

**CITY OF AZTEC  
ORDINANCE 2023-531  
An Ordinance Amending Chapter 16, Article IV Utility Fees**

**WHEREAS,** The City Commission establishes fees for various operations by the City; and

**WHEREAS,** The Electric Department has reviewed Article IV of Chapter 16 and noted that fees had not been updated since 2018 for Division 1, 2007 for Division 2 and 2020 for Division 3; and

**WHEREAS,** The Public Works Department has reviewed Article IV of Chapter 16 and noted that fees had not been updated since 2007 for Division 2 and 2010 for Division 3; and

**WHEREAS,** The City of Aztec Utilities has been extensively reviewed and based on a utility study conducted in 2023, is recommending implementing changes to utility fees; and

**WHEREAS,** the proposed ordinance will become effective on the 1st day of July, 2023.

**NOW, THEREFORE, BE IT RESOLVED** that the Aztec City Commission has amended Article IV of Chapter 16 as attached.

**PASSED, APPROVED, SIGNED AND ADOPTED** this \_\_\_\_ day of \_\_\_\_\_ 2023, by the Aztec City Commission, City of Aztec, New Mexico.

\_\_\_\_\_  
Mayor Michael A. Padilla Sr.

ATTEST:

\_\_\_\_\_  
Karla Saylor, City Clerk CMC

APPROVE AS TO FORM:

\_\_\_\_\_  
City Attorney

Advertised Date of Final Adoption: \_\_\_\_\_

Effective Date of Ordinance: \_\_\_\_\_

## Chapter 16 FEE SCHEDULE

### ARTICLE IV. UTILITY FEES

#### Sec. 16-100. Review.

The Joint Utility System rate structure shall be reviewed annually and adjusted accordingly. The City Commission shall take action deemed necessary to ensure the efficient operations of the Joint Utility System. Any adjustments shall be coordinated with each year's budget and such adjustments will be approved through ordinance.

(Ord. 2010-385, eff. 2010-Jan-01)

#### DIVISION 1. ADMINISTRATIVE FEES

#### Sec. 16-101. Deposits.

|   |                                |                        |
|---|--------------------------------|------------------------|
| 1. <u>Residential in City Limits.</u>     |                                |                        |
| Electric                                  | <del>\$100.<sup>00</sup></del> | \$125. <sup>00</sup>   |
| Water                                     | <del>\$100.<sup>00</sup></del> | \$125. <sup>00</sup>   |
| 2. <u>Residential out of City Limits.</u> |                                |                        |
| Electric                                  | \$150. <sup>00</sup>           | \$187. <sup>50</sup>   |
| Water                                     | \$150. <sup>00</sup>           | \$187. <sup>50</sup>   |
| 3. <u>Commercial.</u>                     |                                |                        |
| In City                                   | <del>\$200.<sup>00</sup></del> | \$300. <sup>00</sup>   |
| Out of City Limits                        |                                |                        |
| 4. <u>Bulk Water Accounts.</u>            |                                |                        |
| Residential                               | \$100. <sup>00</sup>           | \$125. <sup>00</sup>   |
| Commercial                                | \$500. <sup>00</sup>           | \$600. <sup>00</sup>   |
| Fire Hydrant Meter                        | \$850. <sup>00</sup>           | \$1,200. <sup>00</sup> |
| 5. <u>Accounts not in Good Standing.</u>  |                                |                        |
| Amount equal to two month average billing | Average                        |                        |

(Ord. 2009-373, 2009-Jun-17; Code 2007, 16-101)

#### Sec. 16-102. Establishment of Services.

- |   |                               |                      |
|---|-------------------------------|----------------------|
| 1. <u>Account Setup or Transfer Fee.</u>  |                               |                      |
| Customer account setup, read on and read off, or turn on and turn off   | <del>\$30.<sup>00</sup></del> | \$40. <sup>00</sup>  |
| 2. <u>Existing Landlord/Property Manager Accounts.</u>  |                               |                      |
| Turn-on, turn-off (per location)  | <del>\$5.<sup>00</sup></del>  | \$10. <sup>00</sup>  |
| 3. <u>After Hours Call.</u>   |                               |                      |
| After Hours call shall be the hours of <del>5:00</del> 6:00 p.m. to <del>8:00</del> 7:00 a.m., or weekends <b>including Fridays</b> , or City observed holidays. (per call) | <del>\$50.<sup>00</sup></del> | \$100. <sup>00</sup> |
| 4. <u>Disconnect Notice.</u>  |                               |                      |

|   |                     |                     |
|---|---------------------|---------------------|
| Notice sent to customer notify customer of delinquent account   | <del>\$20.00</del>  | <del>\$25.00</del>  |
| 5. <u>Non-Pay Disconnect - Re-establishment of Service.</u><br>Once service has been disconnected for non-payment, fee to connect utilities | <del>\$20.00</del>  | <del>\$30.00</del>  |
| <small>(Ord. 2018-478, eff. 2018-Jul-18; Code 2007, 16-102)</small>   |                     |                     |
| <b>Sec. 16-103. Other Account Charges.</b>  |                     |                     |
| 1. <u>Returned Check Fee.</u>   | <del>\$25.00</del>  | <del>\$50.00</del>  |
| 2. <u>Collection Accounts.</u>  | <del>\$20.00</del>  | <del>\$30.00</del>  |
| 3. <u>Electric Meter Test Fee.</u>  | <del>\$50.00</del>  | <del>\$100.00</del> |
| 4. <u>Water Meter Test Fee.</u>   | <del>\$50.00</del>  | <del>\$100.00</del> |
| 5. <u>Damaged Water ERT.</u><br>(Encoded, Receiver, Transmitter)  | <del>\$100.00</del> | <del>\$150.00</del> |
| 6. <u>Late Payment Assessment</u>   | 5%                  |                     |
| <small>(Ord. 2018-478, eff. 2018-Jul-18; Code 2007, 27-603)</small>   |                     |                     |

**Secs. 16-104 to 16-150. Reserved.**

## DIVISION 2. CONNECTION FEES

### Sec. 16-151. Electric Connection Fees.

#### 1. Residential Electric Service.

- |  |                                   |
|--|-----------------------------------|
| (1) New single-phase service 200 amps or less:<br>overhead or underground when customer trenching and no transformer is<br>needed.               | <del>\$130.00</del><br>\$350.00   |
| (2) New single-phase service 200 amps or less:<br>overhead or underground when customer trenching needing an overhead<br>transformer.            | <del>\$834.00</del><br>Estimate   |
| (3) New single-phase service 200 amps or less:<br>overhead or underground when customer trenching needing a pole and an<br>overhead transformer. | <del>\$1,877.00</del><br>Estimate |
| (4) New Residential Meter Installation for new service:<br>200 amp service or less   | <del>\$73.00</del><br>\$156.00    |
| (5) New single-phase service over 200 amps:<br>will require a line extension and pad mount transformer   | Estimate                          |
| (6) New single-phase service requiring a pad mount transformer   | Estimate                          |

#### 2. Commercial Electric Service.

- |   |                                   |
|---|-----------------------------------|
| (1) New single-phase service 200 amps or less, overhead or underground<br>when customer provides trenching and no transformer needed.                     | <del>\$208.00</del><br>\$450.00   |
| (2) New single-phase service 200 amps or less, overhead or underground<br>when customer provides trenching needing an overhead transformer.               | <del>\$1,043.00</del><br>Estimate |
| (3) New single-phase service 200 amps or less, overhead or underground<br>when customer provides trenching needing a pole and an overhead<br>transformer. | <del>\$2,086.00</del><br>Estimate |
| (4) New Commercial Meter installation for new service, 200 amps or less<br>(single phase meter)   | <del>\$156.00</del><br>\$200.00   |
| (5) New Commercial Meter installation for new service, 200 amps or less<br>(three phase meter)  | <del>\$350.00</del><br>450.00     |
| (6) New single-phase service requiring a pad mount transformer  | Estimate                          |
| (7) New single-phase service over 201 amps or more, or new three phase<br>service will require a line extension estimate and a pad mount<br>transformer.  | Estimate                          |

#### 3. Temporary Electric Service Connects.

Fees for residential or commercial temporary service connects.

