

Agenda Report

May 23, 2011

TO: Honorable Mayor and City Council

FROM: Department of Public Works

SUBJECT: SEWER AGREEMENT REGARDING THE CONVEYANCE OF WASTEWATER FROM THE PROPERTY AT 3337 TREVAN ROAD IN THE UNINCORPORATED AREA OF LOS ANGELES COUNTY

RECOMMENDATION:

It is recommended that the City Council adopt a resolution authorizing the City Manager to execute an agreement between the City of Pasadena and TREVAN, LLC, a California Limited Liability Company, governing the conveyance of wastewater from a proposed single family residence at 3337 Trevan Road in the unincorporated area of Los Angeles County.

BACKGROUND:

The proposed single family residence is located in the unincorporated area of Los Angeles County, west of and adjacent to the City of Pasadena boundary which runs along the east property line of the subject lot (see Exhibit 1).

The County of Los Angeles presently does not have a local sewer available in the immediate vicinity of the subject property. The owner of the single family residence has requested permission to connect to the City of Pasadena sewer which runs in Trevan Road and then extends to the northwest, along the east side of this site.

A number of properties in the unincorporated area of Los Angeles County and the City of La Cañada Flintridge, which have no available sewerage system, have been allowed to connect to the City of Pasadena's sewerage system. All costs for this service will be borne by the applicant.

The property owner has received permission to connect to the County Sanitation District No. 16. In addition, the owner has provided proof that District fees have been paid, and a District permit to connect has been issued to them.

The agreement provides for payment to the City of a one-time, non-refundable "Capacity Fee," in the amount of \$5,500, which is comprised of \$4,000 for the privilege of being allowed to connect to the Pasadena sewerage system, and \$1,500 for the preparation and processing of the agreement. The \$4,000 portion of the fee represents the contribution by a new user toward the cost of facilities paid for by previous users, which require repair and occasional upgrading or replacement.

Future annual "User Fees" shall be equal to the maximum annual fee for properties served by Pasadena's sewerage system, but not subject to the "Water Rate Ordinance" as per the rates established pursuant to Section 4.52.020 of the Pasadena Municipal code. These fees shall be collected by preparing annual bills each July following the Council's annual adjustment, based on changes in the Consumer Price Index, of the rates therefore. The above Capacity and User Fees will cover the cost of the subject agreement, without requiring any subsidies by the City of Pasadena's rate payers.

COUNCIL POLICY CONSIDERATION:

This agreement is consistent with the General Plan goal to "Improve the quality of the environment for Pasadena and the region" by reducing potential contamination of the groundwater supply.


ENVIRONMENTAL ANALYSIS:

This agreement addresses the Environmental Health category of the Green City Action Plan. The connection of this and similar properties benefits the City of Pasadena by reducing the amount of septic tank water percolating into Pasadena's underground water basin, thereby reducing potential contamination of the local water supply.

FISCAL IMPACT:

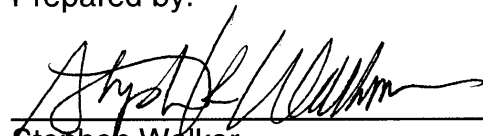
The \$5,500 non-refundable Capacity Fee and future annual "User Fees" collected pursuant to this agreement will be deposited in the Sewer Maintenance and Construction Fund (Account No. 7023-205).

Respectfully submitted,




JULIE A. GUTIERREZ
Assistant City Manager/
Acting Director of Public Works

Prepared by:



