

INCORPORATED COUNTY OF LOS ALAMOS CODE ORDINANCE NO. 02-299

**AN ORDINANCE AMENDING CHAPTER 40, ARTICLE III, SECTIONS 40-171
40-172, 40-173, and 40-175 OF THE CODE OF THE INCORPORATED COUNTY OF
LOS ALAMOS PERTAINING TO WATER SERVICE RATE SCHEDULES**

WHEREAS, the Incorporated County of Los Alamos, New Mexico ("County") operates a Department of Public Utilities to provide utility services to its citizens; and

WHEREAS, County utilizes a Board of Public Utilities ("BPU") to oversee the Department of Public Utilities; and

WHEREAS, among the responsibilities of the BPU is ensuring the proper utilization of existing operating funds, capital and personnel resources to maintain an acceptable level of service; and

WHEREAS, the BPU is also charged with identifying and planning needed expansion and extensions of the existing utility system; and

WHEREAS, the BPU must further ensure the effective and harmonious operation of the Utilities Department using County resources; and

WHEREAS, it is the further duty of the BPU to prepare a plan for routine operations, capital expansion of the systems and replacement activities; and

WHEREAS, while engaging in this planning activity, the BPU has recognized routine operating cost increases resulting from inflationary pressures that must be covered through revenues in order to maintain appropriate levels of service to the citizens of the County; and

WHEREAS, while engaging in this planning activity, the BPU has also come to realize that County must engage in capital upgrades to the potable and non-potable water production and distribution systems in order to maintain appropriate levels of service to the citizens of the County.

**NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE
INCORPORATED COUNTY OF LOS ALAMOS, as follows:**

Section 1. Section 40-171 of the Los Alamos County Code of Ordinances is amended to read as follows:

Sec. 40-171. - Potable water rate schedule 8-A.

(a) *Applicability.* Potable water rate schedule 8-A is applicable to all classes of retail customers whether commercial, residential or otherwise. The rate shall consist of a service charge plus a water consumption charge.

(b) *Service charge.*

<u>Service Charge Per Meter Per Month</u>				
Water Meter Size	Service Charge Per Meter Per Month	<u>Until 06/29/2020</u>	<u>From 06/30/2020 to 6/29/2021</u>	<u>After 06/30/2021</u>
1¼ inch and under	\$ 10.01	<u>\$10.51</u>	<u>\$10.96</u>	<u>\$11.40</u>
1½ inch	31.71	<u>\$33.30</u>	<u>\$34.71</u>	<u>\$36.10</u>
2-inch	47.33	<u>\$49.70</u>	<u>\$51.81</u>	<u>\$53.88</u>
2½ inch, 3-inch	93.40	<u>\$98.07</u>	<u>\$102.24</u>	<u>\$106.33</u>
4-inch	159.05	<u>\$167.00</u>	<u>\$174.10</u>	<u>\$181.06</u>
6-inch	335.76	<u>\$352.55</u>	<u>\$367.53</u>	<u>\$382.23</u>
8-inch	554.76	<u>\$582.50</u>	<u>\$607.25</u>	<u>\$631.54</u>

(b) *Water consumption charge.* The water consumption charge shall be charged to each customer billed under rate schedule 8-A according to the following schedules:

<u>Consumption Oct—Apr (Non-Peak Season)</u> <u>Commodity Rate Per 1,000 Gallons</u>				<u>Consumption May—Sept (Peak Season)</u> <u>Commodity Rate Per 1,000 Gallons</u>			
Monthly usage	<9,000 gal	9—15,000 gal	>15,000 gal	Monthly usage	<9,000 gal	9—15,000 gal	>15,000 gal
Residential	5.29	5.29	5.29	Residential	5.29	5.62	6.72
Multi-family	5.29	5.29	5.29	Multi-family	5.29	5.56	5.68
Commercial	5.29	5.29	5.29	Commercial	5.29	5.29	5.29
County/Schools	5.29	5.29	5.29	County/Schools	5.29	5.29	5.29

	<u>Consumption October 1 through April 30 (Non-Peak Season)</u>				
	<u>Commodity Rate per 1,000 Gallons</u>				
	<u>Monthly Consumption</u>		<u>9,000 gal or less</u>	<u>over 9,000 gal to 15,000 gal</u>	<u>over 15,000 gal</u>
<u>Single Family Residential</u>	<u>through 06/30/2020</u>		<u>\$5.55</u>	<u>\$5.55</u>	<u>\$5.55</u>
	<u>After 06/30/2020 to 06/29/2021</u>		<u>\$5.79</u>	<u>\$5.79</u>	<u>\$5.79</u>
	<u>After 06/30/2021</u>		<u>\$6.02</u>	<u>\$6.02</u>	<u>\$6.02</u>
<u>Multi-Family Residential</u>	<u>through 06/30/2020</u>		<u>\$5.55</u>	<u>\$5.55</u>	<u>\$5.55</u>
	<u>After 06/30/2020 to 06/29/2021</u>		<u>\$5.79</u>	<u>\$5.79</u>	<u>\$5.79</u>
	<u>After 06/30/2021</u>		<u>\$6.02</u>	<u>\$6.02</u>	<u>\$6.02</u>
<u>Commercial</u>	<u>through 06/30/2020</u>		<u>\$5.55</u>	<u>\$5.55</u>	<u>\$5.55</u>
	<u>After 06/30/2020 to 06/29/2021</u>		<u>\$5.79</u>	<u>\$5.79</u>	<u>\$5.79</u>
	<u>After 06/30/2021</u>		<u>\$6.02</u>	<u>\$6.02</u>	<u>\$6.02</u>
<u>County/Schools</u>	<u>through 06/30/2020</u>		<u>\$5.55</u>	<u>\$5.55</u>	<u>\$5.55</u>
	<u>After 06/30/2020 to 06/29/2021</u>		<u>\$5.79</u>	<u>\$5.79</u>	<u>\$5.79</u>
	<u>After 06/30/2021</u>		<u>\$6.02</u>	<u>\$6.02</u>	<u>\$6.02</u>

