



# County of Santa Cruz

---



---

## HEALTH SERVICES AGENCY

701 OCEAN STREET, ROOM 312, SANTA CRUZ, CA 95060-4073  
 (631) 454-2022 FAX: (631) 454-3126 TDD: (631) 454-4123

### ENVIRONMENTAL HEALTH

May 27, 1999

AGENDA: June 8, 1999

Board of Supervisors  
 County of Santa Cruz  
 701 Ocean Street  
 Santa Cruz, CA 95060

**SUBJECT: CONNECTION OF PARCEL TO CITY OF SANTA CRUZ SEWER SYSTEM**

Members of the Board:

On June 9, 1998, your Board approved an agreement with the City of Santa Cruz to allow two developed parcels in an unincorporated area of the county to connect to the City of Santa Cruz sewer system. Santa Cruz City Code Section 16.12.080 allows such connections upon approval of an agreement between the City and the County. It is proposed that your Board now adopt an amendment to the earlier agreement to allow another parcel under similar circumstances to connect. This amendment to the agreement (attached) was approved by the City Council on May 25, 1999.

The parcel in question is APN 068-241-21, located on Isbel Drive. It is developed and located within the Urban Services Line. It is located in close proximity to Branciforte Creek and has limited potential for an effective septic system repair. County Code Section 7.38.040.C requires that properties with failing septic systems connect to a sewer if it is located within 200 feet. The property is within 200 feet of the City sewer and the property owner is seeking advance approval to connect to the sewer. It is the opinion of staff that a sewer connection will provide the best long term protection of public health and water quality. Most of the surrounding properties are connected to the City sewer system.

The attached agreement between the City and County specifies the conditions under which a sewer connection would be allowed. Engineers in both the County and City would review the design for compliance with technical specifications, including the payment of necessary fees to the County for the cost of such review. Upon approval of the design, the owner would pay the City connection fees and would be subject to future direct billings from the City for ongoing sewer fees.

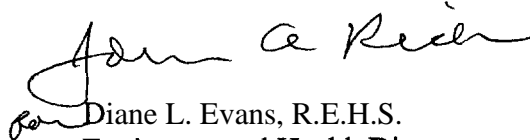
Board of Supervisors  
City Sewer Connection  
June 8, 1999 Agenda  
Page 2

It is therefore RECOMMENDED that your Board authorize the County Administrative Officer to execute the First Amendment to the Sewer System Connection Agreement with the City of Santa Cruz to allow a developed parcel to connect to the City's sewer system.

Sincerely,

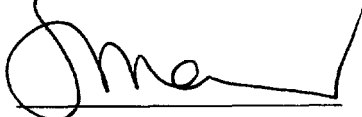


Charles M. Moody  
Health Services Agency Administrator



Diane L. Evans, R.E.H.S.  
Environmental Health Director

Recommended:



Susan A. Mauriello  
County Administrative Office

cc: CAO  
Health Services Agency  
Environmental Health  
Public Works  
Planning  
City of Santa Cruz

**FIRST AMENDMENT  
TO THE  
SEWER SYSTEM CONNECTION  
AGREEMENT**

This First Amendment to the Sewer System Connection Agreement made and entered into on this \_\_\_\_ day of \_\_\_\_\_, 1999, amends that Agreement between the City of Santa Cruz, hereinafter referred to as "City" and the County of Santa Cruz, hereinafter referred to as "County".