- |  |                                 |
|--|---------------------------------|
| (1) Single phase, no transformer needed, 200 amps or less. | <del>\$130.00</del><br>\$350.00 |
|--|---------------------------------|

- |   |  |
|---|--|
| (2) Single phase needing a transformer, 200 amps or less.                           | <del>\$417.00</del><br>Estimate            |
| (3) Three-phase, no transformer needed, 200 amps or less.                           | <del>\$208.00</del><br><del>\$450.00</del> |
| (4) Three-phase needing a transformer, 200 amps or less.                            | <del>\$1,564.00</del><br>Estimate          |
| (5) All temporary services over 201 amps shall be considered line extensions        | Estimate                                   |
| (6) All temporary services requiring a pad mount transformer<br>(Code 2007, 16-151) | Estimate                                   |

**Secs. 16-152 to 16-160. Reserved.**

**Sec. 16-161. Wastewater Connection Fees.**

All sewer services (laterals) shall be installed by a NM licensed contractor or plumber in accordance with City Standards. The property owner is responsible for all installation costs.

- |                                  |             |
|----------------------------------|-------------|
| 1. <u>Wastewater Inspection.</u> | \$300.00    |
| 2. 4-inch connection cost        | \$ 500.00   |
| 3. 6-inch connection cost        | \$ 700.00   |
| 4. 8-inch connection cost        | \$ 1,000.00 |
- (Code 2007, 16-161)

**Secs. 16-162 to 16-170. Reserved.**

**Sec. 16-171. Water Connection Fees.**

All water services (including meter-can / vault) shall be installed by a NM licensed contractor or plumber in accordance with City Standards. The property owner is responsible for all installation costs.

- |  |  |
|--|--|
| 1. <u>5/8" Water Connection.</u>                           |  |
| (1) Water Rights in City Limits with Sewer Connection      | \$600.00                               |
| (2) Water Rights in City Limits with no Sewer Connection   | \$900.00                               |
| (3) Water Rights Out of City Limits                        | \$900.00                               |
| (4) Water Meter with ERT (encoded, receiver & transmitter) | <del>\$155.00</del><br>Current-Pricing |
| (5) Water Inspection                                       | \$300.00                               |
| 2. <u>1" Water Connection.</u>                             |  |
| (1) Water Rights in City Limits with Sewer Connection      | \$1,500.00                             |
| (2) Water Rights in City Limits with no Sewer Connection   | \$2,250.00                             |
| (3) Water Rights Out of City Limits                        | \$2,250.00                             |

|  |                       |
|--|-----------------------|
| (4) Water Meter with ERT (encoded, receiver & transmitter) | <del>\$250.00</del>   |
|  | Current Pricing       |
| (5) Water Inspection                                       | \$300.00              |
| 3. <u>1-1/2" Water Connection.</u>                         |                       |
| (1) Water Rights in City Limits with Sewer Connection      | \$3,000.00            |
| (2) Water Rights in City Limits with no Sewer Connection   | \$4,500.00            |
| (3) Water Rights Out of City Limits                        | \$4,500.00            |
| (4) Water Meter with ERT (encoded, receiver & transmitter) | <del>\$1,200.00</del> |
|  | Current Pricing       |
| (5) Water Inspection                                       | \$300.00              |
| 4. <u>2" Water Connection.</u>                             |                       |
| (1) Water Rights in City Limits with Sewer Connection      | \$4,800.00            |
| (2) Water Rights in City Limits with no Sewer Connection   | \$7,200.00            |
| (3) Water Rights Out of City Limits                        | \$7,200.00            |
| (4) Water Meter with ERT (encoded, receiver & transmitter) | <del>\$1,400.00</del> |
|  | Current Pricing       |
| (5) Water Inspection                                       | \$300.00              |
| 5. <u>3" Water Connection.</u>                             |                       |
| (1) Water Rights in City Limits with Sewer Connection      | \$9,600.00            |
| (2) Water Rights in City Limits with no Sewer Connection   | \$14,400.00           |
| (3) Water Rights Out of City Limits                        | \$14,400.00           |
| (4) Water Meter with ERT (encoded, receiver & transmitter) | N/A                   |
|  | Current Pricing       |
| (5) Water Inspection                                       | \$300.00              |
| 6. <u>4" Water Connection.</u>                             |                       |
| (1) Water Rights in City Limits with Sewer Connection      | \$15,000.00           |
| (2) Water Rights in City Limits with no Sewer Connection   | \$22,500.00           |
| (3) Water Rights Out of City Limits                        | \$22,500.00           |
| (4) Water Meter with ERT (encoded, receiver & transmitter) | <del>\$2,300.00</del> |
|  | Current Pricing       |
| (5) Water Inspection                                       | \$300.00              |
| 7. <u>6" Water Connection.</u>                             |                       |
| (1) Water Rights in City Limits with Sewer Connection      | N/A                   |
|  | \$15,000.00           |
| (2) Water Rights in City Limits with no Sewer Connection   | N/A                   |
|  | \$22,500.00           |
| (3) Water Rights Out of City Limits                        | N/A                   |
|  | \$22,500.00           |
| (4) Water Meter with ERT (encoded, receiver & transmitter) | <del>\$3,200.00</del> |
|  | Current Pricing       |

|  |   |
|--|---|
| (5) Water Inspection                                       | \$300. <sup>00</sup>                                |
| 8. <u>8" Water Connection.</u>                             |   |
| (1) Water Rights in City Limits with Sewer Connection      | <del>N/A</del><br>\$15,000. <sup>00</sup>           |
| (2) Water Rights in City Limits with no Sewer Connection   | <del>N/A</del><br>\$22,500. <sup>00</sup>           |
| (3) Water Rights Out of City Limits                        | <del>N/A</del><br>\$22,500. <sup>00</sup>           |
| (4) Water Meter with ERT (encoded, receiver & transmitter) | <del>\$4,000.<sup>00</sup></del><br>Current Pricing |
| (5) Water Inspection<br>(Code 2007, 16-171)                | \$300. <sup>00</sup>                                |

