

**THE BOARD OF COUNTY COMMISSIONERS
OF SANTA FE COUNTY
RESOLUTION NO. 2016 - 80**

**A RESOLUTION ADOPTING A SCHEDULE OF NEW WATER
DELIVERIES FOR THE SECOND SIX MONTHS OF 2016 AND
SETTING ASIDE ADDITIONAL WATER FOR CERTAIN PLANNED
SUBDIVISIONS AND OTHER COUNTY PURPOSES**

WHEREAS, pursuant to Santa Fe County (the "County") Water Department Line Extension and Water Service Policy ("Water Service Policy"), adopted by Resolution No. 2006-57, twice each year the County promulgates a Schedule of New Water Deliveries for the upcoming year; and

WHEREAS, the Water Service Policy requires an additional five percent of scheduled New Water Deliveries to be set aside for County purposes; and

WHEREAS, the Water Service Policy requires developers to provide water rights (or, at the County's option, the cash equivalent) to meet the water demand of their developments plus 20% to account for line losses; and

WHEREAS, the County Utility does not deliver water to a customer except in accordance with an agreement regarding the terms of water delivery and, if applicable, extension of the Utility's service lines; and

WHEREAS, under the Water Service Policy, any New Water Deliveries that are not made within one year after being scheduled pursuant to a valid water delivery agreement are cancelled; and

WHEREAS, under the Water Service Policy, supply for new water deliveries is only available after all prior obligations have been met, including obligations arising from existing water schedules, water delivery agreements, water service contracts, affordable housing requirements under Ordinance No. 2006-02, other County commitments, and water supply reservations/losses; and

WHEREAS, the County Utility is sometimes requested to issue water commitment letters to subdivisions as part of the subdivision approval process, although such subdivisions will not necessarily require physical delivery of water in the next year; and

WHEREAS, in addition to the allocations described in the Water Service Policy, the County should also account for, allocate, and set aside the amounts committed by the

County Utility as part of the subdivision approval process, subject to the developers' continued compliance with contractual obligations and applicable County ordinances, resolutions, and policies; and

WHEREAS, the County Utility has issued commitment letters to the developments known as Elevation, Tessera Phase 2, Senior Campus, Mi Morada, St. Francis South, and Turquoise Trail North.

NOW, THEREFORE, BE IT RESOLVED by the Board as follows:

- 1) Water for New Water Deliveries are scheduled for 2016 or otherwise set aside, as follows:

Development	Amount of Delivery or Set Aside (excluding 20% for line losses)
Elevation	32.0
Continuum of Care/ Senior Campus	34.44*
St. Francis South- Multi-Family Housing	32.0
St. Francis South- Rehab Facility	6.96
Mi Morada	4.0
NM Game and Fish	0.3
Saleh Phase 1	2.47
Stacy Property- North	0.6
Tessera 2	15.6
Turquoise Trail North	59.78
TOTAL	188.15

* As proposed by Senior Campus; a water budget of 69.7 acre-feet was approved by the BCC.

- 2) The County Utility shall set aside a total of 188.15 acre-feet for the developments identified above.
- 3) The County Utility shall set aside an additional 9.4 acre-feet, or 5%, for County purposes.
- 4) The County Utility shall not deliver water to any development except in accordance with a valid agreement regarding the terms of water delivery and, if applicable, an extension of the Utility's service lines.
- 5) The amounts scheduled for delivery or set aside hereby shall be contingent on the developers' continued compliance with their contractual obligations to the County and applicable County ordinances, resolutions, and policies.

PASSED, APPROVED, AND ADOPTED THIS 26th DAY OF JULY, 2016.

BOARD OF COUNTY COMMISSIONERS
OF SANTA FE COUNTY

By: Miguel M. Chavez
Miguel M. Chavez, Chair

ATTEST:

Geraldine Salazar
Geraldine Salazar, Santa Fe County Clerk

APPROVED AS TO FORM:

Gregory S. Shaffer
Gregory S. Shaffer, Santa Fe County Attorney



REC CLERK RECORDED



COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss

BCC RESOLUTIONS
PAGES: 3

I Hereby Certify That This Instrument Was Filed for
Record On The 27TH Day Of July, 2016 at 01:05:05 PM
And Was Duly Recorded as Instrument # 1799862
Of The Records Of Santa Fe County

Witness My Hand And Seal Of Office
Geraldine Salazar
Deputy Laura Kennedy County Clerk, Santa Fe, NM