**WITNESSETH**

Whereas on June 9, 1998, the City and County entered into an Agreement to allow two parcels (Assessor's Parcel Numbers 68-24 1- 10 and 68-24 1 - 11) located in the County to connect to the City sewer system;

Whereas Assessor's Parcel Number 68-241-21, is a developed parcel located in the unincorporated County of Santa Cruz, hereinafter referred to as the "Parcel";

Whereas the Parcel is outside the City limits of the City of Santa Cruz and therefore outside the City sewer service area;

Whereas Section 16.12.080 of the City's Municipal Code (Title 16 - Water, Sewers and Other public Services) provides a mechanism to allow sewer service to premises outside City limits;

Whereas due to geologic conditions and close proximity to Branciforte Creek the existing septic systems on the Parcel pose an environmental and health risk to the adjacent lands and waterways;

Whereas County Code Section 7.38.040.C. 1 requires the connection of properties to public sewer systems wherever feasible when the sewer is located within 200 feet of the property line;

Whereas the Parcel is located within the County's Urban Services Line;

Whereas the County will allow connection of the sewer facilities located on the Parcel to the City's sewer collection system;

Whereas the City of Santa Cruz Public Works Department is ready and able to provide sewer services provided that all necessary utility easements and permits are obtained by the Parcel owner.

Whereas the parcel owner will provide for a connection to the City's collection system at or near the address of 235 Isbel Street, in unincorporated Santa Cruz County, as called for by this Agreement.

Whereas the parcel owner shall bear all expense necessary or incidental to the performance of the work to connect to the City's sewer system. All work and materials shall be subject to the approval of, and shall be provided and installed to the satisfaction of, the City's Department of Public Works Director and the County's Public Works Director. Prior to commencing said work, all necessary plans and specifications shall be submitted to the City and the County for review and approval and work shall not proceed until such approval is received. The parcel owners shall pay to the City and County all sewer review and inspection fees applicable to the City's and County's review and inspection of the newly constructed sewer system and, at their own expense, comply with all applicable laws and regulations of the United States, the State of California, and the City of Santa Cruz.

Whereas the City's obligation to connect the newly constructed sewer pipeline to its currently functioning sewer main near the vicinity of 235 Isbel Street, is further conditioned upon the Parcel owners' prior payment of the necessary connection fees to the City.

Whereas the Parcel owners agrees to pay directly to the City, the normal sewer residential user rate, plus a 10% surcharge, when permit and final construction is accepted by the City;

NOW, THEREFORE, IT IS AGREED by and between the City and the County:

1. The County and the City will allow the connection of this Parcel to the City sewer system if all the technical requirements of the County and City's design criteria are met.
2. It is acceptable that, although the parcel is within County jurisdiction and is a customer of the County, the parcel owner pay sewer fees as set by the City directly to the City.

IN WITNESS HEREOF, the City and the County have executed this Agreement the day and year first hereinabove written.

By County: \_\_\_\_\_

\_\_\_\_\_ Date

Title: \_\_\_\_\_

By City \_\_\_\_\_

City Manager

\_\_\_\_\_ Date

Approved as to Form.

City Attorney

5-12-99  
\_\_\_\_\_ Date

County Counsel

\_\_\_\_\_ Date

**AGREEMENT****SEWER SYSTEM CONNECTION**

This Agreement is made and entered into this 9<sup>th</sup> of June 1998, by and between the County of Santa Cruz, hereinafter referred to as "County," and the City of Santa Cruz, a municipal corporation, hereinafter referred to as "City."

Whereas Assessor's Parcel Numbers 68-24 1-1 0 and 68-241-1 1, are two developed parcels located in the unincorporated County of Santa Cruz, hereinafter referred to as the "**Parcels**" and legally described in Exhibit A attached hereto;

Whereas the Parcels are outside the City limits of the City of Santa Cruz and therefore outside the City of Santa Cruz sewer service area;

Whereas Section 16.12.080 of the City of Santa Cruz's Municipal Code (Title 16 - Water, Sewers and Other Public Services) provides a mechanism to allow sewer **service** to premises outside City limits;

Whereas due to geologic conditions and close proximity to Branciforte Creek the existing septic systems on the Parcels pose an environmental and health risk to the adjacent lands and waterways;

Whereas County Code Section 7.38.040.C.1 requires the connection of properties to public sewer systems wherever feasible when the sewer is located within 200 feet of the property line;

Whereas the Parcels are located within the County's Urban Services Line;

Whereas the County will allow connection of sewer facilities located on the Parcels to the City's sewer collection system;

Whereas the City of Santa Cruz Public Works Department is ready and able to provide sewer services provided that all necessary utility easements and permits are obtained by the Parcel owners.