**Secs. 16-172 to 16-180. Reserved.**

## DIVISION 3. UTILITY RATE FEES

### Sec. 16-181. Electric Rates.

#### 1. Class I: Residential and Multi-unit Residential.

|   | <u>July 2021</u>   | <u>July 2023</u> | <u>July 2024</u> | <u>July 2025</u> | <u>July 2026</u> | <u>July 2027</u> |
|---|--------------------|------------------|------------------|------------------|------------------|------------------|
| Power Supply <b>All kWh</b><br>(per kWh)*             | <del>\$0.055</del> | \$0.055          | \$0.055          | \$0.055          | \$0.055          | \$0.055          |
| Basic Charge per Month<br>for 1 <sup>st</sup> 100 kWh |                    | \$35.10          | \$41.07          | \$47.23          | \$50.06          | \$53.06          |
| <del>Usage Charge (per kWh)</del>                     |                    |                  |                  |                  |                  |                  |
| Energy Charge <b>&gt;100 kWh</b><br>(per kWh)         |                    | \$0.0351         | \$0.0411         | \$0.0472         | \$0.0501         | \$0.0531         |
| <del>First 100 kWh</del>                              | <del>\$30.00</del> |                  |                  |                  |                  |                  |
| <del>100-500 kWh</del>                                | <del>\$0.030</del> |                  |                  |                  |                  |                  |
| <del>Over 500 kWh</del>                               | <del>\$0.030</del> |                  |                  |                  |                  |                  |
| <b>Excess Customer<br/>Generation, (per kWh)</b>      |                    | <b>\$0.0425</b>  | <b>\$0.0425</b>  | <b>\$0.0425</b>  | <b>\$0.0425</b>  | <b>\$0.0425</b>  |

\*Adjusted Monthly via PCA.

#### 2. Class II: Residential and 65 Years or Older.

For individuals 65 years and older, primary resident, and individually metered.

|   | <u>July 2023</u> | <u>July 2024</u> | <u>July 2025</u> | <u>July 2026</u> | <u>July 2027</u> |
|---|------------------|------------------|------------------|------------------|------------------|
| Power Supply <b>All kWh</b><br>(per kWh)*     | \$0.055          | \$0.055          | \$0.055          | \$0.055          | \$0.055          |
| Basic Charge per Month<br>for 1st 100 kWh     | \$31.59          | \$36.96          | \$42.50          | \$45.05          | \$47.75          |
| <del>Usage Charge (per kWh)</del>             |                  |                  |                  |                  |                  |
| Energy Charge <b>&gt;100 kWh</b><br>(per kWh) | \$0.0316         | \$0.0370         | \$0.0425         | \$0.0451         | \$0.0478         |
| <del>First 100 kWh</del>                      |                  |                  |                  |                  |                  |
| <del>100-500 kWh</del>                        |                  |                  |                  |                  |                  |
| <del>Over 500 kWh</del>                       |                  |                  |                  |                  |                  |

\*Adjusted Monthly via PCA.

#### 3. Class III: Commercial.

|                         | <u>July 2021</u>   | <u>July 2023</u> | <u>July 2024</u> | <u>July 2025</u> | <u>July 2026</u> | <u>July 2027</u> |
|-------------------------|--------------------|------------------|------------------|------------------|------------------|------------------|
| Power Supply (per kWh)* | <del>\$0.055</del> | \$0.055          | \$0.055          | \$0.055          | \$0.055          | \$0.055          |



Small Commercial  
(<50kW)

|                               |         |          |          |          |          |          |
|-------------------------------|---------|----------|----------|----------|----------|----------|
| Customer Charge (per month)   | \$50.00 |          |          |          |          |          |
| Basic Charge (per Month)      |         | \$56.00  | \$61.04  | \$66.53  | \$70.53  | \$74.76  |
| <u>Usage Charge (per kWh)</u> | \$0.056 |          |          |          |          |          |
| Energy Charge (per kWh)       |         | \$0.0616 | \$0.0671 | \$0.0732 | \$0.0776 | \$0.0822 |

Large Commercial  
(>50kW)  
(50 – 150kW)

|                               |          |          |          |          |          |          |
|-------------------------------|----------|----------|----------|----------|----------|----------|
| Customer Charge (per month)   | \$100.00 |          |          |          |          |          |
| Basic Charge (per Month)      |          | \$117.00 | \$135.72 | \$156.08 | \$170.13 | \$180.33 |
| <u>Usage Charge (per kWh)</u> | \$0.055  |          |          |          |          |          |
| Energy Charge (per kWh)       |          | \$0.0655 | \$0.0760 | \$0.0874 | \$0.0953 | \$0.1010 |

\*Adjusted Monthly via PCA.

4. Class III: Demand Rate.

|                                       | <u>July 2020</u> | <u>July 2021</u> |
|---------------------------------------|------------------|------------------|
| Power Supply (per kWh)*               | \$0.055          | \$0.055          |
| <u>Medium Demand (150 – 1,000 kW)</u> |                  |                  |
| Customer Charge (per month)           | \$275.00         | \$300.00         |
| Demand Charge (\$ per kW per Month)   | \$8.75           | \$9.00           |
| Usage Charge (\$ per kWh)             | \$0.020          | \$0.020          |
| <u>Large Demand (&gt;1,000 kW)</u>    |                  |                  |
| Customer Charge (per month)           | \$543.50         | \$558.00         |
| Demand Charge (per kW per Month)      | \$9.75           | \$10.00          |

\*Adjusted Monthly via PCA.

4. Class IV: Solar Rates.

Residential Limited to 200 amp or less  
(Over 200 is considered commercial)

|                                       | <u>July 2021</u> | <u>July 2023</u> | <u>July 2024</u> | <u>July 2025</u> | <u>July 2026</u> | <u>July 2027</u> |
|---------------------------------------|------------------|------------------|------------------|------------------|------------------|------------------|
| Power Supply (per kWh) <sup>(1)</sup> | \$0.055          | \$0.055          | \$0.055          | \$0.055          | \$0.055          | \$0.055          |
| Customer Charge (per month)           |                  |                  |                  |                  |                  |                  |

|  |                     |          |          |          |          |          |
|--|---------------------|----------|----------|----------|----------|----------|
| 0-100 kWh  | <del>\$30.00</del>  | \$39.41  | \$46.11  | \$53.03  | \$56.21  | \$59.58  |
| >100- <del>500</del> kWh   | <del>\$0.030</del>  | \$0.0351 | \$0.0411 | \$0.0472 | \$0.0501 | \$0.0531 |
| <del>Over 500 kWh</del>  | <del>\$0.030</del>  |          |          |          |          |          |
| Purchase Excess<br>Customer Generation<br>(per kWh) <sup>(2)</sup> | <del>\$0.0425</del> | \$0.0425 | \$0.0425 | \$0.0425 | \$0.0425 | \$0.0425 |

Commercial Limited to 50kW

|  | <u>July 2021</u>    | <u>July 2023</u> | <u>July 2024</u> | <u>July 2025</u> | <u>July 2026</u> | <u>July 2027</u> |
|--|---------------------|------------------|------------------|------------------|------------------|------------------|
| Power Supply<br>(per kWh <sup>(1)</sup> ,All kWh)                  | <del>\$0.055</del>  | \$0.055          | \$0.055          | \$0.055          | \$0.055          | \$0.055          |
| Customer Charge<br>(per month)                                     | <del>\$ 50.00</del> | \$66.42          | \$72.40          | \$78.91          | \$83.65          | \$88.67          |
| Usage Charge<br>(per kWh)  | <del>\$0.056</del>  | \$0.0616         | \$0.0671         | \$0.0732         | \$0.0776         | \$0.0822         |
| Purchase Excess<br>Customer Generation<br>(All kWh) <sup>(2)</sup> | <del>\$0.0425</del> | \$0.0425         | \$0.0425         | \$0.0425         | \$0.0425         | \$0.0425         |

