



CITY OF HAYWARD
AGENDA REPORT

AGENDA DATE 06/06/00

AGENDA ITEM 7

WORK SESSION ITEM _____

TO: Mayor and City Council

FROM: Director of Community and Economic Development

SUBJECT: Utility Service Agreement 00-1 - Jayne I. Smith Trustee of the Edmonds Family Living Trust (Applicant/Owner) - Authorize the City Manager to Execute a Utility Service Agreement for Sewer Service at 24764 Mohr Drive

RECOMMENDATION:

It is recommended that the City Council:

- 1) Authorize the City Manager to execute a Public Street Improvement Agreement at the property at 24764 Mohr Drive;
- 2) Direct staff to apply to the Local Agency Formation Commission (LAFCO) for approval of the Utility Service Agreement; and
- 3) Authorize the City Manager to execute a Utility Service Agreement to provide sewer service for the property at 24764 Mohr Drive.

DISCUSSION:

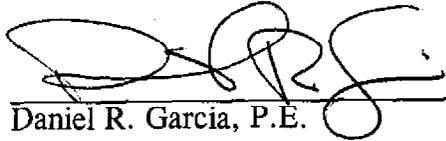
The subject property is located on Mohr Drive, north of Rock Springs Drive. The Alameda County Health Care Services Agency has noted in the attached letter (Exhibit B) that the septic tank on the property is inoperable and that the property should connect to the sewer main in Mohr Drive.

Existing City policy allows parcels located in the unincorporated portion of the County to connect to the City sewer system when Alameda County determines an existing septic tank represents a public health risk. According to the County, such a risk exists with respect to the property at 24764 Mohr Drive.

Pursuant to City policy, the applicant has executed agreements committing to install frontage roadway improvements and tie-in pavement at a future date and agreeing to annex, if and when requested by the City.

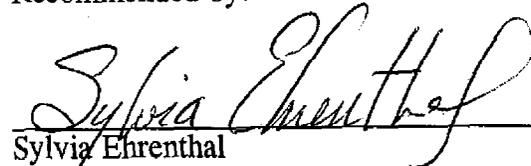
If the agreements are approved, the City will need to apply to LAFCO for approval of the agreement. The applicant pays all LAFCO processing costs.

Prepared by:



Daniel R. Garcia, P.E.
Development Review Services Engineer

Recommended by:



Sylvia Ehrental
Director of Community and Economic Development

Approved by:

