

EL VALLE DE LOS RANCHOS WATER & SANITATION DISTRICT

RESOLUTION 2019-09-02

**RELATING TO WATER CONNECTION FEES, USAGE FEES AND PAYMENT PLANS
FOR WATER CONNECTIONS**

Whereas, the Board of Directors of El Valle de Los Ranchos Water & Sanitation District (hereinafter "District") meeting in regular session as required by law, considered and adopted the following resolution:

NOW THEREFORE, BE IT RESOLVED that:

1. Water Connection Fees; Water Rights Fees:

- A. A "connection" is defined as a single service line.
- B. Each residence or commercial activity must have its own connection regardless of the number of residences/commercial units located in a structure.
- C. Effective October 1, 2019, the fee per connection shall be \$500.00 plus gross receipts tax and must be paid in full at the time the customer requests connection to the system and prior to any water connection being made.
- D. Each customer shall pay a water rights fee. The water rights fee per unit shall be \$2,500.00 plus gross receipts tax or payment of 0.25 consumptive acre feet of water rights for which the customer has received approval of the transfer of such water rights off the acequia served by the subject water rights, if such approval is needed, as well as approval of the transfer by the Office of the State Engineer.

2. Monthly User Fees and Costs:

Monthly use	Monthly fee
0 - 1000 gallons used	\$29.50
1001 - 2000 gallons used	\$32.50

2001 - 3000 gallons used	\$34.20
3001 - 5000 gallons used	\$34.20 plus \$0.43 for every 100 gallons over 3000 up to 5000
5001 & above gallons used	\$42.80 plus \$0.60 for every 100 gallons over 5000

New Mexico Gross Receipts Tax at the appropriate rate will be added.

Monthly user fees and costs are subject to change by the Board.

3. Payment Plan:

A. The District has implemented a payment plan to assist customers in payment of the water rights fee. The payment plan shall be as follows:

1. The property owner shall pay a down payment of twenty-five percent (25%) of the water rights fee.
2. The property owner will thereafter pay equal monthly payments for a period of twenty four (24) months. The balance due will bear interest at the rate of six and one half percent (6.5%) per annum. The balance may be paid in full at any time within the twenty four (24) month period with no prepayment penalty.
3. In order to be eligible for a payment plan, the property owner will be required to sign a promissory note agreeing to make the required monthly payments.
4. Failure to make timely payments under the terms of the agreement will subject the owner to immediate revocation of the payment agreement. The balance due, plus any interest thereon, shall be immediately due and payable.

4. Payments on Account.


A. Monthly usage and water rights payment plan billings will be generated on the 1st working day of each calendar month. Payment for said bills shall be due by the

fifteenth (15th) day of the month (e.g., bills generated on the 1st working day of the month of November would be due on November 15th.)

- B. A grace period of ten (10) calendar days shall be permitted. Thus, a bill due by November 15 will not be considered late if received by November 25th.
- C. Any payment not received by the due date (including the grace period) shall be charged a monthly late fee of \$2.50.
- D. Any account which remains past due for a total of three consecutive months shall receive a hand-delivered a notice giving the customer 5 days to pay the account in full. If payment in full is not received in that time, a \$25.00 shut off fee shall be assessed and service shall be disconnected. To reinstate service, the customer shall be assessed a \$25.00 reinstatement fee. Service shall not be reinstated until the account is paid in full including all fees.

This Resolution supersedes and repeals Resolution 2014-04-02 and 2015-05-02.

PASSED AND ADOPTED this 11th day of September, 2019.



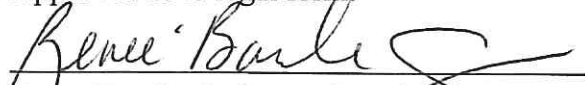
Gabriel J. Romero, Chairman

ATTESTED:



Meliton Struck, Secretary

Approved as to legal form:



Renee Barela-Gutierrez, Board Attorney