Commercial 50 to 150 kW

|  | <u>July 2021</u>    | <u>July 2023</u> | <u>July 2024</u> | <u>July 2025</u> | <u>July 2026</u> | <u>July 2027</u> |
|--|---------------------|------------------|------------------|------------------|------------------|------------------|
| Power Supply<br>(per kWh <sup>(1)</sup> ,All kWh)                  | <del>\$0.055</del>  | \$0.055          | \$0.055          | \$0.055          | \$0.055          | \$0.055          |
| Customer Charge<br>(per month)                                     | <del>\$100.00</del> | \$589.43         | \$683.74         | \$786.30         | \$857.07         | \$908.48         |
| Usage Charge<br>(per kWh)  | <del>\$0.055</del>  | \$0.0655         | \$0.0760         | \$0.0874         | \$0.0953         | \$0.1010         |
| Purchase Excess<br>Customer Generation<br>(All kWh) <sup>(2)</sup> | <del>\$0.0425</del> | \$0.0425         | \$0.0425         | \$0.0425         | \$0.0425         | \$0.0425         |

Customer Generation Rate – >150kW

(Customer generation must be directly connected to City distribution system  
Contact City to develop and negotiate agreement contract).

|   | <u>July 2021</u>    | <u>July 2023</u>    | <u>July 2024</u>    | <u>July 2025</u>    | <u>July 2026</u>    | <u>July 2027</u>    |
|---|---------------------|---------------------|---------------------|---------------------|---------------------|---------------------|
| <del>Purchase Generation<br/>(per kWh,All kWh)-<sup>(2)</sup></del> | <del>\$0.0425</del> | <del>\$0.0425</del> | <del>\$0.0425</del> | <del>\$0.0425</del> | <del>\$0.0425</del> | <del>\$0.0425</del> |
| <del>Customer Charge<br/>(per month)</del>                          | <del>\$300.00</del> |                     |                     |                     |                     |                     |

- (1) Adjusted Monthly via PCA. if above \$0.055  
 (2) Rate at which customer generation will be purchased.

5. Class V: Area and Street Lighting.

|                                 | <u>July</u><br><u>2021</u> | <u>July</u><br><u>2023</u> | <u>July</u><br><u>2024</u> | <u>July</u><br><u>2025</u> | <u>July</u><br><u>2026</u> | <u>July</u><br><u>2027</u> |
|---------------------------------|----------------------------|----------------------------|----------------------------|----------------------------|----------------------------|----------------------------|
| <u>Type 1</u>                   | <del>\$7.50</del>          | \$8.25                     | \$8.91                     | \$9.36                     | \$9.92                     | 10.52                      |
| 100 watt HPS                    |                            |                            |                            |                            |                            |                            |
| 150 watt HPS                    |                            |                            |                            |                            |                            |                            |
| LED < 150 watt equivalent       |                            |                            |                            |                            |                            |                            |
| <u>Type 2</u>                   | <del>\$14.00</del>         | \$15.40                    | \$16.63                    | \$17.46                    | \$18.51                    | 19.62                      |
| 250 watt HPS                    |                            |                            |                            |                            |                            |                            |
| LED < 250 watt equivalent       |                            |                            |                            |                            |                            |                            |
| <u>Type 3</u>                   | <del>\$25.00</del>         | \$27.50                    | \$29.70                    | \$31.19                    | \$33.06                    | 35.04                      |
| 400 watt HPS                    |                            |                            |                            |                            |                            |                            |
| LED < 400 watt equivalent       |                            |                            |                            |                            |                            |                            |
| <u>New Wood Pole</u>            |                            |                            |                            |                            |                            |                            |
| 35 ' Pole                       | <del>\$40.00</del>         | \$11.00                    | \$11.88                    | \$12.47                    | \$13.22                    | \$14.01                    |
| <u>New Metal Pole</u>           |                            |                            |                            |                            |                            |                            |
| 30' with foundation             | <del>\$45.00</del>         | \$16.50                    | \$17.82                    | \$18.71                    | \$19.83                    | \$21.02                    |
| <br>                            |                            |                            |                            |                            |                            |                            |
| <u>CITY OWNED STREET LIGHTS</u> |                            |                            |                            |                            |                            |                            |
| 175 watt mercury vapor          | \$5.37                     | \$5.91                     | \$6.38                     | \$6.70                     | \$7.10                     | \$7.53                     |
| 100 watt HPS                    | \$5.37                     | \$5.91                     | \$6.38                     | \$6.70                     | \$7.10                     | \$7.53                     |
| 150 watt HPS                    | \$7.52                     | \$8.27                     | \$8.93                     | \$9.38                     | \$9.94                     | \$10.54                    |
| 250 watt HPS                    | \$9.66                     | \$10.63                    | \$11.48                    | \$12.05                    | \$12.77                    | \$13.54                    |
| 400 watt HPS                    | \$11.81                    | \$12.99                    | \$14.03                    | \$14.73                    | \$15.61                    | \$16.55                    |
| 150 watt HPS, new wood pole     | \$19.33                    | \$21.26                    | \$22.96                    | \$24.11                    | \$25.56                    | \$27.09                    |
| City Metered (\$/kWh)           | \$0.108                    | \$0.119                    | \$0.129                    | \$0.135                    | \$0.143                    | \$0.152                    |

(Ord. 2020-510, eff. 2021-Jan-01; Ord. 2017-462, eff. 2017-Oct-01; Ord. 2010-383, eff. 2010-July-01; Ord. 2008-354, eff. 15 July 2008; Code 2007, 16-181)

6. Power Cost Adjustment (PCA).

Rate may fluctuate monthly based on cost of purchased power to City. The base cost is established at .055/kwh. Purchase power costs exceeding this amount may be assessed to each electric customer.

(Ord. 2020-510, eff. 2021-Jan-01; Ord. 2017-462, eff. 2017-Oct-01; Ord. 2010-383, eff. 2010-July-01; Ord. 2008-354, eff. 2008-July-15; Code 2007, 16-181)

**Secs. 16-182 to 16-190. Reserved.**

**Sec. 16-191. Wastewater Rates.**

1. Class I: Residential and Multi-unit Residential.

|  |                     | <u>July<br/>2023</u> | <u>July<br/>2024</u> | <u>July<br/>2025</u> | <u>July<br/>2026</u> | <u>July<br/>2027</u> |
|--|---------------------|----------------------|----------------------|----------------------|----------------------|----------------------|
| (1) Residential and Multi Unit Base/System Charge (Monthly minimum charge) | <del>\$ 18.00</del> | \$18.83              | \$19.69              | \$20.60              | \$21.55              | \$22.54              |
| (2) Wastewater Use Charge cost per 1,000 Gallons                           | <del>\$ 4.00</del>  | \$4.18               | \$4.38               | \$4.58               | \$4.79               | \$5.01               |
| (3) Wastewater Improvement Fee (per month)                                 |                     | \$16.00              | \$18.00              | \$20.00              | \$22.00              | \$24.00              |
| (4) Customers without base winter usage (per month)                        | <del>\$ 34.00</del> | \$35.55              | \$37.21              | \$38.92              | \$40.71              | \$42.58              |
| (4) Wastewater Capital Improvement Fee                                     | <del>\$ 2.50</del>  |                      |                      |                      |                      |                      |
| (5) Sewer Line Debt  | <del>\$ 11.45</del> |                      |                      |                      |                      |                      |

