

**RESOLUTION 2024-57
REPEALING RESOLUTION 2024-40**

A RESOLUTION SETTING FEES TO BE CHARGED BY LINCOLN COUNTY IN THE PROVISION OF SOLID WASTE COLLECTION SERVICES, PURSUANT TO LINCOLN COUNTY'S SOLID WASTE ORDINANCE UNTIL REPEALED AND REPLACED.

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 a Solid Waste Ordinance providing for the efficient and sanitary collection of solid waste in Lincoln County, providing for mandatory disposal and assessment of fees; and

WHEREAS, Lincoln County's Solid Waste Ordinance 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, Lincoln County's Solid Waste Ordinance 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, plus g.r.t.
Lincoln County Extra Residential Polycart Service	\$13.33 per month, plus g.r.t.
Lincoln County Residential Service	\$30.00 per month, plus 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.

PASSED, APPROVED AND ADOPTED, this 21st day of May, 2024.

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

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

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

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

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

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

ATTEST:

Shanan Hemphill
Shanan Hemphill, County Clerk

