



RESOLUTION 2018-044

Establishing the Solid Waste Management Fee as provided in Ordinance 94-12

WHEREAS, the county of Torrance has entered into a contract for collection and billing of solid waste services for the residents of unincorporated Torrance County, with the Estancia Valley Solid Waste Authority; and,

WHEREAS, said contract with Estancia Valley Solid Waste Authority identifies costs associated with providing collection and billing of solid waste services to residents of unincorporated Torrance County; and,

WHEREAS, the Torrance County Board of Commissioners does levy the Solid Waste Management Fee enacted in Ordinance 94-12, to offset the costs of solid waste services for the citizens of unincorporated Torrance County; and,

WHEREAS, the Torrance County Board of Commissioners, upon revising solid waste ordinance 94-12, does wish to grant certain discounts of the solid waste management fee to residents of unincorporated Torrance County, by resolution;

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Torrance County that the Solid Waste Management Fee will hereby be established at the base rate of \$19.21 plus tax per month per billable account, and so instructs the Estancia Valley Solid Waste Authority to proceed as contracted; and,

NOW THEREFORE, BE IT FURTHER RESOLVED, that the Board of County Commissioners instructs the Estancia Valley Solid Waste Authority to offer the following discounts to County residents who qualify:

1. Any responsible party, as herein defined, may make application to the Solid Waste Authority, on forms approved by said Authority, for a reduced monthly fee as set out above, and by furnishing to the Authority with said application proof that the responsible party is an individual that qualifies for Supplemental Nutrition Assistance Program (SNAP), Temporary Assistance for Needy Families (TANF), Low Income Home Energy Assistance Program (LIHEAP), General Assistance (GA) or Medicaid according to the standard of need as set forth in Sections 27-2-3 and 27-2-4 NMSA 1978, as they currently exist or may hereafter be amended. Upon approval of the application, the solid waste management fee for any such responsible person shall be 50% (Fifty Per Cent) of the established solid waste management fee.

2. Any responsible party contracting with a private hauler franchised to collect and transport solid waste within the county shall be entitled to a reduction of the established county solid waste management fee. The reduced rate is hereby set \$6.40 per month, plus tax. Proof of contract with a private hauler shall be the responsibility of the property owner, and shall be submitted annually. If it is determined that the contract with the private hauler has been terminated, the Estancia Valley Solid Waste Authority will change the billing for that property owner to the full amount.

NOW THEREFORE BE IT STILL FURTHER RESOLVED that the Board of County Commissioners Further instructs the Estancia Valley Solid Waste Authority to waive the solid waste management fee to any responsible party owning or possessing a vacant dwelling, upon affidavit and verification of documentation that the dwelling is indeed vacant. To receive a vacant dwelling status, home owners or the party responsible for the property must sign an affidavit, show current utility bills (electric and gas) for the dwelling he/she resides in and proof of payment for garbage disposal at his/her permanent place of residence.

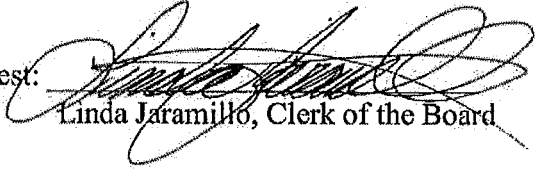
Affidavit shall be the responsibility of the property owner, and shall be submitted annually. Any property owner falsely certifying that a dwelling is vacant is in violation of the Solid Waste Ordinance, and is subject to penalties set forth in Section 16.A.

Definition of "Vacant" for Ordinance 94-12, Solid Waste Ordinance Section 13.E.


A vacant dwelling means a dwelling that is not used for residency by the owner(s) or anyone else.

PASSED, APPROVED AND ADOPTED this 26th day of September, 2018.

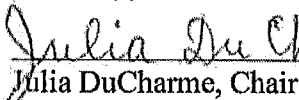
Attest:


Linda Jaramillo, Clerk of the Board

TORRANCE COUNTY COMMISSION


Javier Sanchez, Member

Jim Frost, Member


Julia DuCharme, Chair

