

Agenda Report

TO: CITY COUNCIL

October 12, 2009

FROM: CITY MANAGER

SUBJECT: AGREEMENT FOR SEWER SERVICE AT 250 INVERNESS DRIVE,
CITY OF LA CAÑADA FLINTRIDGE

RECOMMENDATION:

It is recommended that the City Council adopt a resolution authorizing the City Manager to enter into an agreement among County Sanitation District No. 16 of Los Angeles County, the City of Pasadena, and the property owners governing the conveyance, treatment, and disposal of wastewater from a single-family home at 250 Inverness Drive in the City of La Cañada Flintridge, and agreeing to the recordation thereof.

BACKGROUND:

At many locations in the hillside area east of the Flintridge Sacred Heart Academy in the City of La Cañada Flintridge, the site geology severely restricts the use of septic tank systems. The City of La Cañada Flintridge has no sewerage system of its own in this area. However, the City of Pasadena owns and maintains an existing sewer line which serves the Flintridge Sacred Heart Academy, and the line has sufficient capacity to accommodate additional flow from the subject property.

The policy regarding sewer connections for properties outside the City provides that this service may be made available provided it is done at no cost to the City of Pasadena. This policy is designed to safeguard public health by preventing potential contamination of the local ground water supply. However, if in the future there is another sewerage system that is operated by a public agency, and into which the owners of the above property have a right to discharge, then the City will terminate the subject agreement and cease operation of its existing sewer facilities.

Since 1985, 27 separate agreements covering a total of 38 single-family home sites, a portion of the La Cañada High School, and the Hillside Developmental Learning Center have been approved under this policy.

The owners of the single-family home at 250 Inverness Drive, Nikola Markarian and Maral K. Markarian, in the City of La Cañada Flintridge, have requested permission to connect to the sewer by gravity flow. Approval of the sewer connection will eliminate the potential contamination threat that would be posed by the use of a septic tank system for the disposal of wastewater.

The owners of the subject property will pay the City's one-time, nonrefundable "Capacity Fee" in the amount of \$5,000, which is comprised of \$3,500 for the privilege of being allowed to connect to the Pasadena sewerage system, and \$1,500 for preparing and processing the agreement. The \$3,500 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. This charge has been determined by the Department of Public Works to be a reasonable amount to charge for the provision of sewer service to sites in La Cañada Flintridge. The \$1,500 portion of the fee has been determined to be sufficient to offset City expenses incurred in connection with the preparation and processing of similar sewer agreements.

Future annual "User Fees" shall be equal to the maximum annual fee for properties served by Pasadena's sewerage system, as identified in Schedule of Taxes, Fees and Charges 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. Currently the rate is \$137.59 per year.

Inasmuch as the site is located in County Sanitation District No. 34 of Los Angeles County, which is an inactive district, and as the sewer owned and maintained by the City of Pasadena is tributary to a sewerage system owned and operated by County Sanitation District No. 16 of Los Angeles County, the agreement contains that agency's requirements regarding the conveyance, treatment, and disposal of wastewater. The owners of the subject property will also pay the County Sanitation District's "Connection Fee" in the amount of \$2,360, and an administrative charge of \$600. After the agreement has been approved and executed by the City of Pasadena, it will be forwarded to County Sanitation District No. 16 for approval, execution, and recordation.

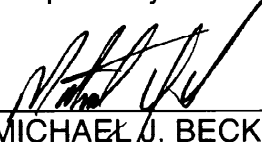
ENVIRONMENTAL ISSUES:

This agreement for sewer services addresses both the Environmental Health and the Water categories of the Green City Action Plan by controlling pollution and contaminants in the environment and protecting the ecological integrity of the underground water sources.

FISCAL IMPACT:

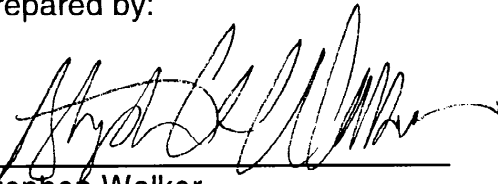
The \$5,000 Capacity Fee collected pursuant to the agreement will be deposited in the Sewer Maintenance and Construction Fund (Account No. 7023-205).

Respectfully submitted,



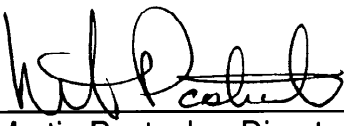
MICHAEL J. BECK
City Manager

Prepared by:



Stephen Walker
Principal Engineer

Approved by:



Martin Pastucha, Director
Department of Public Works

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, TREATMENT, AND DISPOSAL OF WASTEWATER FROM ONE SINGLE-FAMILY HOME AT 250 INVERNESS DRIVE IN THE CITY OF LA CAÑADA FLINTRIDGE AND CONSENTING TO THE RECORDATION THEREOF

WHEREAS, the owners of an existing single-family home at 250 Inverness Drive in the City of La Cañada Flintridge wish 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 is located within County Sanitation District No. 34 of Los Angeles County, which does not own or operate a sewerage system for conveying, treating, and disposing of wastewater; 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; and

WHEREAS, Sanitation District No. 16 is willing to accept wastewater from said home provided it is adequately compensated for facilities provided and services rendered.

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 among County Sanitation District No. 16 of Los Angeles County, the City of Pasadena, and the owners at 250 Inverness Drive, Nikola Markarian and Maral K. Markarian, governing the conveyance, treatment, and disposal of wastewater from one single family home at 250 Inverness Drive, La Cañada Flintridge, binding subsequent owners thereof and agreeing to the recordation thereof.

Adopted at the _____ meeting of the City Council on the _____ day of _____, 2009 by the following vote:

AYES:

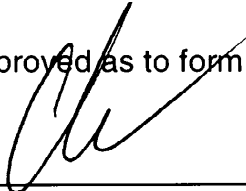
NOES:

ABSENT:

ABSTAIN:

MARK JOMSKY
City Clerk

Approved as to form:

 9/14/09

NICHOLAS G. RODRIGUEZ
Assistant City Attorney