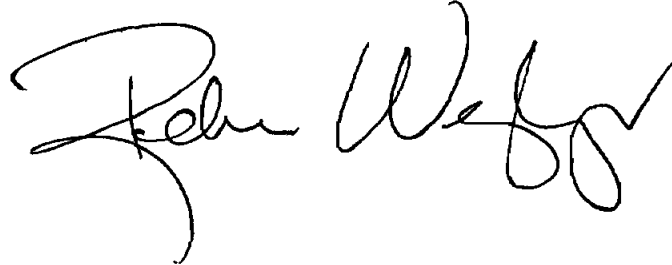


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CITY OF SANTA FE, NEW MEXICO

BILL NO. 2009-48

INTRODUCED BY:



AN ORDINANCE

AMENDING RULE 8 OF EXHIBIT A, CHAPTER 22 SFCC 1987, TO INCREASE THE MONTHLY SEWER SERVICE AND USAGE FEES BY 30.1 PERCENT EFFECTIVE JANUARY 1, 2010; THEREAFTER EFFECTIVE OCTOBER 1, 2012 THE MONTHLY SEWER SERVICE AND USAGE FEES SHALL BE INCREASED BY 4.7 PERCENT PER YEAR FOR THREE YEARS FOR RESIDENTIAL, MULTI-FAMILY AND COMMERCIAL CUSTOMERS OF THE CITY'S SEWER SYSTEM; AND AMENDING RULE 12, OF EXHIBIT A TO INCREASE THE MASS BASED COST OF PROVIDING AIR TO REMOVE THE CHEMICAL OXYGEN DEMAND ("COD") IN WASTEWATER BY 30.1 PERCENT EFFECTIVE JANUARY 1, 2010; THEREAFTER EFFECTIVE OCTOBER 1, 2012 THE COST SHALL BE INCREASED BY 4.7 PERCENT PER YEAR FOR THREE YEARS.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SANTA FE:

Section 1. Rule 8 of Exhibit A of Chapter 22 SFCC 1987 (being Ord. #1997-3, Exhibit A, as amended) is amended to read:

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8. Sewer Service Charges.

A. Connected to City Sewer

1. Single Family Residential Sewer Service Fees and Usage Fees.

Single family residential sewer service fees and usage fees shall apply if a sewer customer is served by city water and meets the single family service classification for water as set forth in Chapter 25 SFCC 1987. If not served by city water, single family residential sewer service fees and usage fees shall apply where the sewer connection serves only one unit* for normal domestic sewage.

a. In city limits:

<u>Effective Date</u>		<u>Monthly Service Fee</u>	<u>Monthly Usage Fee</u>
<u>January 1, 2010</u>	<u>Connected to city water</u>	4.50 <u>5.85/unit*</u>	2.75 <u>3.58 per 1000 gallons of water**</u>
	<u>Not connected to city water</u>	4.50 <u>5.85/unit*</u>	18.43 <u>23.98/unit*</u>
<u>October 1, 2012</u>	<u>Connected to city water</u>	<u>6.13/unit*</u>	<u>3.75 per 1000 gallons of water**</u>
	<u>Not connected to city water</u>	<u>6.13/unit*</u>	<u>25.10 per unit*</u>
<u>October 1, 2013</u>	<u>Connected to city water</u>	<u>6.42/unit*</u>	<u>3.92 per 1000 gallons of water**</u>
	<u>Not connected to city water</u>	<u>6.42/unit*</u>	<u>26.28 per unit*</u>
<u>October 1, 2014</u>	<u>Connected to city water</u>	<u>6.72/unit*</u>	<u>4.11 per 1000 gallons of water**</u>
	<u>Not connected to city water</u>	<u>6.72/unit*</u>	<u>27.52 per unit*</u>

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b. *Outside city limits*

<u>Effective Date</u>		<u>Monthly Service Fee</u>	<u>Monthly Usage Fee</u>
<u>January 1, 2010</u>	<u>Connected to city water</u>	[\$4.50] <u>5.85/unit*</u>	[\$2.95] <u>3.84 per 1000 gallons of water**</u>
	<u>Not connected to city water</u>	[\$4.50] <u>5.85/unit*</u>	[\$19.77] <u>25.72/unit*</u>
<u>October 1, 2012</u>	<u>Connected to city water</u>	<u>\$6.13/unit*</u>	<u>\$4.02 per 1000 gallons of water**</u>
	<u>Not connected to city water</u>	<u>\$6.13/unit*</u>	<u>\$26.93 per unit*</u>
<u>October 1, 2013</u>	<u>Connected to city water</u>	<u>\$6.42/unit*</u>	<u>\$4.21 per 1000 gallons of water**</u>
	<u>Not connected to city water</u>	<u>\$6.42/unit*</u>	<u>\$28.20 per unit*</u>
<u>October 1, 2014</u>	<u>Connected to city water</u>	<u>\$6.72/unit*</u>	<u>\$4.40 per 1000 gallons of water**</u>
	<u>Not connected to city water</u>	<u>\$6.72/unit*</u>	<u>\$29.52 per unit*</u>

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2. Multi-Family Residential Sewer Service:

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The following sewer service fees and usage fees shall apply if a sewer customer is served by city water and meets the multi-family residential service classification for water as set forth in Chapter 25 SFCC 1987. If not served by city water, multi-family residential sewer service fees and usage fees shall apply where the sewer connection serves more than one unit* for normal domestic sewage.