Whereas the parcel owner will provide for a connection to the City's collection system at or near the address of 190 Isbel Street, in unincorporated Santa Cruz County, as called for by this Agreement.

Whereas the parcel owner shall bear all expense necessary or incidental to the performance of the work to connect to the City's sewer system. All work and materials shall be subject to the approval of, and shall be provided and installed to the satisfaction of, the City's

Department of Public Works Director and the County's Public Works Director. Prior to commencing said work, all necessary plans and specifications shall be submitted to the City and the County for review and approval and work shall not proceed until such approval is received. The parcel owners shall pay to the City and County all sewer review and inspection fees applicable to the City's and County's review and inspection of the newly constructed sewer system and, at their own expense, comply with all applicable laws and regulations of the United States, the State of California, and the City of Santa Cruz.

Whereas the City's obligation to connect the newly constructed sewer pipeline to its currently functioning sewer main near the vicinity of 190 Isabel Street, is further conditioned upon the Parcel owners' prior payment of the necessary connection fees to the City.

Whereas the Parcels owners agrees to pay directly to the City, the normal sewer residential user rate, plus a 10% surcharge, when permit and final construction is accepted by the City;

NOW, THEREFORE, IT IS AGREED by and between the City and the County:

1. The County and the City will allow the connection of these Parcels to the City sewer system if all the technical requirements of the County's and City's design criteria are met.
2. It is acceptable that, although the parcels are within County jurisdiction and are customers of the County, the parcel owner pay sewer fees as set by the City directly to the City.

IN WITNESS HEREOF, the City and the County have executed this Agreement the day and year first hereabove written.

By County: Chad M. Moog 6/16/98  
 Title: Health Service Agency Administrator Date

By City [Signature] 5-28-98  
 City Manager Date

Approved as to Form. [Signature] 5-18-98  
 City Attorney Date

Harry A. Oberhelman III 6-3-98  
 County Counsel Date



# County of Santa Cruz

---

## HEALTH SERVICES AGENCY

701 OCEAN STREET, ROOM 312, SANTA CRUZ, CA 95060-4073  
 (631) 454-2022 FAX: (631) 454-3126 TDD: (631) 454-4123

### ENVIRONMENTAL HEALTH

May 27, 1999

AGENDA: June 8, 1999

Board of Supervisors  
 County of Santa Cruz  
 701 Ocean Street  
 Santa Cruz, CA 95060

**SUBJECT: CONNECTION OF PARCEL TO CITY OF SANTA CRUZ SEWER SYSTEM**

Members of the Board:

On June 9, 1998, your Board approved an agreement with the City of Santa Cruz to allow two developed parcels in an unincorporated area of the county to connect to the City of Santa Cruz sewer system. Santa Cruz City Code Section 16.12.080 allows such connections upon approval of an agreement between the City and the County. It is proposed that your Board now adopt an amendment to the earlier agreement to allow another parcel under similar circumstances to connect. This amendment to the agreement (attached) was approved by the City Council on May 25, 1999.

The parcel in question is APN 068-241-21, located on Isbel Drive. It is developed and located within the Urban Services Line. It is located in close proximity to Branciforte Creek and has limited potential for an effective septic system repair. County Code Section 7.38.040.C requires that properties with failing septic systems connect to a sewer if it is located within 200 feet. The property is within 200 feet of the City sewer and the property owner is seeking advance approval to connect to the sewer. It is the opinion of staff that a sewer connection will provide the best long term protection of public health and water quality. Most of the surrounding properties are connected to the City sewer system.

The attached agreement between the City and County specifies the conditions under which a sewer connection would be allowed. Engineers in both the County and City would review the design for compliance with technical specifications, including the payment of necessary fees to the County for the cost of such review. Upon approval of the design, the owner would pay the City connection fees and would be subject to future direct billings from the City for ongoing sewer fees.

