

RESOLUTION NO. RES-2020-169

RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA APPROVING A FEE DEFERRAL AND AGREEMENT TO PAY WATER DEMAND FEES BETWEEN EL CRYSTAL MHP, LLC AND CITY OF SANTA ROSA FOR EL CRYSTAL MOBILE HOME PARK

WHEREAS, the property owner, El Crystal MHP, LLC (“El Crystal”), is in need of connection to the City’s water system due to contamination of the existing water wells on the real property located at 3280 Santa Rosa Avenue, Santa Rosa, California, Assessor’s Parcel Number 044-101-012 (the “Property”); and

WHEREAS, Section 21-01.030 of the City Code establishes the time of collection of certain City fees and charges which are imposed and collected as conditions for connection of new or additional uses to the City Water System within the incorporated area of the City of Santa Rosa; and

WHEREAS, the Property is part of the AR 5705 Santa Rosa Consolidation Project, which is anticipated to provide state grant funds for the permanent connection to City water within five (5) years and will cover the cost of any connection fees and construction costs; and

WHEREAS, in order to facilitate the immediate connection of the Property to water service essential to provide clean drinking water to the residences located on the Property, El Crystal has requested the payment of the connection fees be deferred until AR 5705 state grant funds are available to cover the cost of the connection fees, but no longer than five (5) years; and

WHEREAS, staff is requesting that the City Council approve a Fee Deferral and Agreement to Pay Water Demand Fees, to allow immediate connection of the Property to clean drinking water; and

WHEREAS, On September 17, 2020, the Board of Public Utilities, by Resolution No. 1235, recommended that the Council approve a Fee Deferral and Agreement to Pay Water Demand Fees with El Crystal MHP, LLC.

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Santa Rosa, based on the foregoing, finds there is good reason to facilitate the immediate connection of the Property to City water service and hereby approves a Fee Deferral and Agreement to Pay Water Demand Fees with El Crystal MHP, LLC in substantially the form attached hereto in Exhibit A and made part of this Resolution.

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BE IT FURTHER RESOLVED that the Council authorizes the Director of the Water Department to sign the Fee Deferral and Agreement to Pay Water Demand Fees with El Crystal MHP, LLC.

IN COUNCIL DULY PASSED this 13th day of October, 2020.

AYES: (7) Mayor Schwedhelm, Vice Mayor Fleming, Council Members Dowd, Olivares, Rogers, Sawyer, Tibbetts

NOES: (0)

ABSENT: (0)

ABSTAIN: (0)

ATTEST: _____ APPROVED: _____
City Clerk Mayor

APPROVED AS TO FORM:

City Attorney