

ORDINANCE NO. 1106

AN ORDINANCE OF THE CITY OF ROSWELL AMENDING SECTION 16-24(a) OF THE ROSWELL CITY CODE TO ADOPT NEW AND REDUCED RATES FOR CENTRAL SANITATION COLLECTION FROM MULTIPLE FAMILY RESIDENTIAL USERS; AMENDING SECTIONS 36-17(A) AND (B) OF THE ROSWELL CITY CODE TO INCLUDE MULTIPLE FAMILY RESIDENTIAL WATER USERS; AMENDING SECTION 36-18 OF THE ROSWELL CITY CODE TO EXCLUDE NOVEMBER FROM SEWERAGE CHARGE DETERMINATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND FIXING THE EFFECTIVE DATE OF THIS ORDINANCE.

BE IT ORDAINED BY THE GOVERNING BODY, THE CITY COUNCIL, OF ROSWELL, NEW MEXICO:

Section 1. Amendment. Section 16-24(a) of the Roswell City Code is hereby amended to read as follows:

(a) Residential. The collection of solid wastes from dwellings and residential premises shall be divided into six classifications. Monthly service fees shall be assessed against the person and/or firm in whose name the water meter is registered of record. Fair and reasonable charges for such residential service under each classification for a calendar month shall be as follows:

- (1) Single family residence ----- \$5.00
- (2) Duplex family units, per unit ----- \$5.00
- (3) Garage apartment or accessory dwellings ----- \$5.00
- (4) Group housing (three or more dwelling units), per unit ----- \$5.00
- (5) Three family apartment, or more; provided that all containers (containers shall be approved 3 cubic yard units) serving such apartments shall be centrally located, per unit --- \$2.50
- (6) Mobile home courts, per unit, if containers (containers shall be approved 3 cubic yard units) are centrally located; otherwise, class (1) single family residence rate applies ----- \$2.50

Section 2. Amendment. Sections 36-17(A) and (B) of the Roswell City Code are hereby amended to read as follows:

(A) The charge for the use of the sewer facilities for each single family residence use, for each family unit use separately metered in a multiple family residence, and for each singly metered multiple family residence or mobile home park shall be at the minimum rate of five dollars (\$5.00) per month. In addition to the above minimum, a charge based on all water metered shall be made, at the rate of seventy-five cents (75¢) per each one thousand gallons (subject to the provisions of Section 36-18).

(B) The charge for the use of the sewer facilities for each hotel, business house, and for all persons or corporations not otherwise provided for herein shall be made on the basis of a minimum rate of five dollars (\$5.00) per month plus a charge based on all water metered at the rate of seventy-five cents (75¢) for each one thousand gallons (such charge is not subject to the provisions of Section 36-18).

Section 3. Amendment. Section 36-18 of the Roswell City Code is hereby amended to read as follows:

Where the sewerage service charge is based on water consumption, if part of such consumption is used for irrigation purposes, such charge shall be calculated in each instance on the actual amount of water consumed for

the months of December, January and February, respectively; and for all other months of the year, such monthly charge shall be fixed at the average of the monthly charges made for the preceding December, January and February, or at the average of the monthly charges made for part of such three-month period in the event there was no connection throughout such three-month period.

Section 4. Repealer. All other ordinances or parts of ordinances in conflict or inconsistent herewith are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any ordinance or parts of ordinances heretofore repealed.

Section 5. Severability. If any section, paragraph, clause or provision of this ordinance for any reason shall be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any other part of this ordinance.

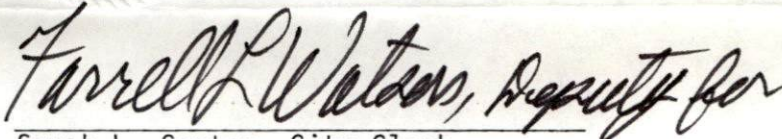
Section 6. Effective Date. This ordinance shall be and become effective for services received after November 1, 1983.

PASSED, ADOPTED, SIGNED AND APPROVED on the 11th day of October, 1983.



  
PETER R. YORK, Mayor

ATTEST:

  
Sarah L. Carter, City Clerk