2. Class II: Residential and 65 Years or Older.

For individuals 65 years and older and primary resident.

|  |  | <u>July<br/>2023</u> | <u>July<br/>2024</u> | <u>July<br/>2025</u> | <u>July<br/>2026</u> | <u>July<br/>2027</u> |
|--|--|----------------------|----------------------|----------------------|----------------------|----------------------|
| (1) Residential and Multi Unit Base/System Charge (Monthly minimum charge) |  | \$16.95              | \$17.72              | \$18.54              | \$19.40              | \$20.29              |
| (2) Wastewater Use Charge cost per 1,000 Gallons                           |  | \$3.77               | \$3.94               | \$4.12               | \$4.31               | \$4.51               |
| (3) Wastewater Improvement Fee (per month)                                 |  | \$14.40              | \$16.20              | \$18.00              | \$19.80              | \$21.60              |
| (4) Customers without base winter usage (per month)                        |  | \$32.03              | \$33.48              | \$35.02              | \$36.64              | \$38.33              |
| (4) Wastewater Capital Improvement Fee                                     |  |                      |                      |                      |                      |                      |
| (5) Sewer Line Debt  |  |                      |                      |                      |                      |                      |

3. Class III: Commercial.

|  | <u>July<br/>2023</u> | <u>July<br/>2024</u> | <u>July<br/>2025</u> | <u>July<br/>2026</u> | <u>July<br/>2027</u> |
|--|----------------------|----------------------|----------------------|----------------------|----------------------|
|--|----------------------|----------------------|----------------------|----------------------|----------------------|

|  |                     |         |         |         |         |         |
|--|---------------------|---------|---------|---------|---------|---------|
| (1) Commercial Base/System Charge (Monthly minimum charge)               | <del>\$ 19.00</del> | \$20.71 | \$22.57 | \$24.61 | \$26.82 | \$29.23 |
| (2) Wastewater Use Charge cost per 1,000 Gallons                         | <del>\$ 4.00</del>  | \$4.36  | \$4.75  | \$5.18  | \$5.65  | \$6.15  |
| (3) <del>Capital Reserve</del><br>Wastewater Improvement Fee (per month) |                     | \$16.00 | \$18.00 | \$20.00 | \$22.00 | \$24.00 |
| (3) <del>Wastewater Capital Improvement Fee</del>                        | <del>\$ 2.50</del>  |         |         |         |         |         |
| (4) <del>Sewer Line Debt</del>   | <del>\$11.45</del>  |         |         |         |         |         |

4. Class IV: Industrial.

|  |                     | <u>July 2023</u> | <u>July 2024</u> | <u>July 2025</u> | <u>July 2026</u> | <u>July 2027</u> |
|--|---------------------|------------------|------------------|------------------|------------------|------------------|
| (1) Industrial Base/System Charge (Monthly minimum charge) | <del>\$ 22.00</del> | \$23.98          | \$26.14          | \$28.49          | \$31.05          | \$33.85          |
| (2) Wastewater Use Charge Cost per 1,000 Gallons           | <del>\$ 4.00</del>  | \$4.36           | \$4.75           | \$5.18           | \$5.65           | \$6.15           |
| (3) <del>Wastewater Improvement Fee</del> (per month)      |                     | \$16.00          | \$18.00          | \$20.00          | \$22.00          | \$24.00          |
| (3) <del>Wastewater Capital Improvement Fee</del>          | <del>\$ 2.50</del>  |                  |                  |                  |                  |                  |
| (4) <del>Sewer Line Debt</del>                             | <del>\$11.45</del>  |                  |                  |                  |                  |                  |

5. Class V: Institutional.

|   |                     | <u>July 2023</u> | <u>July 2024</u> | <u>July 2025</u> | <u>July 2026</u> | <u>July 2027</u> |
|---|---------------------|------------------|------------------|------------------|------------------|------------------|
| (1) Institutional Base/System Charge (Monthly minimum charge) | <del>\$ 18.00</del> | \$19.62          | \$21.39          | \$23.31          | \$25.41          | \$27.70          |
| (2) Wastewater Use Charge Cost per 1,000 Gallons              | <del>\$ 4.00</del>  | \$4.36           | \$4.75           | \$5.18           | \$5.65           | \$6.15           |
| (3) <del>Wastewater Improvement Fee</del> (per month)         |                     | \$16.00          | \$18.00          | \$20.00          | \$22.00          | \$24.00          |
| (3) <del>Wastewater Capital Improvement Fee</del>             | <del>\$ 2.50</del>  |                  |                  |                  |                  |                  |
| (4) <del>Sewer Line Debt</del>                                | <del>\$11.45</del>  |                  |                  |                  |                  |                  |

6. Class VI: Customers Outside Municipal Incorporated Limits.

Customers living outside the Municipal Incorporated limits shall be billed at 150% of the applicable rate ~~and capital improvement fee.~~

7. Class VIII: City Departments.

~~Wastewater fees for city facilities/departments will be calculated using a similar average period as Class I. Residential and Multi-Unit at a rate per 1,000 gallons established with the annual budget adoption.~~

|   | <u>July<br/>2023</u> | <u>July<br/>2024</u> | <u>July<br/>2025</u> | <u>July<br/>2026</u> | <u>July<br/>2027</u> |
|---|----------------------|----------------------|----------------------|----------------------|----------------------|
| (1) City Departments<br>(Monthly minimum charge)    | \$19.62              | \$21.39              | \$23.31              | \$25.41              | \$27.70              |
| (2) Wastewater Use Charge Cost<br>per 1,000 Gallons | \$4.36               | \$4.75               | \$5.18               | \$5.65               | \$6.15               |
| (3) Wastewater Improvement<br>Fee (per month)       | \$16.00              | \$18.00              | \$20.00              | \$22.00              | \$24.00              |

(Ord. 2017-464, eff. 2017-Oct-01; Ord. 2013-427, eff. 2013-July-04; Ord. 2010-384, eff. 2010-July-01; Code 2007)