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a. *In city limits:*

<u>Effective Date</u>		<u>Monthly Service Fee</u>	<u>Monthly Usage Fee</u>
<u>January 1, 2010</u>	<u>Connected to city water</u>	[\$4.50] <u>5.85/unit*</u>	[\$2.75] <u>3.58 per 1000 gallons of water**</u>
	<u>Not connected to city water</u>	[\$4.50] <u>5.85/unit*</u>	[\$18.43] <u>23.98/unit*</u>
<u>October 1, 2012</u>	<u>Connected to city water</u>	<u>\$6.13/unit*</u>	<u>\$3.75 per 1000 gallons of water**</u>
	<u>Not connected to city water</u>	<u>\$6.13/unit*</u>	<u>\$25.10 per unit*</u>
<u>October 1, 2013</u>	<u>Connected to city water</u>	<u>\$6.42/unit*</u>	<u>\$3.92 per 1000 gallons of water**</u>
	<u>Not connected to city water</u>	<u>\$6.42/unit*</u>	<u>\$26.28 per unit*</u>
<u>October 1, 2014</u>	<u>Connected to city water</u>	<u>\$6.72/unit*</u>	<u>\$4.11 per 1000 gallons of water**</u>
	<u>Not connected to city water</u>	<u>\$6.72/unit*</u>	<u>\$27.52 per unit*</u>

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b. *Outside city limits*

<u>Effective Date</u>		<u>Monthly Service Fee</u>	<u>Monthly Usage Fee</u>
<u>January 1, 2010</u>	<u>Connected to city water</u>	4.50 <u>5.85/unit*</u>	2.95 <u>3.84 per 1000 gallons of water**</u>
	<u>Not connected to city water</u>	4.50 <u>5.85/unit*</u>	19.77 <u>25.72/unit*</u>
<u>October 1, 2012</u>	<u>Connected to city water</u>	<u>\$ 6.13/unit*</u>	<u>\$4.02 per 1000 gallons of water**</u>
	<u>Not connected to city water</u>	<u>\$6.13/unit*</u>	<u>\$26.93 per unit*</u>
<u>October 1, 2013</u>	<u>Connected to city water</u>	<u>\$6.42/unit*</u>	<u>\$4.21 per 1000 gallons of water**</u>
	<u>Not connected to city water</u>	<u>\$6.42 /unit*</u>	<u>\$28.20 per unit*</u>
<u>October 1, 2014</u>	<u>Connected to city water</u>	<u>\$6.72/unit*</u>	<u>\$4.40 per 1000 gallons of water**</u>
	<u>Not connected to city water</u>	<u>\$6.72/unit*</u>	<u>\$29.52 per unit*</u>

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3. Commercial Sewer Service:

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The following sewer service fees and usage fees shall apply where the

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water meter(s) serves a use not classified as single family residential or

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multi-family residential sewer service set forth above or where service is

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provided for a combination of residential and commercial services.

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a. In city limits

<u>Effective Date</u>		<u>Monthly Service Fee</u>	<u>Monthly Usage Fee</u>
<u>January 1, 2010</u>	<u>Connected to city water</u>	[\$4.50] <u>5.85/unit*</u>	[\$2.75] <u>3.58 per 1000 gallons of water***</u>
	<u>Not connected to city water</u>	[\$4.50] <u>5.85/unit*</u>	[\$18.43] <u>23.98/unit*</u>
<u>October 1, 2012</u>	<u>Connected to city water</u>	<u>\$6.13/unit*</u>	<u>\$3.75 per 1000 gallons of water***</u>
	<u>Not connected to city water</u>	<u>\$6.13/unit*</u>	<u>\$25.10 per unit*</u>
<u>October 1, 2013</u>	<u>Connected to city water</u>	<u>\$6.42/unit*</u>	<u>\$3.92 per 1000 gallons of water***</u>
	<u>Not connected to city water</u>	<u>\$6.42/unit*</u>	<u>\$26.28 per unit*</u>
<u>October 1, 2014</u>	<u>Connected to city water</u>	<u>\$6.72/unit*</u>	<u>\$4.11 per 1000 gallons of water***</u>
	<u>Not connected to city water</u>	<u>\$6.72/unit*</u>	<u>\$27.52 per unit*</u>

