sewer charges for each class shall be cumulatively assessed based on the following scale:

Metered Water Usage	Charge per Month per Meter
RESIDENTIAL USER:	

0 to 2,000 Gals.	$ 9.3748Minimum 0 – 2,000 gallons
2,001 to 5,000 Gals.	$ 3.3734 per 1,000 gallons
5,001 to 8,000 Gals.	$ 3.5527 per 1,000 gallons
8,001 to 10,000 Gals	$ 3.7754 per 1,000 gallons
10,001 to 12,000 Gals	$ 4.0193 per 1,000 gallons
12,001 and over	$ 4.2950 per 1,000 gallons

SMALL COMMERCIAL USER:

0 to 2,000 Gals.	$ 9.3748 Minimum 0 – 2,000 gallons
Over 2,001 gallons	$ 3.7754 per 1,000 gallons

LARGE COMMERCIAL USER:

0 to 2,000 Gals.	$18.9723 Minimum 0 – 2,000 gallons
Over 1,001 Gals.	$ 3.7754 per 1,000 gallons

8. PLANT INVESTMENT CHARGE. The plant investment charge for new water and sewer connections shall be made in accordance with the following schedules.

Estimated Monthly Water Usage	**Plant Investment Charge for Water**
0 to 20,000 Gals.	$324.00
Over 20,000 Gals.	To be determined by Village Council.

Estimated Monthly Water Usage	**Plant Investment Charge for Sewer**
0 to 20,000 Gals.	$162.00
Over 20,000 Gals.	To be determined by Village Council.

9. LINE EXTENSION FEES. A charge for extensions of water mains and sewer lines by the Village shall be assessed to the owner in the amount of $125.00 per linear foot in addition to any other fees or charges provided for herein.

10. METER SHUT-OFF VALVE TAMPERING FEE. A tampering fee in the amount of $250.00 shall be assessed against any customer using or permitting an agent to use the meter shut-off valve.

11. SOLID WASTE RATE SCHEDULE. Monthly fees for solid waste disposal services for residences and commercial establishments that use Village dumpsters are as follows:

Residential Fee		$ 22.422 per month
Extra Small Business Fee		$ 34.1481 per month
Small Business Fee		$ 46.4701 per month
Medium Business Fee		$ 69.9324 per month
Large Business Fee		$ 99.2527 per month
Sole use Commercial	3 cy	$156.24 per month/per bin
Sole use Commercial	6 cy	$312.48 per month/per bin
Sole use Commercial	8 cy	$416.60 per month/per bin

**Sole use dumpsters shall be secured by the contracting establishment and the current solid waste contractor shall have combination/key(s) to container for disposal purposes.

12. USE OF VILLAGE EQUIPMENT. Use of Village equipment on private property will only be approved in a emergency situation where there is the presence of immediate property damage or a life safety issue, including the backhoe, shall be subject to a minimum charge of seventy-five dollars ($75.00) for the first hour of use, and an additional charge of seventy-five dollars ($75.00) per hour thereafter.

13. LATE FEES AND RETURNED CHECKS. A late fee of ten percent (10%) of the outstanding balance shall be added to all accounts not paid by the due date. All returned checks will result in an additional service charge of twenty-five dollars ($25.00).

14. SERVICE RESTORATION FEE. If after a disconnection due to late fees, the customer requests reconnection, service shall only be restored upon payment in full of a twenty dollars ($20.00) reconnection fee in addition to the entire delinquent amount, including all penalties assessed against the account.

PASSED, APPROVED AND ADOPTED by the governing body on the 20st day of July, 2016.

Judy LeDoux, Mayor

Attest:

Mindy Cahill, Clerk Administrator