**Secs. 16-192 to 16-200. Reserved.**

**Sec. 16-201. Water Rates.**

1. Class I: Residential.

|                                      | <u>July<br/>2023</u>       | <u>July<br/>2024</u> | <u>July<br/>2025</u> | <u>July<br/>2026</u> | <u>July<br/>2027</u> |
|--------------------------------------|----------------------------|----------------------|----------------------|----------------------|----------------------|
| Base/System Charge                   | <del>\$17.20</del> \$17.20 | \$17.20              | \$17.20              | \$17.20              | \$17.20              |
| Water Capital Reserve<br>(per month) | <del>\$5.65</del> \$8.15   | \$13.15              | \$18.15              | \$23.15              | \$28.15              |
| Per 1,000 gallons                    |                            |                      |                      |                      |                      |
| 0 –5,000 gallons                     | <del>\$3.00</del> \$3.47   | \$3.99               | \$4.47               | \$5.32               | \$6.17               |
| 5,001– 10,000 gallons                | <del>\$3.50</del> \$4.04   | \$4.65               | \$5.21               | \$6.20               | \$7.19               |
| 10,001 – 15,000 gallons              | <del>\$4.00</del> \$4.62   | \$5.31               | \$5.95               | \$7.08               | \$8.21               |
| 15,001 – 25,000 gallons              | <del>\$4.50</del> \$5.20   | \$5.98               | \$6.70               | \$7.97               | \$9.25               |
| 25,001 – 50,000 gallons              | <del>\$5.00</del> \$5.78   | \$6.65               | \$7.45               | \$8.87               | \$10.29              |
| 50,001 gallons and over              | <del>\$5.50</del> \$6.35   | \$7.30               | \$8.18               | \$9.73               | \$11.29              |

2. Class II: Residential Customers 65 years or Older.

For individuals 65 years and older, primary resident, and individually metered.

|                       | <u>July 2023</u> | <u>July 2024</u> | <u>July 2025</u> | <u>July 2026</u> | <u>July 2027</u> |
|-----------------------|------------------|------------------|------------------|------------------|------------------|
| Base/System Charge    | \$15.48          | \$15.48          | \$15.48          | \$15.48          | \$15.48          |
| Water Capital Reserve | \$7.34           | \$11.84          | \$16.34          | \$20.84          | \$25.34          |

(per month)

Per 1,000 gallons

|                         |        |        |        |        |         |
|-------------------------|--------|--------|--------|--------|---------|
| 0 –5,000 gallons        | \$3.12 | \$3.59 | \$4.02 | \$4.79 | \$5.55  |
| 5,001– 10,000 gallons   | \$3.64 | \$4.19 | \$4.69 | \$5.58 | \$6.47  |
| 10,001 – 15,000 gallons | \$4.16 | \$4.78 | \$5.36 | \$6.37 | \$7.39  |
| 15,001 – 25,000 gallons | \$4.68 | \$5.38 | \$6.03 | \$7.17 | \$8.33  |
| 25,001 – 50,000 gallons | \$5.20 | \$5.99 | \$6.71 | \$7.98 | \$9.26  |
| 50,001 gallons and over | \$5.72 | \$6.57 | \$7.36 | \$8.76 | \$10.16 |

3. Class III: Multi-Residential.

|                              |                    | <u>July 2023</u> | <u>July 2024</u> | <u>July 2025</u> | <u>July 2026</u> | <u>July 2027</u> |
|------------------------------|--------------------|------------------|------------------|------------------|------------------|------------------|
| Base/System Charge           | <del>\$15.60</del> | \$15.60          | \$15.60          | \$15.60          | \$15.60          | \$15.60          |
| Water Capital Reserve        | <del>\$5.65</del>  | \$8.15           | \$13.15          | \$18.15          | \$23.15          | \$28.15          |
| (per month)                  |                    |                  |                  |                  |                  |                  |
| First 4,000 gallons/unit     | <del>\$3.00</del>  | \$3.47           | \$3.99           | \$4.47           | \$5.32           | \$6.17           |
| Excess of 4,000 gallons/unit | <del>\$4.00</del>  | \$4.62           | \$5.31           | \$5.95           | \$7.08           | \$8.21           |

4. Class IV: Commercial.

|                          |                    | <u>July 2023</u> | <u>July 2024</u> | <u>July 2025</u> | <u>July 2026</u> | <u>July 2027</u> |
|--------------------------|--------------------|------------------|------------------|------------------|------------------|------------------|
| Base/System Charge       | <del>\$18.90</del> | \$18.90          | \$18.90          | \$18.90          | \$18.90          | \$18.90          |
| Water Capital Reserve    | <del>\$5.65</del>  | \$8.15           | \$13.15          | \$18.15          | \$23.15          | \$28.15          |
| (per month)              |                    |                  |                  |                  |                  |                  |
| Per 1,000 gallons        |                    |                  |                  |                  |                  |                  |
| 0–10,000 gallons         | <del>\$3.50</del>  | \$4.04           | \$4.65           | \$5.21           | \$6.20           | \$7.19           |
| 10,001 –15,000 gallons   | <del>\$4.00</del>  | \$4.62           | \$5.31           | \$5.95           | \$7.08           | \$8.21           |
| 15,001 –30,000 gallons   | <del>\$4.50</del>  | \$5.20           | \$5.98           | \$6.70           | \$7.97           | \$9.25           |
| 30,001 –100,000 gallons  | <del>\$5.00</del>  | \$5.78           | \$6.65           | \$7.45           | \$8.87           | \$10.29          |
| 100,001 gallons and over | <del>\$5.50</del>  | \$6.35           | \$7.30           | \$8.18           | \$9.73           | \$11.29          |

5. Class V: Outside Watering.

|                                    |                    | <u>July 2023</u> | <u>July 2024</u> | <u>July 2025</u> | <u>July 2026</u> | <u>July 2027</u> |
|------------------------------------|--------------------|------------------|------------------|------------------|------------------|------------------|
| Base/System Charge                 | <del>\$16.20</del> | \$22.80          | \$22.80          | \$22.80          | \$22.80          | \$22.80          |
| Water Improvement Fee              | <del>\$5.65</del>  | \$8.15           | \$13.15          | \$18.15          | \$23.15          | \$28.15          |
| (per month)                        |                    |                  |                  |                  |                  |                  |
| <del>Unlimited usage/100 gal</del> | <del>\$4.00</del>  |                  |                  |                  |                  |                  |
| All Use per 1,000 gal              |                    | \$4.62           | \$5.31           | \$5.95           | \$7.08           | \$8.21           |

6. Class VI: Industrial.

|                                      |                    | <u>July 2023</u> | <u>July 2024</u> | <u>July 2025</u> | <u>July 2026</u> | <u>July 2027</u> |
|--------------------------------------|--------------------|------------------|------------------|------------------|------------------|------------------|
| Base/System Charge                   | <del>\$23.90</del> | \$23.90          | \$23.90          | \$23.90          | \$23.90          | \$23.90          |
| Water Improvement Fee<br>(per month) | <del>\$5.65</del>  | \$8.15           | \$13.15          | \$18.15          | \$23.15          | \$28.15          |
| <del>Unlimited usage/100 gal</del>   | <del>\$4.00</del>  |                  |                  |                  |                  |                  |
| All Use per 1,000 gal                |                    | \$4.82           | \$5.78           | \$6.94           | \$8.26           | \$9.91           |

7. Class VII: Institutional.

|                                      |                    | <u>July 2023</u> | <u>July 2024</u> | <u>July 2025</u> | <u>July 2026</u> | <u>July 2027</u> |
|--------------------------------------|--------------------|------------------|------------------|------------------|------------------|------------------|
| Base/System Charge                   | <del>\$16.20</del> | \$16.20          | \$16.20          | \$16.20          | \$16.20          | \$16.20          |
| Water Improvement Fee<br>(per month) | <del>\$5.65</del>  | \$8.15           | \$13.15          | \$18.15          | \$23.15          | \$28.15          |
| <del>Unlimited usage/100 gal</del>   | <del>\$3.50</del>  |                  |                  |                  |                  |                  |
| All Use per 1,000 gal                |                    | \$4.22           | \$5.06           | \$6.07           | \$7.22           | \$8.66           |

