

RESOLUTION 2021-12

STATE OF NEW MEXICO ESTANCIA VALLEY SOLID WASTE AUTHORITY

ESTABLISHING TIPPING FEES FOR VARIOUS WASTES FOR DISPOSAL AT THE ESTANCIA VALLEY REGIONAL LANDFILL

WHEREAS, under Section 3(k) of the Amended Joint Powers Agreement Reorganizing the Estancia Valley Solid Waste Authority approved by the New Mexico Department of Finance and Administration on February 2, 2011, the Governing Body in and for the Estancia Solid Waste Authority, State of New Mexico, has been delegated the power and duty to adopt a policy regarding fees and to set rates and charges for the use of the regional solid waste management system found necessary for the adequate financial operation of the Authority; and

WHEREAS, the Governing Body has traditionally charged and currently charges various fees for unloading various types of solid waste at the Estancia Valley Regional Landfill, which are commonly referred to as tipping fees; and

WHEREAS, under Section 8(e) of the Amended Joint Powers Agreement, the Parties to that Agreement, including the County of Torrance, the Village of Encino, the Town of Estancia, the City of Moriarty, the Town of Mountainair, the Village of Willard, and the Town of Vaughn, and their residents are entitled to reduced fees for the use of the Estancia Valley Solid Waste Authority's services and facilities due to the Parties' contribution of their respective Environmental Services Gross Receipt Tax revenues to the Authority; and

WHEREAS, the Governing Body finds that it is in the best interest of public health, safety and the general welfare of the public to set and periodically adjust tipping fees for unloading solid waste at the Estancia Valley Regional Landfill; and

WHEREAS, the Governing Body finds that setting and adjusting tipping fees is best accomplished by Resolution approved by the Board of Directors.

THEREFORE, BE IT RESOLVED that the Board of Directors of the Estancia Valley Solid Waste Authority, State of New Mexico, hereby authorizes the following tipping fees:

SECTION 1. Tipping fees shall be assessed and collected pursuant to Table 1&2 attached to, and made part of, this Resolution adopted by the Board of Directors of the Estancia Valley Solid Waste Authority, State of New Mexico.

SECTION 2. "Mixed load" is defined as solid waste consisting of any combination of municipal solid waste, construction and demolition debris, clean fill, yard waste and green waste, single-stream recyclables, cardboard, and scrap metal.

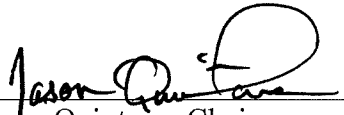
SECTION 3. “Member” is defined as a Party to the Amended Joint Powers Agreement Reorganizing the Estancia Valley Solid Waste Authority.

SECTION 4. A late fee of 0.75 percent (0.75%) per month shall be applied to the customer’s account when invoices for payment of tipping fees are past due more than 30 days from the date of the invoice, provided, however, that governmental entities shall not be subject to late fees. The effective annual rate of the late fees is 9%. The Board of Directors of the Estancia Valley Solid Waste Authority, State of New Mexico shall review overdue accounts and determine corrective actions, which may include denial of access to the landfill until the overdue balance, including interest, is paid in full. The Board of Directors of the Estancia Valley Solid Waste Authority, State of New Mexico reserves the right to waive some, or all, of the late fees.

SECTION 5. Tipping fees shall be reviewed periodically and may be modified by the Board of Directors of the Estancia Valley Solid Waste Authority, State of New Mexico. New or modified tipping fees shall be adopted by resolution.

PASSED, APPROVED AND ADOPTED this 10th day of January 2022, by the Board of Directors of the Estancia Valley Solid Waste Authority.

**ESTANCIA VALLEY
SOLID WASTE AUTHORITY**



Jason Quintana, Chairman

Table 1. Resolution 2021-12, Tipping Fees Amounts for the Estancia Valley Regional Landfill, Effective January 10, 2022.

Type of Waste	Member	Non-Member
Municipal Solid Waste and Mixed Loads	\$32.88	\$49.86
Municipal Solid Waste - Compacted	N/A	\$39.25
Construction and Demolition Debris	\$26.52	\$26.52
Clean Fill	\$10.61	\$10.61
Yard Waste and Green Waste (C&D)	\$26.52	\$26.52
Septage	\$10.00	\$10.00
Single Stream Recyclables	N/A	N/A
Ash	\$31.20	\$31.20
Sludge	\$40.31	\$56.22
Petroleum Contaminated Soil	\$68.95	\$68.95
Offal	\$49.85	\$49.85
Small Animal (less than 30 pounds, each)	\$10.61	\$10.61
Large Animal (30 pounds or larger, each)	\$31.82	\$31.82
Passenger Car and Light Truck Tires (Bulk)	\$159.12	\$190.94
Large Truck and Off-Road Equipment Tires (Bulk)	\$318.24	\$318.24
Passenger Tire Small (Less than 10 tires)	\$2.00 ea	\$2.00 ea
Semi-Truck Tire (Less than 10 tires)	\$8.00 ea	\$8.00 ea
Rental Roll Off	\$360.00	\$360.00
Additional Rental Roll Off	\$250.00	\$250.00
Bernalillo County C&D	\$0.00	\$31.20
Bernalillo County MSW	\$0.00	\$31.20
Guadalupe County MSW	\$0.00	\$38.19
Santa Rosa C&D	\$0.00	\$34.67
Santa Rosa MSW	\$0.00	\$34.67
Refrigerator	\$15.00 ea	\$15.00 ea
Flat Haul Charge Member Rate	\$180.00	\$180.00
Haul Charge	\$180.00	180.00
Minimum Billing (Less than 2000 lbs)	\$20.00	\$20.00
Caliche	\$5.00	\$5.00
Spools	\$2.00 ea	\$2.00 ea
Rail Road Ties	\$2.00 ea	\$2.00 ea
Unsecured/Uncovered Load Fee	\$10.00	\$10.00
Manure, Wood Chips	\$0.00	\$0.00
Cardboard /Corrugated Cardboard (OCC), Mixed Paper	\$0.00	\$0.00
Scrap- Metal, Aluminum	\$0.00	\$0.00
Large Equipment Loader Fee	\$75.00	\$75.00
Small Equipment Loader Fee	\$25.00	\$25.00
Late Fee (more than 30 days past due), per month	0.75%	0.75%

NOTES:

Tipping fees are per ton, except as noted.

Weight is determined as the net weight of the waste as measured at the landfill scale.

N/A – not applicable.

The late fee of 0.75% per month is an annual effective rate of 9% per year.