

1 CITY OF SANTA FE, NEW MEXICO

2 ORDINANCE NO. 2010-6

3
4
5 AN ORDINANCE

6 AMENDING SECTION 25-4.2 SFCC 1987 REGARDING WATER RATE ADJUSTMENTS.

7
8 BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SANTA FE:

9 Section 1. Section 25-4.2 SFCC 1987 (being Ord. #1995-19, §1 as amended) is
10 amended to read:

11 **25-4.2 Rates and Charges Adopted.**

12 A. Rates and charges related to water service by the Santa Fe municipal water
13 system are hereby adopted by reference and incorporated as part of this chapter as Exhibit B.

14 B. The water division director may approve an adjustment to the rate schedule set
15 forth in Exhibit B, located at the end of this chapter, as follows:

16 (1) Only commercial customers with meters that are one (1") inch or less
17 may apply.

18 (2) The customer shall submit an application by May 12, 2010 (30 days from
19 the effective date of this Ordinance), to the water division demonstrating:

20 (a) That there are unique circumstances regarding the type of
21 business resulting in water delivered to the applicant from the city's water
22 distribution system being a substantial part of the finished product and/or service
23 offered by the applicant at the service address in question.

24 (b) That the customer's previous water use exceeded the established
25 Tier I allotment for the applicant's meter size by at least ten percent (10%) in

1 each of the preceding twelve (12) months; and

2 (c) That the customer has made a reasonable attempt to minimize
3 water use and eliminate water waste.

4 (3) Upon receipt of an application staff shall:

5 (a) Review the application;

6 (b) Conduct an inspection of the customer's service address to
7 evaluate the extent of the customer's conservation efforts and to verify the efforts
8 claimed by the customer in the customer's application. Staff shall evaluate
9 customer's water conservation efforts based on the following criteria:

10 (i) The customer has installed certified low-flow fixtures,
11 appliances, equipment, and devices such that eighty percent (80%) of all
12 fixtures, appliances, equipment, and devices at the service address are
13 low-flow, consistent with Uniform Plumbing Code and industry
14 standards.

15 (ii) Customer fixtures as well as primary service connection
16 at the meter are free of leaks.

17 (iii) Any irrigation equipment located at the service address
18 is equipped with rain-gauge cut offs, smart controllers, or other similar
19 technology to prevent irrigation when such irrigation is unnecessary due
20 to favorable weather conditions.

21 (iv) Water processing equipment or processes at the
22 customer's service address are free of leaks, including water lost to
23 evaporation.

24 (c) Review the customer's previous twelve (12) month water use
25 history and costs to determine if usage has exceeded the Tier I allotment by ten

1 percent (10%) or more for the entire previous twelve (12) months.

2 (d) Compare the customer's water demand with the water division's
3 engineering criteria to determine if a larger size meter is appropriate.

4 (e) Present a written recommendation to the water division director
5 regarding the options set forth in paragraph (4) below.

6 (4) The water division director may decide one of the following options:

7 (a) A change in the actual meter is not warranted, but rather a rate
8 adjustment is appropriate establishing a commercial water rate eliminating the
9 high water use charge; or

10 (b) A change in the meter is warranted and the corresponding rate
11 change with all applicable fees shall be paid; or

12 (c) A change in the meter is warranted with all applicable fees paid
13 with a rate adjustment eliminating the high water use charge; or

14 (d) No rate adjustment is warranted because:

15 (i) The customer has not met the criteria provided for in
16 paragraph (3)(b) to minimize water use and eliminate water waste; or

17 (ii) The customer's usage does not exceed the established
18 Tier I allotment by ten percent (10%) or more for each of the previous
19 twelve (12) months.

20 (e) No meter change is warranted because the customer's water
21 demand does not exceed the water division's engineering criteria.

22 (5) If a rate adjustment is approved, staff shall monitor the customer's water
23 use and water conservation efforts and if the water use is not consistent with the initial
24 application, recommend to the water division director revocation of the adjusted rate.

25 (6) Appeals of decisions of the water division director may be heard by the

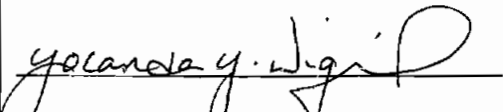
1 public utilities committee as per Rule 22. Customer Complaint Procedures of Exhibit A
2 located at the end of this chapter.

3 PASSED, APPROVED and ADOPTED this 31st day of March, 2010.

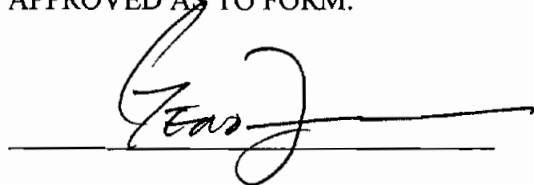
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6 DAVID COSS, MAYOR

7 ATTEST:

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9 
10 YOLANDA Y. VIGIL, CITY CLERK

11
12 APPROVED AS TO FORM:

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15 GENO ZAMORA, CITY ATTORNEY