

TOWN OF ESTANCIA

Resolution 2020-15

Amending 9-2-2 of the Utility Ordinance – Deposit

The Board of Trustees of the Town of Estancia, New Mexico, meeting in a regular session on June 15, 2020 resolved to amend 6.8 of the Personnel Ordinance as follows:

From:

9-2-2 DEPOSIT. There shall be paid to the clerk-treasurer at the time of application for the use of water, a deposit to be refunded to the consumer without interest when such service is terminated, providing all water bills have been paid in full. Deposits shall be: Residential Home Owner \$35.00, Residential Renter \$100.00, Commercial Property Owner \$50.00, and Commercial Lessee \$150.00. If and in the event water bills have not been paid in full at the date of termination, then the clerk-treasurer is authorized to apply said deposit or so much thereof as may become necessary to the payment of the past due water bills. Such deposit shall be paid in order to establish a new account for any customer, regardless of whether it is necessary to turn on the water for that customer or not.

To:

9-2-2 DEPOSIT There shall be paid to the Clerk/Treasurer at the time of application for the use of water, sewer, and garbage, a deposit at the rate listed below:

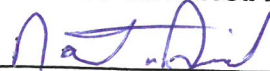
- Residential Homeowner \$75.00 with proof of ownership (copy of deed)
- Residential Tenant \$200.00 with proof of rental (copy of rental agreement and notarized application for tenant billing)
- Commercial Property Owner \$100.00 with proof of ownership (copy of deed)
- Commercial Lessee \$250.00 with proof of rental (copy of rental agreement and notarized application for tenant billing)

No interest will be paid on utility deposits and no refund to the customer account will be made upon termination of their utility service until final full payment has been received by the Town on all amounts owed under the subject utility account.

The property owner is responsible for all fees assessed to the account and will be held liable for any fees not paid by a tenant, even if the property owner does not receive the bill.

It is the Town of Estancia's policy that collection action, including liens, are taken against the property owner, not the tenant. The Town of Estancia will notify a property owner by certified mail of the recording of a lien. If a lien is filed against the property owner and the property owner pays the final bill including lien fees, the property owner will receive the deposit for the account.

PASSED, APPROVED AND ADOPTED THIS 15th DAY OF June 2020.
TOWN OF ESTANCIA, NM



Nathan Dial, Mayor

ATTEST:



Michelle Jones, Clerk/Treasurer

Mayor
Nathan Dial

Mayor Pro Tem
Noah Sedillo



Trustees
Morrow Hall
Stella Chavez
Albert Lovato

APPLICATION FOR TENANT BILLING

I, _____, certify that I am the owner of record of the property described as:

I hereby request that the Town of Estancia open a utility account for the address listed above in the name of my tenant and mail my bill for this account to my tenant:

Tenant Name: _____

Tenant Mailing Address: _____

I understand that I am responsible for all fess assessed to my account, and that I will be held liable for any fees not paid by my tenant, even though I do not receive a bill.

I understand that collection action, including filing of liens, is the policy of the Town of Estancia and that these actions are taken against the property owner, not against a tenant. I understand that the Town of Estancia will notify me by certified mail of the recording of a lien. If a lien is filed against the property owner and the property owner pays the final bill including lien fees, the property owner will receive the deposit for the account.

Signed,

Property Owner

Printed Name _____

Mailing Address _____

Phone Number _____

Subscribed, sworn, and acknowledged before me this day, _____

Notary Public

My Commission Expires: _____