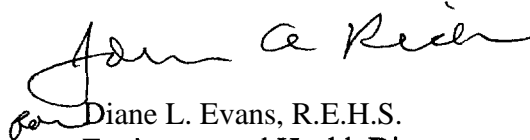
Board of Supervisors  
City Sewer Connection  
June 8, 1999 Agenda  
Page 2

It is therefore RECOMMENDED that your Board authorize the County Administrative Officer to execute the First Amendment to the Sewer System Connection Agreement with the City of Santa Cruz to allow a developed parcel to connect to the City's sewer system.

Sincerely,



Charles M. Moody  
Health Services Agency Administrator



Diane L. Evans, R.E.H.S.  
Environmental Health Director

Recommended:



Susan A. Mauriello  
County Administrative Office

cc: CAO  
Health Services Agency  
Environmental Health  
Public Works  
Planning  
City of Santa Cruz



**FIRST AMENDMENT  
TO THE  
SEWER SYSTEM CONNECTION  
AGREEMENT**

This First Amendment to the Sewer System Connection Agreement made and entered into on this \_\_\_\_ day of \_\_\_\_\_, 1999, amends that Agreement between the City of Santa Cruz, hereinafter referred to as "City" and the County of Santa Cruz, hereinafter referred to as "County".

**WITNESSETH**

Whereas on June 9, 1998, the City and County entered into an Agreement to allow two parcels (Assessor's Parcel Numbers 68-24 1- 10 and 68-24 1 - 11) located in the County to connect to the City sewer system;

Whereas Assessor's Parcel Number 68-241-21, is a developed parcel located in the unincorporated County of Santa Cruz, hereinafter referred to as the "Parcel";

Whereas the Parcel is outside the City limits of the City of Santa Cruz and therefore outside the City sewer service area;

Whereas Section 16.12.080 of the City's Municipal Code (Title 16 - Water, Sewers and Other public Services) provides a mechanism to allow sewer service to premises outside City limits;

Whereas due to geologic conditions and close proximity to Branciforte Creek the existing septic systems on the Parcel pose an environmental and health risk to the adjacent lands and waterways;

Whereas County Code Section 7.38.040.C. 1 requires the connection of properties to public sewer systems wherever feasible when the sewer is located within 200 feet of the property line;

Whereas the Parcel is located within the County's Urban Services Line;

Whereas the County will allow connection of the sewer facilities located on the Parcel to the City's sewer collection system;

Whereas the City of Santa Cruz Public Works Department is ready and able to provide sewer services provided that all necessary utility easements and permits are obtained by the Parcel owner.

Whereas the parcel owner will provide for a connection to the City's collection system at or near the address of 235 Isbel Street, in unincorporated Santa Cruz County, as called for by this Agreement.

Whereas the parcel owner shall bear all expense necessary or incidental to the performance of the work to connect to the City's sewer system. All work and materials shall be subject to the approval of, and shall be provided and installed to the satisfaction of, the City's Department of Public Works Director and the County's Public Works Director. Prior to commencing said work, all necessary plans and specifications shall be submitted to the City and the County for review and approval and work shall not proceed until such approval is received. The parcel owners shall pay to the City and County all sewer review and inspection fees applicable to the City's and County's review and inspection of the newly constructed sewer system and, at their own expense, comply with all applicable laws and regulations of the United States, the State of California, and the City of Santa Cruz.

Whereas the City's obligation to connect the newly constructed sewer pipeline to its currently functioning sewer main near the vicinity of 235 Isbel Street, is further conditioned upon the Parcel owners' prior payment of the necessary connection fees to the City.

