

RESOLUTION NO. 15742

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF REDWOOD CITY CONDITIONALLY CONSENTING TO ANNEXATION OF TERRITORY AT 735 UPLAND ROAD TO THE OAK KNOLL SEWER MAINTENANCE DISTRICT AND APPROVING AND AUTHORIZING EXECUTION OF AN ANNEXATION AGREEMENT IN CONNECTION THEREWITH

WHEREAS, pursuant to that certain agreement entitled “Agreement Between Oak Knoll Sewer Maintenance District and City of Redwood City for Sewage Treatment and Disposal,” dated March 18, 1958 (the “Services Agreement”), by and between the City of Redwood City (“City”), and the Oak Knoll Sewer Maintenance District (“District”), City provides sanitary sewerage transmission and treatment services to District; and

WHEREAS, pursuant to that certain agreement entitled “Agreement – Wastewater Treatment Capacity (Emerald Lake Hills Area),” dated August 19, 1980 (the “Capacity Agreement”), by and between City and the County of San Mateo, sanitary sewerage treatment capacity rights are allocated by City for the benefit of areas within County, including lands within District's boundaries; and

WHEREAS, the District Services Agreement provides that no sewage emanating from territory annexed to District shall be deposited in City's sanitary sewerage system without the prior consent of City evidenced by Resolution of the Council of the City of Redwood City; and

WHEREAS, City is in receipt of a request for consent to annexation to District of the real property hereinafter described (the “Annexing Property”) and also designated by the following Assessor's Parcel Number:

APN 058-282-130 (Address: 735 Upland Road, Owner: Clap Financial, LLC); and

WHEREAS, the Annexing Property is located within City's Sphere of Influence as determined by the San Mateo County Local Agency Formation Commission pursuant to Government Code Section 56425; and

WHEREAS, as one of the conditions of consenting to annexation of the Annexing Property to District, City requires that the owners of said Property consent to annexation thereof to City in the event a proposal for such annexation to City may occur; and

WHEREAS, this City is willing to consent to said annexation in accordance with the terms and conditions hereof.

NOW, THEREFORE; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF REDWOOD CITY, AS FOLLOWS:

1. This Council hereby consents to the annexation of the Annexing Property to the Oak Knoll Sewer Maintenance District subject to all terms and conditions of the Services Agreement and to payment of all appropriate sewer connection fees and other charges.

2. This Council hereby determines and declares that, and as a further condition to the consent to annexation herein granted, treatment of sewage emanating from the Annexing Property shall be provided under sanitary sewerage treatment capacity rights allocated to the County of San Mateo pursuant to the Capacity Agreement.

3. The Annexing Property is all that certain real property situate in the County of San Mateo, State of California, more particularly described Exhibit "A" (Legal Description) and Exhibit "B" (Plat Map), both of which are attached hereto and by this reference incorporated herein.

4. This Council hereby determines and declares that, and as a further condition to the consent to annexation to District herein granted, the owner(s) of the Annexing Property shall evidence his/her consent to annexation to City and waiver of protest thereto by executing an agreement substantially in the form of Exhibit "C", the form of which agreement is hereby approved, and the City Manager is hereby authorized and directed to execute said agreement, and the City Clerk is hereby directed to attest thereto, for and on behalf of City.

5. The City Clerk is hereby authorized and directed to file for recordation with the Recorder of the County of San Mateo, California, a certified copy of this Resolution together with the fully executed original annexation agreement entered into with the owners of the Annexing Property.

* * *

Passed and adopted by the Council of the City of Redwood City at a
Joint City Council/Successor Agency Board/Public Financing Authority Meeting
thereof held on the 11th day of March, 2019 by the following votes:

AYES: Aguirre, Borgens, Hale, Howard, Masur, Reddy and Mayor
Bain

NOES: None

ABSENT: None

ABSTAINED: None

RECUSED: None



Ian Bain
Mayor of the City of Redwood City

Attest:



Pamela Aguilar, CMC
City Clerk of Redwood City

I hereby approve the foregoing
resolution this 12th day of March 2019.



Ian Bain
Mayor of the City of Redwood City

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MUFF # 607