

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

**AN ORDINANCE AMENDING CHAPTER 40, ARTICLE III, SECTIONS 40-171, 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	<del>Service Charge Per Meter Per Month</del>	<u>Through 09/30/2020</u>	<u>From 10/01/2020 through 09/30/2021</u>	<u>After 09/30/2021</u>
1¼ inch and under	<del>\$ 10.01</del>	<u>\$10.51</u>	<u>\$10.96</u>	<u>\$11.40</u>
1½ inch	<del>31.71</del>	<u>\$33.30</u>	<u>\$34.71</u>	<u>\$36.10</u>
2-inch	<del>47.33</del>	<u>\$49.70</u>	<u>\$51.81</u>	<u>\$53.88</u>
2½ inch, 3-inch	<del>93.40</del>	<u>\$98.07</u>	<u>\$102.24</u>	<u>\$106.33</u>
4-inch	<del>159.05</del>	<u>\$167.00</u>	<u>\$174.10</u>	<u>\$181.06</u>
6-inch	<del>335.76</del>	<u>\$352.55</u>	<u>\$367.53</u>	<u>\$382.23</u>
8-inch	<del>554.76</del>	<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	<del>5.29</del>	<del>5.29</del>	<del>5.29</del>	Residential	5.29	5.62	6.72
Multi-family	<del>5.29</del>	<del>5.29</del>	<del>5.29</del>	Multi-family	5.29	5.56	5.68
Commercial	<del>5.29</del>	<del>5.29</del>	<del>5.29</del>	Commercial	5.29	5.29	5.29
County/Schools	<del>5.29</del>	<del>5.29</del>	<del>5.29</del>	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 09/30/2020</u>		<u>\$5.55</u>	<u>\$5.55</u>	<u>\$5.55</u>
	<u>10/01/2020 to 09/30/2021</u>		<u>\$5.79</u>	<u>\$5.79</u>	<u>\$5.79</u>
	<u>After 09/30/2021</u>		<u>\$6.02</u>	<u>\$6.02</u>	<u>\$6.02</u>
<u>Multi-Family Residential</u>	<u>Through 09/30/2020</u>		<u>\$5.55</u>	<u>\$5.55</u>	<u>\$5.55</u>
	<u>10/01/2020 to 09/30/2021</u>		<u>\$5.79</u>	<u>\$5.79</u>	<u>\$5.79</u>
	<u>After 09/30/2021</u>		<u>\$6.02</u>	<u>\$6.02</u>	<u>\$6.02</u>
<u>Commercial</u>	<u>Through 09/30/2020</u>		<u>\$5.55</u>	<u>\$5.55</u>	<u>\$5.55</u>
	<u>10/01/2020 to 09/30/2021</u>		<u>\$5.79</u>	<u>\$5.79</u>	<u>\$5.79</u>
	<u>After 09/30/2021</u>		<u>\$6.02</u>	<u>\$6.02</u>	<u>\$6.02</u>
<u>County/Schools</u>	<u>Through 09/30/2020</u>		<u>\$5.55</u>	<u>\$5.55</u>	<u>\$5.55</u>
	<u>10/01/2020 to 09/30/2021</u>		<u>\$5.79</u>	<u>\$5.79</u>	<u>\$5.79</u>
	<u>After 09/30/2021</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>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 09/30/2020</u>		<u>\$5.55</u>	<u>\$5.90</u>	<u>\$7.06</u>
	<u>10/01/2020 to 09/30/2021</u>		<u>\$5.79</u>	<u>\$6.15</u>	<u>\$7.36</u>
	<u>After 09/30/2021</u>		<u>\$6.02</u>	<u>\$6.40</u>	<u>\$7.65</u>

<u>Multi-Family Residential</u>	<u>Through 09/30/2020</u>		<u>\$5.55</u>	<u>\$5.84</u>	<u>\$5.96</u>
	<u>10/01/2020 to 09/30/2021</u>		<u>\$5.79</u>	<u>\$6.09</u>	<u>\$6.22</u>
	<u>After 09/30/2021</u>		<u>\$6.02</u>	<u>\$6.33</u>	<u>\$6.47</u>
<u>Commercial</u>	<u>Through 09/30/2020</u>		<u>\$5.55</u>	<u>\$5.55</u>	<u>\$5.55</u>
	<u>10/01/2020 to 09/30/2021</u>		<u>\$5.79</u>	<u>\$5.79</u>	<u>\$5.79</u>
	<u>After 09/30/2021</u>		<u>\$6.02</u>	<u>\$6.02</u>	<u>\$6.02</u>
<u>County/Schools</u>	<u>Through 09/30/2020</u>		<u>\$5.55</u>	<u>\$5.55</u>	<u>\$5.55</u>
	<u>10/01/2020 to 09/30/2021</u>		<u>\$5.79</u>	<u>\$5.79</u>	<u>\$5.79</u>
	<u>After 09/30/2021</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 09/30/2020, \$2.91 per 1,000 gallons for consumption 10/01/2020 through 09/30/2021, and \$3.03 per 1,000 gallons for consumption after 09/30/2021.

**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 09/30/2020, \$3.97 per 1,000 gallons for consumption 10/01/2020 through 09/30/2021, and \$4.13 per 1,000 gallons for consumption after 09/30/2021.

(c) The customer service charge for water sold and delivered to bulk points of delivery shall be ~~\$684.44~~ \$718.35 per month per customer for service through 09/30/2020, \$748.88 per

month per customer for service 10/01/2020 through 09/30/2021, and \$778.84 per month per customer for service after 09/30/2021.

**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 26<sup>th</sup> day of November, 2019.

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

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**Sara C. Scott  
Council Chair**

**ATTEST: (SEAL)**

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