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RESOLUTION #2020-12

Taos Pines Road Assessment 2020-2025

WHEREAS, the Board of Commissioners of Colfax County, New Mexico authorized the Taos Pines Ranch Special Road Assessment District for the Taos Pines Ranch Subdivision in Resolution 2001-67 and authorized the Colfax County Treasurer to establish a fund (535) to receive and disburse funds for the Taos Pines Ranch Special Road Assessment District in Resolution 2001-69; and

WHEREAS the Board of Commissioners of Colfax County has determined that the roads within the Taos Pines Ranch Subdivision do not meet the minimum standards established for Colfax County roads; and

WHEREAS, on July 11, 2006 the Board of Commissioners of Colfax County, New Mexico re-authorized the Taos Pines Ranch Special Road Assessment District for Taos Pines Ranch Subdivision in Resolution 2006-52; and

WHEREAS, on June 23, 2009, the Board of Commissioners of Colfax County, New Mexico, re-authorized the Taos Pines Ranch Special Road Assessment District for the Taos Pines Ranch Subdivision and increased the annual assessment from \$40,000.00 to \$60,000.00 by Resolution 2009-27 for the years 2009-2013; and

WHEREAS, the Taos Pines Ranch Property Owners Association and the Taos Pines Ranch Special Assessment District Advisory Board have requested based upon an engineering study prepared by Steve Carson that the assessment be extended and continued for the next five years; and

WHEREAS, on August 26, 2014 the Board of Commissioners of Colfax County, New Mexico re-authorized the Taos Pines Ranch Special Road Assessment District for Taos Pines Ranch Subdivision in Resolution #2014-24;

WHEREAS, following the Annual Meeting of Taos Pines Ranch Subdivision property owners, the Taos Pines Special Road Assessment District Board requested an increase in the annual assessment from \$60,000.00 to \$100,000.00 based upon the super majority vote of property owners at such annual meeting;

WHEREAS this Resolution is adopted to replace Resolution 2014-33;

Recording Date - Time: 05/19/20 - 12:00:00 AM
COLFAX COUNTY, NM - Rayetta Trujillo - County Clerk
DOC# RES-2020-012
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NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF COLFAX COUNTY, NEW MEXICO that the Colfax County Treasurer continues the Taos Pines Ranch Special Road Assessment District fund for the receipt and disbursement of funds;

BE IT FURTHER RESOLVED BY THE BOARD OF COMMISSIONERS OF COLFAX COUNTY, NEW MEXICO ("County") by the authority granted to the Board by the New Mexico Constitution Common Law and Statutes and pursuant to NMSA 67-4-20 that:

1. It is hereby determined that all dedicated public roads totally within Taos Pines Ranch Subdivision, Colfax County, New Mexico, which roads comprise 49,317 liner feet and 98,634 front feet and hereinafter are called "streets," are within a subdivided area which has been approved by the County and are outside the corporate limits of any municipality.

2. It is hereby determined that the Taos Pines Ranch Subdivision has a prospective population density as to require extraordinary street maintenance.

3. It is hereby determined that all streets totally within the Taos Pines Ranch Subdivision shall be maintained, in part, at the expense of the owners of the property within Taos Pines Ranch which abuts upon the streets.

4. It is hereby determined that the expense of maintaining the streets in Taos Pines Ranch Subdivision is \$100,000 in each of the five years of collected assessment which sums include administrative costs for such maintenance and assessment.

5. It is hereby determined that the proportion of expense which is to be born by the property within Taos Pines Ranch Subdivision is \$100,000 in each of the five years of collected assessment.

6. It is hereby determined that the charge to be assessed for each linear foot and each front foot of each street within the subdivided area would be:

Each of the five years of assessment will be $\$100,000 \div 49,317$ linear feet = $\$2.02769$ per liner foot; $\$100,000 \div 98,634$ front feet = 1.013849 per front foot; the charge to be assessed for each lineal foot of frontage of the abutting property does not exceed one-half of the average cost per lineal foot of county road maintenance for the prior fiscal year nor is it less than one-dollar (\$1.00) for each assessment billing.

7. It is hereby determined that the assessment of each parcel within Taos Pines Ranch which is comprised of 99 parcels, enumerated 1 through 98 and one commercial parcel, according to its proportionate share of the expense of maintaining the streets on an equitable basis, shall be calculated each year of assessment by the County Assessor on assessed valuation where each parcel bears the same percentage of