

ORDINANCE NO. 2021- 03

AN ORDINANCE AMENDING ARTICLE
IV – WELLHEAD AND WATER
FACILITIES PROTECTION SECTION 52-
153 through 52-155 and SECTION 52-158
OF THE CODE OF ORDINANCES, CITY
OF CARLSBAD, NEW MEXICO

WHEREAS, the primary source of potable water for the City of Carlsbad is groundwater and the City of Carlsbad operates a wellfield in the Carlsbad Groundwater Basin commonly known as the Sheep Draw Wellfield, and wellfields in the Lea County Underground Basin, commonly known as the Double Eagle and Tatum Wellfields; and

WHEREAS, the City recognizes that certain land uses or activities in the vicinity of the City's municipal wellfields or water facilities can contaminate the groundwater used for the City's Municipal Water Supply; and

WHEREAS, the City is authorized pursuant to NMSA 1978, § 3-27-3, to adopt any ordinance applicable within and without the boundary of the municipality to protect its water facilities and water from pollution, including ordinances and regulations applicable to all territory occupied by the water facilities; and

WHEREAS, the City has determined that amending the Wellhead and Water Facilities Protection Ordinance is in the best interests of its citizens for purposes of protecting the Municipal Water Supply and Water Facilities; and

WHEREAS, the City of Carlsbad wishes to amend Article IV – Wellhead and Water Facilities Protection Section 52-153 through 52-155 and Section 52-158; and

WHEREAS, on January 21, 2021 the Board of Water and Sewer Commissioners passed a motion recommending approval of the amendments.

NOW THEREFORE, be it ordained by the Governing Body of the City of Carlsbad, County of Eddy, State of New Mexico, that:

Sections 52-153 through 52-155 and Section 52-158 of the Code or Ordinances, City of Carlsbad, New Mexico be amended as follows:

INTRODUCED, PASSED, ADOPTED, AND APPROVED this 9th day of March,
2021.

/s/DALE JANWAY

DALE JANWAY, MAYOR

ATTEST:

/S/NADINE MIRELES

City Clerk