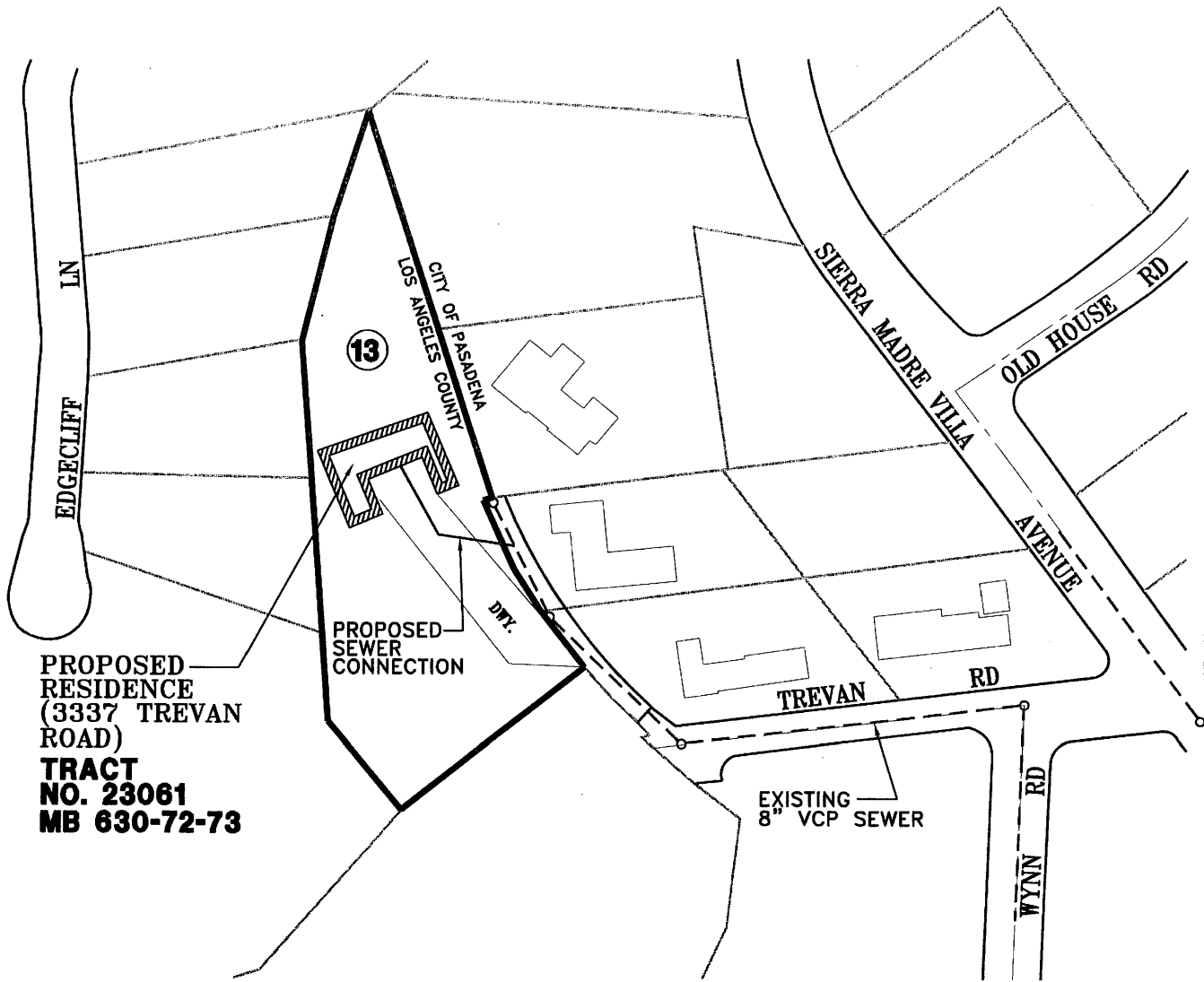
Stephen Walker
Principal Engineer

Approved by:



MICHAEL J. BECK
City Manager

EXHIBIT 1



**PROPOSED
RESIDENCE
(3337 TREVAN
ROAD)
TRACT
NO. 23061
MB 630-72-73**

EXISTING
8" VCP SEWER

ASSESSOR'S PARCEL NUMBER

5860-036-013



NO SCALE

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASADENA
AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT
GOVERNING THE CONVEYANCE OF WASTEWATER FROM A SINGLE-
FAMILY HOME AT 3337 TREVAN ROAD IN THE UNINCORPORATED AREA
OF LOS ANGELES COUNTY**

WHEREAS, the owner of a proposed single-family home site at 3337 Trevan Road in the unincorporated area of Los Angeles County wishes to connect to an existing sewer owned and operated by the City of Pasadena; and

WHEREAS, the City of Pasadena is willing to accept wastewater from said home provided it is adequately compensated for facilities provided and services rendered; and

WHEREAS, said home site is located in the County of Los Angeles within County Sanitation District No. 16 of Los Angeles County, neither of which owns or operates a sewerage system for conveying wastewater in the immediate vicinity; and

WHEREAS, the sewer owned and operated by the City of Pasadena is tributary to a sewerage system owned either wholly or in part by County Sanitation District No. 16 of Los Angeles County.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL of the City of Pasadena, that the City Manager is hereby authorized to enter into, on behalf of the City, an agreement governing the conveyance of wastewater from a single-family home at 3337 Trevan Road in the unincorporated area of Los Angeles County, providing covenants which run with the land and bind subsequent owners, and consenting to the recordation thereof between TREVAN, LLC, a California Limited Liability Company, and the City of Pasadena, and agreeing to the recordation thereof.

Adopted at the _____ meeting of the City Council on the _____ day of _____, 2011 by the following vote:

AYES:

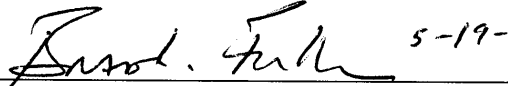
NOES:

ABSENT:

ABSTAIN:

MARK JOMSKY, CMC
City Clerk

Approved as to form:

for  *5-19-11*

Nicholas G. Rodriguez
Chief Assistant City Attorney