8. Class VIII: Residential Special Wholesale Consumption.

|                                      |                    | <u>July 2023</u> | <u>July 2024</u> | <u>July 2025</u> | <u>July 2026</u> | <u>July 2027</u> |
|--------------------------------------|--------------------|------------------|------------------|------------------|------------------|------------------|
| Base/System Charge                   | <del>\$22.80</del> | \$22.80          | \$22.80          | \$22.80          | \$22.80          | \$22.80          |
| Water Improvement Fee<br>(per month) | <del>\$5.65</del>  | \$8.15           | \$13.15          | \$18.15          | \$23.15          | \$28.15          |
| <del>Unlimited usage/100 gal</del>   | <del>\$0.45</del>  |                  |                  |                  |                  |                  |
| All Use per 100 gal                  |                    | \$0.54           | \$0.65           | \$0.78           | \$0.93           | \$1.12           |

9. Class IX: Commercial Special Wholesale Consumption.

|                                      |                    | <u>July 2023</u> | <u>July 2024</u> | <u>July 2025</u> | <u>July 2026</u> | <u>July 2027</u> |
|--------------------------------------|--------------------|------------------|------------------|------------------|------------------|------------------|
| Base/System Charge                   | <del>\$26.85</del> | \$26.85          | \$26.85          | \$26.85          | \$26.85          | \$26.85          |
| Water Improvement Fee<br>(per month) | <del>\$5.65</del>  | \$8.15           | \$13.15          | \$18.15          | \$23.15          | \$28.15          |
| <del>Unlimited usage/100 gal</del>   | <del>\$0.825</del> |                  |                  |                  |                  |                  |
| All Use per 100 gal                  |                    | \$0.95           | \$1.14           | \$1.37           | \$1.63           | \$1.96           |

10. Class X: Fire Hydrant Meter User.

|                                       |                    | <u>July 2023</u> | <u>July 2024</u> | <u>July 2025</u> | <u>July 2026</u> | <u>July 2027</u> |
|---------------------------------------|--------------------|------------------|------------------|------------------|------------------|------------------|
| Base/System Charge                    | <del>\$26.85</del> | \$26.85          | \$26.85          | \$26.85          | \$26.85          | \$26.85          |
| Water Improvement Fee<br>(per month)  | <del>\$5.65</del>  | \$8.15           | \$13.15          | \$18.15          | \$23.15          | \$28.15          |
| Monthly Assessed Fee<br>with no usage | \$500.00           |                  |                  |                  |                  |                  |



|                                    |                    |        |        |        |        |        |
|------------------------------------|--------------------|--------|--------|--------|--------|--------|
| <del>Unlimited usage/100 gal</del> | <del>\$0.825</del> |        |        |        |        |        |
| All Use per 100 gal                |                    | \$0.95 | \$1.14 | \$1.37 | \$1.63 | \$1.96 |

11. Class XI: Non-Metered City Departments Water.

All water used and not metered, whether the same be used by the Parks, Street, Water and Fire Departments and/or any other Department, the amount of water used for whatever purpose shall be estimated or measured monthly by the Department using the same and a report of said use shall be given in writing to the Finance Director.

12. Class XII: Customers Outside Municipal Incorporated Limits.

Customers living outside the Municipal Incorporated limits shall be billed at 150% of the applicable rate.

13. Class XIII: Water User Associations.

Water User Associations rates will be negotiated independently through agreements approved by the Aztec City Commission. These agreements should reflect rate increases associated with the increased cost of facilities and operation, maintenance and capital improvements of the system.

14. Class XIV: Metered Department Water.

All metered water used by City facilities/departments shall be assessed at a rate per 1,000 gallons defined established with the annual budget adoption.

|                                      | <u>July 2023</u> | <u>July 2024</u> | <u>July 2025</u> | <u>July 2026</u> | <u>July 2027</u> |
|--------------------------------------|------------------|------------------|------------------|------------------|------------------|
| Base/System Charge                   | \$28.85          | \$28.85          | \$28.85          | \$28.85          | \$28.85          |
| Water Improvement Fee<br>(per month) | \$8.15           | \$13.15          | \$18.15          | \$23.15          | \$28.15          |

(Ord. 2017-463, eff. 2017-Oct-01; Ord. 2010-384, eff. 2010-July-01; Code 2007)

**Sec. 16-202. Water Rights Rates.**

1. Rates for Meter Sizes Without and With Return Flow.

|     | <i>Meter Size</i> | <i>Without Return Flow</i> | <i>With Return Flow</i> |
|-----|-------------------|----------------------------|-------------------------|
| (1) | 5/8 inch          | \$ 900                     | \$ 600                  |
| (2) | 1 inch            | \$ 2,250                   | \$ 1,500                |
| (3) | 1-1/2 inch        | \$ 4,500                   | \$ 3,000                |
| (4) | 2 inch            | \$ 7,200                   | \$ 4,800                |
| (5) | 3 inch            | \$ 14,400                  | \$ 9,600                |
| (6) | 4 inch            | \$ 22,500                  | \$ 15,000               |

(Code 2007, 16-202)

**Sec. 16-203. Water Drought Fees.**

- |    |                             |   |
|----|-----------------------------|---|
| 1. | <u>Stage 1.</u>             | Notice Only   |
| 2. | <u>Stage 2 Fees.</u>        |   |
|    | First Violation             | Notice Only   |
|    | Second Violation            | \$75. <sup>00</sup> Accessed on Utility Billing             |
|    | Third Violation             | \$125. <sup>00</sup> Accessed on Utility Billing            |
|    | Fourth Violation            | Water restricted or suspended                               |
| 3. | <u>Stage 3 Fees.</u>        |   |
|    | First Violation             | Notice Only   |
|    | Second Violation            | \$175. <sup>00</sup> Accessed on Utility Billing            |
|    | Third Violation             | Water restricted or suspended                               |
| 4. | <u>Stage 4 Fees.</u>        |   |
|    | 16,000 to 25,000 gallons    | Increase to \$7 <sup>50</sup> per 1,000 gallons all users   |
|    | Greater than 25,000 gallons | Increase to \$10. <sup>00</sup> per 1,000 gallons all users |
|    | First Violation             | Notice Only   |
|    | Second Violation            | \$300. <sup>00</sup> Accessed on Utility Billing            |
|    | Third Violation             | Water restricted or suspended                               |

(Ord. 2018-478, eff. 2018-Jul-18; Code 2007, 16-202)

**Secs. 16-204 to 16-210. Reserved.**

## **DIVISION 5. STORMWATER UTILITY SERVICE FEES**

### **Sec. 16-231. Short Title**

This section may be cited as the Stormwater Utility Service Charge Ordinance.