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b. Outside city limits

<u>Effective Date</u>		<u>Monthly Service Fee</u>	<u>Monthly Usage Fee</u>
<u>January 1, 2010</u>	Connected to city water	[\$4.50] <u>5.85/unit*</u>	[\$2.95] <u>3.84 per 1000 gallons of water***</u>
	Not connected to city water	[\$4.50] <u>5.85/unit*</u>	[\$19.77] <u>25.72/unit*</u>
<u>October 1, 2012</u>	Connected to city water	<u>\$6.13/unit*</u>	<u>\$4.02 per 1000 gallons of water***</u>
	Not connected to city water	<u>\$6.13/unit*</u>	<u>\$26.93 per unit*</u>
<u>October 1, 2013</u>	Connected to city water	<u>\$6.42/unit*</u>	<u>\$4.21 per 1000 gallons of water***</u>
	Not connected to city water	<u>\$6.42/unit*</u>	<u>\$28.20 per unit*</u>
<u>October 1, 2014</u>	Connected to city water	<u>\$6.72/unit*</u>	<u>\$4.40 per 1000 gallons of water***</u>
	Not connected to city water	<u>\$6.72/unit*</u>	<u>\$29.52 per unit*</u>

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4. **Exceptions to Commercial Sewer Service.**

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Mobile home parks; commercial greenhouses; churches; properties

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owned by the U.S. government, the state of New Mexico, the city of

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Santa Fe, the county of Santa Fe and the Santa Fe board of education;

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and state accredited private elementary and secondary schools and

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colleges shall not be considered commercial sewer services and shall be

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considered residential sewer service.

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B. Not Connected to City Sewer

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1. **Accessible to city sewer system**

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(as defined in Section 22-2.1 SFCC 1987)

~~[\$4.50 per unit*~~

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~~or-if no unit*, \$4.50 per lot]~~

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<u>Effective Date</u>	<u>Cost per unit*/lot</u>
<u>January 1, 2010</u>	<u>\$5.85 per unit* or if no unit* \$5.85 per lot</u>
<u>October 1, 2012</u>	<u>\$6.13 per unit* or if no unit* \$6.13 per lot</u>
<u>October 1, 2013</u>	<u>\$ 6.42 per unit* or if no unit* \$6.42 per lot</u>
<u>October 1, 2014</u>	<u>\$6.72 per unit* or if no unit* \$ 6.72 per lot</u>

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2. Not accessible to city sewer system No charge

C. Taxes.

Billings under the this schedule may be increased by an amount equal to the sum of taxes payable under the Gross Receipts and Compensating Tax Act and of all other taxes, fees, or charges payable by the City and levied or assessed by any governmental authority on the public utility service rendered, or on the right or privilege of rendering the service, or on any object or event incidental to the rendition of the service.

Notes:

* Unit means:

- *For residential customers:* one room, or rooms connected together, constituting a separate, independent housekeeping establishment for owner occupancy, or rental or lease and physically separated from any other rooms or residential units that may be in the same structure and containing independent plumbing facilities. A residential unit may include, but is not limited to, a single family house, an apartment unit, condominium unit, mobile home, or a guest house.
- *For commercial customers:* an area constituting a separate, independent enterprise establishment for owner occupancy, or rental or lease and physically separated from any other commercial units that may be in the same structure and containing independent plumbing facilities.

1 • For both residential and commercial purposes, the term unit does not include a
2 motel or hotel unit or similar transient lodging or rest homes, nursing homes or
3 similar institutional facilities.

4 ** Shown on the water meter readings averaged for the months of December, January, and
5 February of the preceding year. If any of those three months were a zero reading, the
6 water consumption for that month [~~shall be assumed to be 6,700 gallons.~~] will not be
7 used in the average. For example, if one month has a zero read then the two months
8 consumption will be added and then divided by two. In the case were three zero reads
9 were recorded for December, January, and February, then the previous year water usage
10 will be used. In the event that the previous year also had three zero reads, then the
11 wastewater management division director will estimate the average based on water usage
12 history for that particular customer's residence or business. If any of those three months
13 were a reading less than 1000 gallons, the water consumption for that month shall be
14 assumed to be 1,000. For example:

15	December		5,000g water consumption
16	January	0g water consumption, so	[6,700g] 0 gallons assumed
17	February	900g water consumption, so	1,000 gallons assumed
18	Total (for the 3 months)		[12,700] 6,000 gallons water
19			consumption
20	Average ([for the 3 months]	<u>Divide by two since one zero read</u>)	[4,233] <u>3,000</u> gallons

21 *** Shown on the water meter reading for that utility billing cycle.

22 **Section 2. Rule 12 of Exhibit A of Chapter 22 SFCC 1987 (being Ord. #1997-3,**
23 **Exhibit A, as amended) is amended to read:**

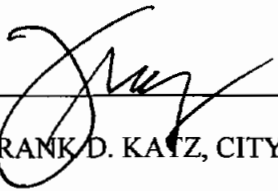
24 **12. Extra-Strength Surcharge. See the definition of COD in subsection 22-2.1 and**
25 **Section 22-10 for information related to the extra-strength surcharge.**

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Section 2. EFFECTIVE DATE. This Ordinance shall become effective January 1, 2010.

Editor's Note: The title page of Exhibit A shall be amended to reflect the adoption of this ordinance.

APPROVED AS TO FORM:



FRANK D. KATZ, CITY ATTORNEY