ORDINANCE 25-XX

AN ORDINANCE AMENDING CHAPTER 21 THE ROSWELL CITY CODE REGARDING USER RATES

WHEREAS, the City of Roswell (the "City") provides for and solid waste collection and disposal services under NMSA 1978, 3-48-1 through 3-48-7; and

WHEREAS, uniformity, predictability, and the avoidance of multiple rate increases in a single fiscal year is desirable for efficient administration of these services.

WHEREAS, The Governing Body wishes to hereby amend certain sections of Chapter 21 of the Roswell City Code as further reflected below;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL AS THE GOVERNING BODY OF THE CITY OF ROSWELL, NEW MEXICO, that:

SECTION 1. Chapter 21 of the Roswell City Code is hereby amended as follows:

Sec. 21-20. Fees.

(a) Every person or entity owning real property within the city shall pay the solid waste collection and disposal fees established and provided for by this chapter, whether or not the solid waste collection and disposal service is used by the owner of such real property within the city.

(b) The sanitation department shall not accept special or hazardous waste and may at any time refuse to collect, or refuse to accept for disposal, waste the department determines would be detrimental to operation of the collection system or landfill. Waste deemed unacceptable by the department shall not be presented for disposal or disposed of at the city's landfill unless such determination is amended prior to presentment or disposal.

(c) For the purpose of convenience, the billing and collecting of the charges levied for service under subsections (b) of this section shall be done by the city water department, and all such charges shall be payable at the office of the city water department in the same manner as are other utility services billed and collected by the city water department.

(d) The city may provide and maintain roll-off containers to the public at a rate per pull plus tonnage as weighed at the Roswell Landfill. Bins shall be place for service in a manner and location acceptable to the city. Length of time for use of a city owned roll-off container is 30 calendar days. Additional days will be charged at a rate per day up to 30 additional days. Continued usage of the containers over 60 days requires approval from the sanitation officer or agent. Businesses or individuals must give the solid waste department 24 hours' notice when the roll-off containers need to be pulled and the content of the roll-off shall not exceed 40,000 pounds. Damage to the container will be the responsibility of the business or individual using the container and will be billed accordingly.

(e) Monthly services for solid waste collection and disposal from dwellings and residential premises, and from commercial property, shall be assessed against the owner of the premises, as shown by the real estate records of the county clerk, or a verified renter. Minimum charges for such service shall as shown below.

Residential Level of Service		FY26
1	Individual 96-gallon solid waste container; one residence	$25.09
2	Each additional 96-gallon solid waste container	$25.09
3	Shared 300-gallon solid waste container; four residences	$25.09
5	Bulk Trash ¼ a truck or less (5 cubic yards)	$36.99
6	Bulk Trash ½ a truck (10 cubic yards)	$78.27
7	Bulk Trash full truck load (20 cubic yards)	$147.97
8	Call Back Flat Rate	$50.18

Commercial Level of Service		FY26
1	Individual 96-gallon solid waste container; twice a week pickup	$25.09
2	Individual 300-gallon solid waste container; Monday-Friday pickup	$59.18
3	Individual 3-yard metal solid waste container with plastic lid; Monday-Saturday pickup	$104.65
4	Bulk Trash ¼ a truck or less (5 cubic yards)	$36.99
5	Bulk Trash ½ a truck (10 cubic yards)	$78.27

6	Bulk Trash full truck load (20 cubic yards)	$147.97
7	Call Back Fee	$50.18
8	Call Back per 300- gallon containers	$14.80
9	Call Back per 3-yard metal containers	$26.16

