

RESOLUTION R2021-_____

A RESOLUTION REQUESTING WATER SERVICE OUTSIDE OF CITY LIMITS

WHEREAS, Mr. Guadalupe Valles, (the “Applicant”) is the property owner of #62 West Historic Rt. 66 (the “Location”);

WHEREAS, the Applicant is in the process of developing the property located at the Location for commercial use;

WHEREAS, the Applicant’s intended commercial use of the property involves providing water service to an office of two to three employees for Southwest Yard Work and Equipment, which should result in water usage of approximately 3,000 gallons per month;

WHEREAS, the Applicant has requested permanent water service outside of City Limits to support their intended commercial use;

WHEREAS, the City of Gallup is prepared with its infrastructure to support the chosen site and sale of water to the Applicant; and

WHEREAS, Section 8-1-7 B.3 of the City Code was amended via Ordinance 2016-6 to authorize the City Council to authorize by written resolution or contract the furnishing of water service to any user outside the corporate limits that may be individuals or private legal entities upon conditions and limitations set by city council in its sole discretion.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF GALLUP, THAT:

The City of Gallup approves providing water service to the Applicant, with the attached conditions.

PASSED, ADOPTED AND APPROVED THIS ____ DAY OF March, 2021.

CITY OF GALLUP, NEW MEXICO

BY: _____
Louis O. Bonaguidi, Mayor

ATTEST:

Alfred Abeita, City Clerk

Resolution R2021-___ Conditions of Water Use

General Conditions

1. The Applicant agrees to pay for all water service extension costs from the point that he connects to the City Water Distribution System to his point of use.
2. The Applicant shall grant City Staff access for the purposes of reading the water meter and taking any water samples that may be required under the Safe Drinking Water Act.
3. The Applicant agrees to follow best architecture and engineering practices in the design and operation of the facility to reasonably conserve water usage.
4. The Applicant agrees to repair any water service infrastructure that he constructs in a timely manner and bear the costs for these repairs, including any costs associated with obtaining necessary permits from the New Mexico Department of Transportation or other governmental agencies.
5. The Applicant agrees to pay the current utility rate for service outside of City limits.
6. The Applicant agrees to pay, along with the purchase of water, applicable New Mexico Gross Receipts Taxes, the City Environmental Surcharge and Navajo Gallup Water Supply Project Assessment, or any additional charges that may be imposed upon similarly situated customers, as a condition of City Water Service.
7. The Applicant agrees to follow any Drought or Emergency Conservation Orders issued by the City.

Specific Conditions

1. The Applicant agrees that he will inform the City of any operations that may increase water usage.
2. The Applicant agrees not to subcontract or resell any water purchased from the City.
3. Prior to any future expansion of operations, the Applicant shall explore the use and implementation of best available technologies to recycle and conserve water.
4. The Applicant agrees to City review and approval of facilities and operations prior to any expansion of operations that will increase water usage.