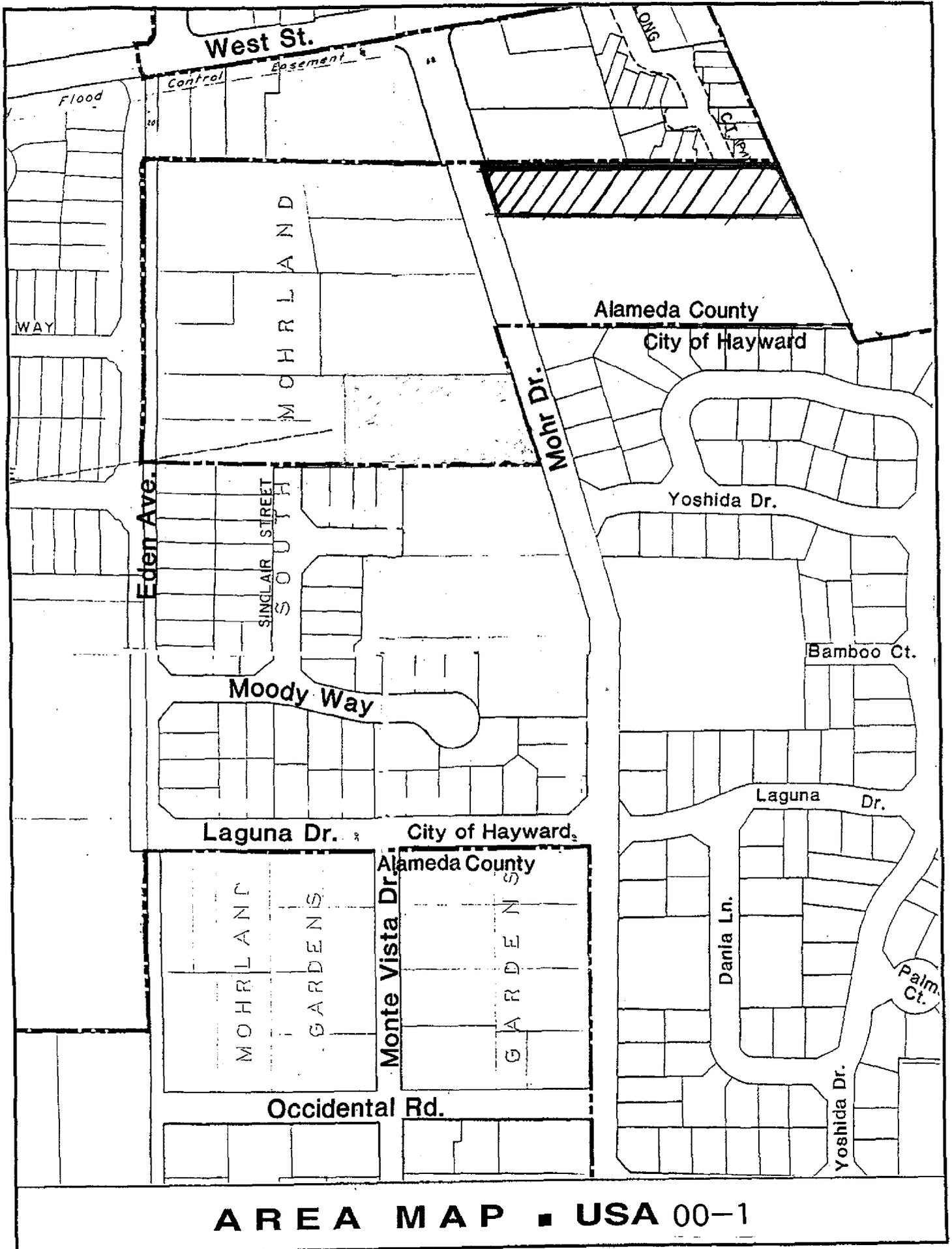


Jesús Armas, City Manager

Attachments:

- Exhibit A Area Map
- Exhibit B Letter from Alameda County Health Care Services Agency, dated
April 25, 2000
Draft Resolution

5.24.00



ALAMEDA COUNTY
HEALTH CARE SERVICESAGENCY
DAVID J. KEARS, Agency Director

EXHIBIT B

April 25, 2000

ENVIRONMENTAL HEALTH SERVICES
ENVIRONMENTAL PROTECTION
1131 Harbor Bay Parkway, Suite 250
Alameda, CA 94502-6577
(510) 567-6700Jayne I. Smith
3540 Roanoke Ct.
Turlock, CA 95382

Subject: Failing Private Sewage Disposal System at 24764 Mohr Dr., Hayward CA.

Dear Ms. Smith:

At your request I met with you at the subject property on April 5, 2000. At that time I observed a failing private sewage disposal system with surfacing sewage above the septic tank.

To eliminate the potential public health problem please seek a permit to connect to the sanitary sewer located in front of the house.

If you have any questions please call me at (510) 567-6712.

Respectfully,

Joe Winchester
Senior Environmental
Health Specialist

JW:sms

cc: Hayward City Building Dept.

DRAFT

*AGF
6/1/00.*

HAYWARD CITY COUNCIL

RESOLUTION NO. _____

Introduced by Council Member _____

RESOLUTION AUTHORIZING THE CITY MANAGER TO APPLY TO LAFCO FOR APPROVAL OF A UTILITY SERVICE AGREEMENT (USA 00-1) TO PROVIDE SEWER SERVICES TO PROPERTY LOCATED AT 24764 MOHR DRIVE; AND FURTHER AUTHORIZING THE CITY MANAGER TO EXECUTE SUCH AGREEMENT, AS WELL AS AN AGREEMENT FOR COMPLETION OF PUBLIC STREET IMPROVEMENTS

WHEREAS, Jayne I. Smith Trustee of the Edmonds Family Living Trust (Applicant/Owner) received notice from the Alameda County Health Care Services Agency that the septic tank on the property is inoperable and should be connected to the sewer main on Mohr Drive; and

WHEREAS, pursuant to City policy, the applicant has executed an agreement to install street improvements across the property frontage at a future date and agreed to annex when requested by City; and

WHEREAS, the City is required to apply to LAFCO for approval of the utility service agreement, for which the applicant has agreed to pay.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hayward that the City Manager is authorized to file an application with the Alameda County Local Agency Formation Commission ("LAFCO") for approval of Utility Service Agreement 00-1 in connection with property located at 24764 Mohr Drive.

BE IT FURTHER RESOLVED that the City Manager is also authorized to execute a utility service agreement and public street improvement agreement in the form of the agreements on file in the office of the City Clerk, to which reference may be made for further particulars, following the LAFCO's approval of the utility service agreement pursuant to Government Code section 56133.

IN COUNCIL, HAYWARD, CALIFORNIA _____, 2000

ADOPTED BY THE FOLLOWING VOTE:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST: _____
City Clerk of the City of Hayward

APPROVED AS TO FORM:

City Attorney of the City of Hayward