

**RESOLUTION 2023-58  
REPEALING RESOLUTION 2016-17**

**A RESOLUTION SETTING FEES TO BE CHARGED BY LINCOLN COUNTY IN THE PROVISION OF SOLID WASTE COLLECTION SERVICES, PURSUANT TO LINCOLN COUNTY SOLID WASTE ORDINANCE 2020-04.**

**WHEREAS**, the Board of County Commissioners of the County of Lincoln finds it necessary to provide the efficient and sanitary collection, transportation and disposal of solid waste in Lincoln County; and,

**WHEREAS**, the Board of County Commissioners of the County of Lincoln finds it necessary to provide a fair and equitable procedure to allocate the cost of solid waste connection among the residents and commercial entities outside the municipalities who use such services; and,

**WHEREAS**, the County of Lincoln has passed, approved, adopted and established Solid Waste Ordinance 2020-04 providing for the efficient and sanitary collection of solid waste in Lincoln County, providing for mandatory disposal and assessment of fees; and,

**WHEREAS**, Solid Waste Ordinance 2020-04 provides for the Board of County Commissioners of the County of Lincoln to establish, amend, change and/or alter a system of fees by Resolution and provide for appropriate public input to such system of fees; and,

**WHEREAS**, in the lawful pursuit of collections of delinquent payments for solid waste collection services, Solid Waste Ordinance 2020-04 entitles the Board of County Commissioners of the County of Lincoln the right of filing a lien upon the tract or parcel of land being served pursuant to the authority granted under §§3-36-1 NMSA 1978, *et seq.*, and §4-37-1 NMSA 1978, *et seq.*; and,

**WHEREAS**, the Board of County Commissioners of the County of Lincoln desires to set the maximum rates which may be charged for Solid Waste Collection services provided under the Lincoln County Solid Waste Ordinance; and,

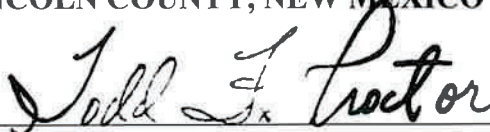
**WHEREAS**, the Board of County Commissioners of the County of Lincoln enacts the fees as follows:

Lincoln County Polycart Residential Service	\$26.67 per month, inclusive of g.r.t.
Lincoln County Extra Residential Polycart Service	\$13.33 per month, inclusive of g.r.t.
Lincoln County Residential Service	\$25.00 per month, inclusive of g.r.t.
Administrative Fee for Filing Lien	\$100.00
Administrative Fee for Filing Release of Lien	\$100.00

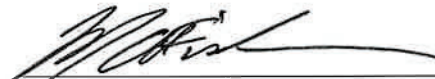
**NOW THEREFORE, BE IT RESOLVED** that the maximum rates charged to customers of the Lincoln County Solid Waste Collection service pursuant to the Lincoln County Solid Waste Ordinance are as set forth above. This Resolution is effective as of the 30<sup>th</sup> day of June, 2023.


**PASSED, APPROVED AND ADOPTED**, this 16<sup>th</sup> day of May, 2023.

**BOARD OF COUNTY COMMISSIONERS  
LINCOLN COUNTY, NEW MEXICO**

  
\_\_\_\_\_  
Todd F. Proctor, Chairman  
District 1 For / Against

  
\_\_\_\_\_  
Jon Crunk, Vice-Chairman  
District III For / Against

  
\_\_\_\_\_  
Mark G. Fischer, Member  
District V For / Against

  
\_\_\_\_\_  
Pierre S. Pfeffer, Member  
District IV For / Against

  
\_\_\_\_\_  
Samantha J. Serna, Member  
District II For / Against

ATTEST:

  
\_\_\_\_\_  
Shannan Hemphill, County