	<u>Consumption May 1 through September 30 (Peak Season)</u>				
	<u>Commodity Rate per 1,000 Gallons</u>				
	<u>Monthly Consumption</u>	<u>-</u>	<u>9,000 gal or less</u>	<u>over 9,000 gal to 15,000 gal</u>	<u>over 15,000 gal</u>
<u>Single Family Residential</u>	<u>through 06/30/2020</u>		<u>\$5.55</u>	<u>\$5.90</u>	<u>\$7.06</u>
	<u>After 06/30/2020 to 06/29/2021</u>		<u>\$5.79</u>	<u>\$6.15</u>	<u>\$7.36</u>
	<u>After 06/30/2021</u>		<u>\$6.02</u>	<u>\$6.40</u>	<u>\$7.65</u>
<u>Multi-Family Residential</u>	<u>through 06/30/2020</u>		<u>\$5.55</u>	<u>\$5.84</u>	<u>\$5.96</u>
	<u>After 06/30/2020 to 06/29/2021</u>		<u>\$5.79</u>	<u>\$6.09</u>	<u>\$6.22</u>
	<u>After 06/30/2021</u>		<u>\$6.02</u>	<u>\$6.33</u>	<u>\$6.47</u>
<u>Commercial</u>	<u>through 06/30/2020</u>		<u>\$5.55</u>	<u>\$5.55</u>	<u>\$5.55</u>
	<u>After 06/30/2020 to 06/29/2021</u>		<u>\$5.79</u>	<u>\$5.79</u>	<u>\$5.79</u>
	<u>After 06/30/2021</u>		<u>\$6.02</u>	<u>\$6.02</u>	<u>\$6.02</u>
<u>County/Schools</u>	<u>through 06/30/2020</u>		<u>\$5.55</u>	<u>\$5.55</u>	<u>\$5.55</u>
	<u>After 06/30/2020 to 06/29/2021</u>		<u>\$5.79</u>	<u>\$5.79</u>	<u>\$5.79</u>
	<u>After 06/30/2021</u>		<u>\$6.02</u>	<u>\$6.02</u>	<u>\$6.02</u>

Note: Multi-family includes dwelling units and apartments as defined in section 40-201.

Section 2. Section 40-173 of the Los Alamos County Code of Ordinances is amended to read as follows:

Sec. 40-173. - Non-potable water rate charge.

The water consumption rate for non-potable water, including effluent reuse water, shall be ~~\$2.66 per 1,000 gallons.~~ \$2.79 per 1,000 gallons for consumption through 06/30/2020, \$2.91 per 1,000 gallons for consumption after 06/30/2020, and \$3.03 per 1,000 gallons for consumption after 06/30/2021.

Section 3. Section 40-175 of the Los Alamos County Code of Ordinances is amended to read as follows:

Sec. 40-175. - Bulk delivery rate schedule 8-D.

(a) Applicability. Schedule 8-D is applicable to all bulk water sold and delivered to bulk points of delivery. The rate shall consist of a service charge plus a water consumption charge.

(b) The bulk delivery rate for water sold and delivered to bulk points of delivery shall be ~~\$3.63 per 1,000 gallons.~~ \$3.81 per 1,000 gallons for consumption through 06/30/2020, \$3.97 per 1,000 gallons for consumption after 06/30/2020, and \$4.13 per 1,000 gallons for consumption after 06/30/2021.

(c) The customer service charge for water sold and delivered to bulk points of delivery shall be ~~\$684.14~~ \$718.35 per month per customer for service through 06/30/2020, \$748.88 per month per customer for service after 06/30/2020, and \$778.84 per month per customer for service after 06/30/2021.

Section 4. Effective Date. This ordinance shall become effective upon adoption with the amended rates being applied at the next billing following the effective date of the ordinance.

Section 5. Severability. Should any section, paragraph, clause or provision of this ordinance, 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 6. Repealer. All ordinances or resolutions, or parts thereof, inconsistent herewith are hereby repealed only to the extent of such inconsistency. This repealer shall not be construed to revive any ordinance or resolution, or part thereof, heretofore repealed.

ADOPTED this 26th day of November, 2019.

**COUNCIL OF THE INCORPORATED
COUNTY OF LOS ALAMOS**

**Sara C. Scott
Council Chair**

ATTEST: (SEAL)

**Naomi D. Maestas
Los Alamos County Clerk**