Roswell Solid Waste Rates, Commercial FY26 Rates for 300 Gallon Plastic Container W/ Lid						
# of 300(s)	1x Week	2x Week	3x Week	4x Week	5x Week	
1	$59.18	$118.37	$177.55	$236.74	$295.92	
2	$118.37	$236.74	$355.10	$473.47	$591.84	
3	$177.55	$355.10	$532.65	$710.21	$887.76	
4	$236.74	$473.47	$710.21	$946.94	$1,183.68	
5	$295.92	$591.84	$887.76	$1,183.68	$1,479.60	
6	$355.10	$710.21	$1,065.31	$1,420.41	$1,775.51	
7	$414.29	$828.57	$1,242.86	$1,657.15	$2,071.43	
8	$473.47	$946.94	$1,420.41	$1,893.88	$2,367.35	
9	$532.65	$1,065.31	$1,597.96	$2,130.62	$2,663.27	
10	$591.84	$1,183.68	$1,775.51	$2,367.35	$2,959.19	
11	$651.02	$1,302.04	$1,953.07	$2,604.09	$3,255.11	
12	$710.21	$1,420.41	$2,130.62	$2,840.82	$3,551.03	
13	$769.39	$1,538.78	$2,308.17	$3,077.56	$3,846.95	
14	$828.57	$1,657.15	$2,485.72	$3,314.29	$4,142.87	
15	$887.76	$1,775.51	$2,663.27	$3,551.03	$4,438.79	
16	$946.94	$1,893.88	$2,840.82	$3,787.76	$4,734.70	
17	$1,006.12	$2,012.25	$3,018.37	$4,024.50	$5,030.62	
18	$1,065.31	$2,130.62	$3,195.93	$4,261.23	$5,326.54	
19	$1,124.49	$2,248.98	$3,373.48	$4,497.97	$5,622.46	
20	$1,183.68	$2,367.35	$3,551.03	$4,734.70	$5,918.38	
25	$1,479.60	$2,959.19	$4,438.79	$5,918.38	$7,397.98	
# of 3 yrd(s)						6x Week
1	$104.65	$209.30	$313.94	$418.59	$523.24	$627.89
2	$209.30	$418.59	$627.89	$837.18	$1,046.48	$1,255.78
3	$313.94	$627.89	$941.83	$1,255.78	$1,569.72	$1,883.66
4	$418.59	$837.18	$1,255.78	$1,674.37	$2,092.96	$2,511.55
5	$523.24	$1,046.48	$1,569.72	$2,092.96	$2,616.20	$3,139.44
6	$627.89	$1,255.78	$1,883.66	$2,511.55	$3,139.44	$3,767.33

7	$732.54	$1,465.07	$2,197.61	$2,930.14	$3,662.68	$4,395.22
8	$837.18	$1,674.37	$2,511.55	$3,348.74	$4,185.92	$5,023.10
9	$941.83	$1,883.66	$2,825.50	$3,767.33	$4,709.16	$5,650.99
10	$1,046.48	$2,092.96	$3,139.44	$4,185.92	$5,232.40	$6,278.88

(f) ~~Effective with the beginning of each Fiscal Year, the City Council shall review and adjust all rates for changes occurring since the beginning of the previous Fiscal Year or the last rate adjustment, which ever shall have last occurred.~~ Solid Waste Rates shall be automatically adjusted each August 1, beginning August 1, 2026 according to the consumer price index for urban wage earners and clerical workers (CPI-W) information obtained from the Bureau of Labor Statistics of the U.S. Department of Labor. The adjustment shall be based upon the most recent full year CPI-W data available on July 1 for a full year preceding the adjustment. In any fiscal year where rates have been increased by the city council independent of CPI adjustments, CPI automatic adjustments shall be waived for that year.

~~The Solid Waste Director shall, each January, review all costs and rates and shall report to the Finance Committee, at their April meeting, proposed rate adjustments to ensure that each class of customer is carrying its share of costs, debt service, and reserves.~~

SECTION 2. All ordinances or parts of ordinances in conflict or inconsistent herewith are hereby repealed to the extent of such inconsistency. This repealer shall not be construed to revive any ordinance or part of any ordinance heretofore repealed.

SECTION 3. If any section, paragraph, clause or provisions 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 4. This ordinance shall be effective after five (5) days following its publication as required by law.

PASSED, ADOPTED, SIGNED and APPROVED _____, _____.

CITY SEAL

_____
Timothy Z. Jennings, Mayor

ATTEST

_____
Amalia Martinez, City Clerk