

RESOLUTION NO. 2023 - 7639

RESOLUTION OF THE TOWN COUNCIL OF TOWN OF WOODSIDE:

(1) APPROVING A SEWER SERVICE ALLOCATION FOR 1034 CANADA ROAD, PURSUANT TO MUNICIPAL CODE SECTION 51.126; (2) CONSENTING TO THE ANNEXATION OF THIS PROPERTY INTO THE FAIR OAKS SEWER MAINTENANCE DISTRICT; AND (3) AUTHORIZING THE TOWN MANAGER TO EXECUTE A SUPPLEMENTAL AGREEMENT BETWEEN THE TOWN OF WOODSIDE AND FAIR OAKS SEWER MAINTENANCE DISTRICT FOR THE TRANSFER OF A SEWER CONNECTION IN THE REDWOOD CREEK SEWER ASSESSMENT DISTRICT.

WHEREAS, the Woodside Municipal Code provides Sewer Service Allocation Regulations beginning at Section 51.120; and

WHEREAS, the parcel at 1034 Cañada Road (APN 072-060-400) is in "Area III" as defined in Section 51.123 of the Sewer Service Allocation Regulations; and

WHEREAS, Section 51.126 of the Municipal Code provides the process whereby parcels that lie in "Area III" that are contiguous parcels can apply for sewer service allocations; and

WHEREAS, the owners of the parcel at 1034 Cañada Road have applied for a sewer service allocation under the terms of this section; and

WHEREAS, the parcel meets all of the conditions outlined in Section 51.126; and

WHEREAS, as 1034 Cañada Road is contiguous to, rather than within, the boundary of the Redwood Creek Sewer Assessment District, it was not granted a sewer allocation when the District was formed; and

WHEREAS, prior to sewer connection, sewer capacity rights are required to be transferred to this property; and

WHEREAS, the Fair Oaks Sewer Maintenance District will need to agree to amend the agreement with the Town of Woodside pertaining to the Redwood Creek Sewer Assessment District in order to allow this property to be annexed into the District and the Town will need to execute amended agreements accordingly.

NOW THEREFORE, IT IS HEREBY RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF WOODSIDE that:

1. A sewer service allocation is granted in the Redwood Creek Sewer Assessment District to 1034 Cañada Road; and
2. It consents to the annexation of this property into the Fair Oaks Sewer Maintenance District; and
3. that the Supplemental Agreement, attached hereto and made part hereof, is approved and the Town Manager is authorized to execute said agreement.

RESO. 2023-7639
11/28/2023

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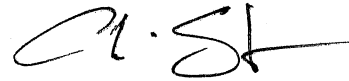
PASSED AND ADOPTED by the Town Council of the Town of Woodside,
November 28, 2023, by the following vote of the members thereof:

AYES, and in favor thereof, Councilmembers: Brown, Dombkowski, Fluet,
Goeld, Wall, and Mayor Shaw

NOES, Councilmembers:

ABSENT, Councilmembers:

ABSTAIN, Councilmembers:



Mayor of the Town of Woodside

ATTEST:



Clerk of the Town of Woodside

SUPPLEMENT AGREEMENT BETWEEN FAIR OAKS SEWER MAINTENANCE DISTRICT AND
THE TOWN OF WOODSIDE REGARDING TRANSFER OF SEWER CONNECTION IN THE
REDWOOD CREEK MAIN TRUNK - GLENS SEWER COLLECTION SYSTEM ASSESSMENT
DISTRICT

THIS AGREEMENT, made and entered into this ____ day of ____, 2023, by and between the TOWN OF WOODSIDE, a municipal corporation, hereinafter called "Town," and the FAUR OAKS SEWER MAINTENANCE DISTRICT, a sewer maintenance district of the County of San Mateo, State of California, hereinafter called "District".

WITNESSETH:

WHEREAS, Town and District have previously entered into an agreement dated April 2, 1968, assigning certain rights and responsibilities to Town and District for the purpose of providing sewer service to the Redwood Creek Main Trunk - Glens Sewer Collection System Assessment District; and

WHEREAS, said agreement provides that no parcel exterior to the boundary of said assessment district shall be permitted to connect to the sewer system acquired or constructed by said assessment district without first obtaining the approval of both the Town and the District; and

WHEREAS, the capacity purchased in the sewer treatment facilities of the City of Redwood City to treat the effluent generated within said assessment district is a finite amount, namely 150,000 gallons per day; and

WHEREAS, certain of these sewer connections remain unused at this time; and

WHEREAS, Town has received a request for the owners of the land outside of the boundaries but contiguous to the said assessment district to receive sewer service through the facilities constructed by said assessment district; and

WHEREAS, said land known as 1034 Cañada Road (APN 072-060-400) can be served by gravity sewage flow to the facilities constructed by said assessment district as required by District policy; and

WHEREAS, in order to maintain the integrity of the purchased sewage treatment capacity hereinabove cited it is necessary to delete one unused sewer connection assigned within said assessment district for each sewer connection granted outside of said assessment district; and

WHEREAS, Town desires to grant a connection to said 1034 Cañada Road from among those presently assigned but unused sewer connections within said assessment district, and District concurs.

NOW, THEREFORE IT IS AGREED as follows:

1. 1034 Cañada Road (APN 072-060-400) as shown in Exhibit "A" attached hereto and made part of this agreement by reference shall be assigned one (1) sewer connection representing a portion of the 150,000 gallons per day capacity purchased to treat the sewage generated within the Redwood Creek Main Trunk - Glens Sewer Collection System Assessment District.
2. The number of sewer connections assigned as "excess" referenced as assessment district parcel number 70 shall be reduced by one (1) sewer connection from twenty-three (23) sewer connections to twenty-two (22) sewer connections. Said assessment district parcel number 70 has its sewer connections previously reduced from twenty-four (24) connections to twenty-three (23) connections by Town-District Agreement dated April 20, 2023.
3. The Town shall make appropriate notation on the sewer records filed with the Town Engineer's office in the Town of Woodside.
4. 1034 Cañada Road (APN 072-060-400), assigned certain sewer connections by this agreement, must annex to the Fair Oaks Sewer Maintenance District pursuant to Section 5820 et.seq. of the Streets and Highway Code and paragraph 6 of the above referenced agreement between Town and District dated April 2, 1968, and to which this agreement is supplemental, before connection may be made to the facilities constructed by said above mentioned assessment district.

IN WITNESS WHEREOF, the parties hereto have caused this supplemental agreement to be executed by their duly authorized officers on the day and year first above written.

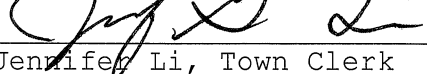
TOWN OF WOODSIDE:

Dated: 12/4/23

By: 
Kevin Bryant, Town Manager

ATTEST:

Dated: 11/29/2023

By: 
Jennifer Li, Town Clerk

FAIR OAKS SEWER MAINTENANCE DISTRICT
A Sewer Maintenance District of the County of San Mateo

Dated: _____

By: _____
President, Board of Supervisors

Attest: _____
Clerk of the Board

EXHIBIT "A"

