

RESOLUTION NO. 2021 - 7449

RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF WOODSIDE 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, on May 25, 2021, the Town Council approved a sewer service allocation to 1166 Canada Road pursuant to Municipal Code Section 51.126, and to the annexation of 1166 Canada Road into the Redwood Creek Sewer Assessment District; and

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

WHEREAS, the original agreement between the Town and Fair Oaks Sewer Maintenance District dated April 2, 1968 assigned certain rights and responsibilities to Town and District for the purpose of providing sewer service to the Redwood Creek Sewer Assessment District; and

WHEREAS, in accordance with the terms of said original agreement, it is necessary to amend the agreement to transfer an unused sewer allocation to 1166 Canada Road; and

WHEREAS, the attached Supplemental Agreement serves as the necessary amendment.

NOW THEREFORE, IT IS HEREBY RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF WOODSIDE that the Supplemental Agreement, attached hereto and made part hereof, is approved and the Town Manager is authorized to execute said agreement.

* * * * *

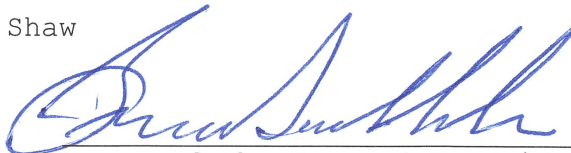
PASSED AND ADOPTED by the Town Council of the Town of Woodside, California, at a meeting thereof held on the 12th day of October, 2021, by the following vote of the members thereof:

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

NOES, Councilmembers:

ABSENT, Councilmembers: Scott and Shaw

ABSTAIN, Councilmembers:


Mayor of the Town of Woodside

ATTEST:


Clerk of the Town of Woodside

SUPPLEMENTAL AGREEMENT BETWEEN TOWN OF WOODSIDE AND FAIR OAKS SEWER
MAINTENANCE DISTRICT FOR THE TRANSFER OF A SEWER CONNECTION IN THE
REDWOOD CREEK SEWER ASSESSMENT DISTRICT

THIS AGREEMENT, made and entered into this ____ day of _____, 2021, by and between the TOWN OF WOODSIDE, a municipal corporation, hereinafter called "Town," and the FAIR 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 connection allocations 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 1166 Canada Road (APN 072-130-280) 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 1166 Canada 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. 1166 Canada Road (APN 072-130-280) 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 Sewer Assessment District.
2. The number of sewer connections assigned to the property owned by the Town (parcel at High Road between Woodside Road and Todo El Mundo) and identified on Exhibit "B" attached hereto and made part of this agreement by reference as assessment district parcel number 478f (APN 069-170-450) shall be reduced by one (1) sewer connection to zero (0) sewer connections.
3. The Town shall make appropriate notation on the sewer records filed with the Town Engineer's office in the Town of Woodside.
4. 1166 Canada Road (APN 072-130-280), 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: 10/14/21

By: 
Kevin Bryant, Town Manager

ATTEST:

Dated: 10/13/2021

By: 
Melissa Cardinale, Interim Town Clerk

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

Dated: _____

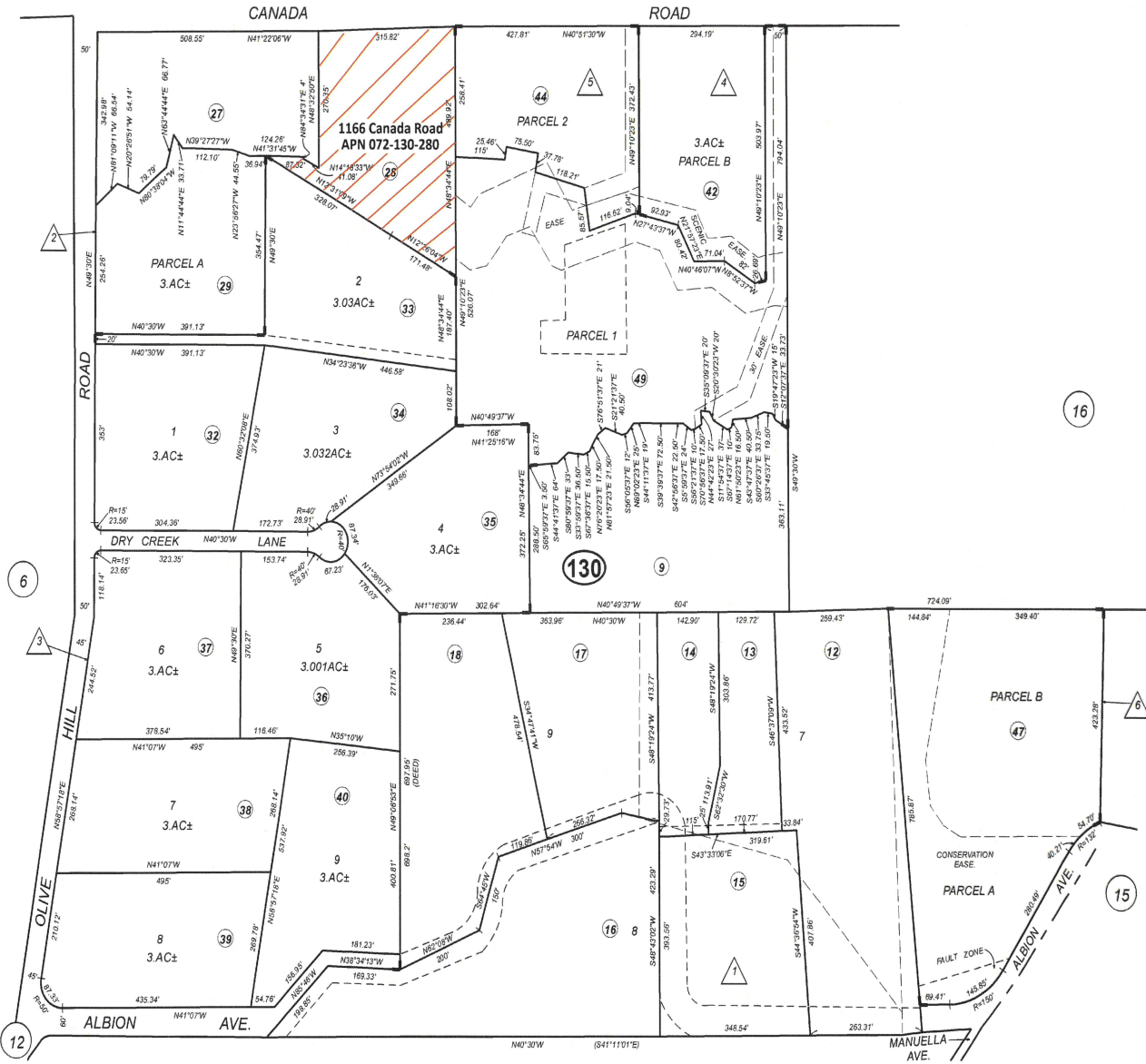
By: _____
President, Board of Supervisors

Attest: _____
Clerk of the Board

EXHIBIT "A"

72-13

1" = 200'



ASSESSOR'S MAP COUNTY OF SAN MATEO, CALIF.

3/26/197C

69-17



ASSESSOR'S MAP COUNTY OF SAN MATEO, CALIF

8/23/1982