### **Sec. 16-232. Legislative Findings.**

The governing body of the city has determined that:

1. The City seeks to adhere to federal Clean Water Act, 33 U.S.C. 1251 et seq. The Clean Water Act allows certain political entities to implement stormwater management programs.
2. Section 3-49-5 NMSA 1978 authorizes cities to "open, construct, repair, keep in order and maintain water mains, laterals, reservoirs, standpipes, sewers and drains," and Section 3- 27-4 authorizes cities to "levy by general ordinance a just and reasonable service charge" for "maintaining, enlarging, extending, constructing, and repairing water facilities."
3. The City of Aztec region will benefit from the city's efforts to maintain and improve the system of stormwater facilities and other efforts to improve and safeguard the water quality of the Animas River due to their reliance on the Animas River for their long-term supply.
4. The stormwater system provides for the collection, treatment, storage, and disposal of stormwater and provides benefits and services to the City of Aztec and its residents. Such benefits include but are not limited to the provision of adequate systems of collection, conveyance, detention, treatment and release of stormwater, and improvements to the water quality in the stormwater and surface water system and its receiving waters.

### **Sec. 16-233. Purpose.**

The city shall impose a stormwater utility service charge on the monthly utility bills of its utility customers for the purpose of funding the operation, construction, and maintenance of stormwater facilities, for stormwater system planning, and for review of stormwater development plans for compliance with stormwater management codes.

### **Sec. 16-234. Use of Revenues.**

Stormwater utility service charge revenues shall be accounted for separately from other funds of the city. The charges and any interest earned on the fund shall be spent only for the following:

1. The acquisition, design, construction, maintenance, and operation of the stormwater system, including capital improvements designated in the capital improvement program.
2. Administration and enforcement of this section and all regulations and procedures adopted relating to the design, construction, maintenance, operation, and alteration of

the stormwaters system, including, but not limited to, the quantity and/or velocity of the stormwater conveyed thereby.

3. Preparation and revision of comprehensive drainage infrastructure and monitoring plans.
4. Review of development plans for conformity with stormwater regulation and inspection and acceptance of extensions and connections to the stormwater system.
5. Enforcement of regulations to protect and maintain water quality and quantity within the system in compliance with water quality standards established by state, regional and/or federal agencies as now adopted or hereafter amended.
6. Other activities related to the improvement, maintenance, and operation of the stormwater system.

### **Sec. 16-235. Definitions.**

For the purpose of this section, the following definitions shall apply:

#### **Construction**

The erection, building, acquisition, alteration, reconstruction, improvement or extension of stormwater facilities; preliminary planning to determine the economic and engineering feasibility of stormwater facilities; the engineering, architectural, legal, fiscal and economic investigations and studies, surveys, designs, plans, working drawings, specifications, procedures, and other action necessary in the construction of stormwater facilities; and the inspection and supervision of the construction of stormwater facilities.

#### **Stormwater**

Surface runoff, snow melt runoff, surface runoff, street wash waters related to street cleaning or maintenance, infiltration, and drainage.

#### **Stormwater management**

The planning, design, construction, regulation, improvement, repair, maintenance, and operation of facilities and programs relating to water, flood plains, flood control, grading, erosion, tree conservation, and sediment control.

#### **Stormwater utility service charge**

The charge established under this section and levied on utility customers to fund the costs of stormwater management and of operating, maintaining, and improving the stormwater system in the city.

### **Sec. 16-236. Stormwater Utility Service Charge Established.**

Each city utility customer account shall be billed a monthly stormwater utility service charge. The stormwater utility service charge is in addition to any other charge that the city has the right to charge under any other rule or regulation of the city.

1. **Class I: Residential.**

July 2023   July 2024   July 2025   July 2026   July 2027

|  |                              |                              |                              |                              |                              |
|--|------------------------------|------------------------------|------------------------------|------------------------------|------------------------------|
| Service Charge   | \$6.15                       | \$6.77                       | \$7.44                       | \$10.42                      | \$13.54                      |
| 2. <u>Class II: Residential Customers 65 years or Older.</u><br>For individuals 65 years and older and primary resident. |                              |                              |                              |                              |                              |
| Service Charge   | <u>July 2023</u><br>\$5.54   | <u>July 2024</u><br>\$6.09   | <u>July 2025</u><br>\$6.70   | <u>July 2026</u><br>\$9.38   | <u>July 2027</u><br>\$12.19  |
| 3. <u>Class III: Multi-Residential.</u>  |                              |                              |                              |                              |                              |
| Service Charge   | <u>July 2023</u><br>\$6.15   | <u>July 2024</u><br>\$6.77   | <u>July 2025</u><br>\$7.44   | <u>July 2026</u><br>\$10.42  | <u>July 2027</u><br>\$13.54  |
| 4. <u>Class IV: Commercial.</u>  |                              |                              |                              |                              |                              |
| Service Charge   | <u>July 2023</u><br>\$19.40  | <u>July 2024</u><br>\$21.34  | <u>July 2025</u><br>\$23.47  | <u>July 2026</u><br>\$32.86  | <u>July 2027</u><br>\$42.72  |
| 5. <u>Class V: Outside Watering.</u>   |                              |                              |                              |                              |                              |
| Service Charge   | <u>July 2023</u><br>\$50.30  | <u>July 2024</u><br>\$55.33  | <u>July 2025</u><br>\$60.86  | <u>July 2026</u><br>\$85.21  | <u>July 2027</u><br>\$110.77 |
| 6. <u>Class VI: Industrial.</u>  |                              |                              |                              |                              |                              |
| Service Charge   | <u>July 2023</u><br>\$100.00 | <u>July 2024</u><br>\$110.00 | <u>July 2025</u><br>\$121.00 | <u>July 2026</u><br>\$169.40 | <u>July 2027</u><br>\$220.22 |
| 7. <u>Class VII: Institutional.</u>  |                              |                              |                              |                              |                              |
| Service Charge   | <u>July 2023</u><br>\$56.70  | <u>July 2024</u><br>\$62.37  | <u>July 2025</u><br>\$68.61  | <u>July 2026</u><br>\$96.05  | <u>July 2027</u><br>\$124.86 |
| 8. <u>Class VIII: Residential Special Wholesale Consumption.</u>   |                              |                              |                              |                              |                              |
| Service Charge   | <u>July 2023</u><br>\$32.50  | <u>July 2024</u><br>\$35.75  | <u>July 2025</u><br>\$39.33  | <u>July 2026</u><br>\$55.06  | <u>July 2027</u><br>\$71.57  |

9. Class IX: Commercial Special Wholesale Consumption.

|                | <u>July 2023</u> | <u>July 2024</u> | <u>July 2025</u> | <u>July 2026</u> | <u>July 2027</u> |
|----------------|------------------|------------------|------------------|------------------|------------------|
| Service Charge | \$98.60          | \$108.46         | \$119.31         | \$167.03         | \$217.14         |

10. Class X: Metered Department Water.

|                | <u>July 2023</u> | <u>July 2024</u> | <u>July 2025</u> | <u>July 2026</u> | <u>July 2027</u> |
|----------------|------------------|------------------|------------------|------------------|------------------|
| Service Charge | \$0.00           | \$0.00           | \$0.00           | \$0.00           | \$0.00           |

11. Class XI: Customers Outside Municipal Incorporated Limits.

|                | <u>July 2023</u> | <u>July 2024</u> | <u>July 2025</u> | <u>July 2026</u> | <u>July 2027</u> |
|----------------|------------------|------------------|------------------|------------------|------------------|
| Service Charge | \$6.15           | \$6.77           | \$7.44           | \$10.42          | \$13.54          |

**Secs. 16-237 to 16-250. Reserved.**