

**CITY OF ELEPHANT BUTTE
RESOLUTION NO. 25-26-128**

**A RESOLUTION ADOPTING
THE CITY OF ELEPHANT BUTTE'S RIGHT-OF-WAY MANAGEMENT FEE
SCHEDULE**

WHEREAS, The City of Elephant Butte approves Right-of-Way Permits within the incorporated city limits for city owned and maintained roadways; and

WHEREAS, to ensure the integrity of the City of Elephant Butte roadways the city has a Land Use Administrator to oversee the permitting process; and

WHEREAS, the City of Elephant Butte Public Works Department or designee shall perform final subgrade preparation, installation of base coarse, and installation of appropriate asphalt surfacing on all road cuts; and

WHEREAS, the City of Elephant Butte has adopted Ordinance 227 Right-of-Way Management; and

WHEREAS, to meet the requirements set forth in the recently adopted Ordinance 227, the City of Elephant Butte is creating a fee schedule in accordance to Section 6 Fees of the ordinance; and

NOW, THEREFORE, be it resolved by the City Council of the City of Elephant Butte adopts the Right-of-Way Management Fee Schedule; and

BE IT FURTHER RESOLVED that the City of Elephant Butte hereby adopts the following fee schedule for the Right-of-Way Permitting Process as developed by the City of Elephant Butte.

RIGHT-OF-WAY MANAGEMENT PERMITTING FEES

\$250.00 _____ Application Fee

\$175.00 x the width of the roadway _____ Restoration Fee – Pavement and/or Slurry

\$100.00 Restoration Fee – Dirt and/or Millings

(Estimate of total Restoration Fee will be provided with preliminary approval of the right-of-way application.)

Fees are all inclusive for the full restoration of the permitted roadway to include labor, overhead, equipment, inspections and materials.

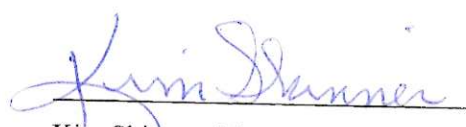
SECTION 9 VIOLATIONS AS SET FORTH IN ORDINANCE 227

\$2,500.00 _____ 1ST Offense


\$3,000.00 _____ 2nd Offense


Each offense thereafter will increase by \$500.00.

PASSED, APPROVED, AND ADOPTED by the Governing Body of the City of Elephant Butte, Sierra County, New Mexico, at its meeting this 20th day of March 2026.


Kim Skinner, Mayor Pro Tem

ATTEST




Lindsey Cobleigh, City Clerk