Whereas the Parcel owners agrees to pay directly to the City, the normal sewer residential user rate, plus a 10% surcharge, when permit and final construction is accepted by the City;

NOW, THEREFORE, IT IS AGREED by and between the City and the County:

1. The County and the City will allow the connection of this Parcel to the City sewer system if all the technical requirements of the County and City's design criteria are met.
2. It is acceptable that, although the parcel is within County jurisdiction and is a customer of the County, the parcel owner pay sewer fees as set by the City directly to the City.

IN WITNESS HEREOF, the City and the County have executed this Agreement the day and year first hereinabove written.

By County: \_\_\_\_\_

\_\_\_\_\_ Date

Title: \_\_\_\_\_

By City \_\_\_\_\_

City Manager

\_\_\_\_\_ Date

Approved as to Form.

City Attorney

5-12-99  
\_\_\_\_\_ Date

County Counsel

\_\_\_\_\_ Date

**AGREEMENT****SEWER SYSTEM CONNECTION**

This Agreement is made and entered into this 9<sup>th</sup> of June 1998, by and between the County of Santa Cruz, hereinafter referred to as "County," and the City of Santa Cruz, a municipal corporation, hereinafter referred to as "City."

Whereas Assessor's Parcel Numbers 68-24 1-1 0 and 68-241-1 1, are two developed parcels located in the unincorporated County of Santa Cruz, hereinafter referred to as the "Parcels" and legally described in Exhibit A attached hereto;

Whereas the Parcels are outside the City limits of the City of Santa Cruz and therefore outside the City of Santa Cruz sewer service area;

Whereas Section 16.12.080 of the City of Santa Cruz's Municipal Code (Title 16 - Water, Sewers and Other Public Services) provides a mechanism to allow sewer **service** to premises outside City limits;

Whereas due to geologic conditions and close proximity to Branciforte Creek the existing septic systems on the Parcels pose an environmental and health risk to the adjacent lands and waterways;

Whereas County Code Section 7.38.040.C.1 requires the connection of properties to public sewer systems wherever feasible when the sewer is located within 200 feet of the property line;

Whereas the Parcels are located within the County's Urban Services Line;

Whereas the County will allow connection of sewer facilities located on the Parcels to the City's sewer collection system;

Whereas the City of Santa Cruz Public Works Department is ready and able to provide sewer services provided that all necessary utility easements and permits are obtained by the Parcel owners.

Whereas the parcel owner will provide for a connection to the City's collection system at or near the address of 190 Isbel Street, in unincorporated Santa Cruz County, as called for by this Agreement.

Whereas the parcel owner shall bear all expense necessary or incidental to the performance of the work to connect to the City's sewer system. All work and materials shall be subject to the approval of, and shall be provided and installed to the satisfaction of, the City's

Department of Public Works Director and the County's Public Works Director. Prior to commencing said work, all necessary plans and specifications shall be submitted to the City and the County for review and approval and work shall not proceed until such approval is received. The parcel owners shall pay to the City and County all sewer review and inspection fees applicable to the City's and County's review and inspection of the newly constructed sewer system and, at their own expense, comply with all applicable laws and regulations of the United States, the State of California, and the City of Santa Cruz.

Whereas the City's obligation to connect the newly constructed sewer pipeline to its currently functioning sewer main near the vicinity of 190 Isabel Street, is further conditioned upon the Parcel owners' prior payment of the necessary connection fees to the City.

Whereas the Parcels owners agrees to pay directly to the City, the normal sewer residential user rate, plus a 10% surcharge, when permit and final construction is accepted by the City;

NOW, THEREFORE, IT IS AGREED by and between the City and the County:

1. The County and the City will allow the connection of these Parcels to the City sewer system if all the technical requirements of the County's and City's design criteria are met.
2. It is acceptable that, although the parcels are within County jurisdiction and are customers of the County, the parcel owner pay sewer fees as set by the City directly to the City.

IN WITNESS HEREOF, the City and the County have executed this Agreement the day and year first hereabove written.

By County: Chad M. Moog 6/16/98  
 Title: Health Service Agency Administrator Date

By City [Signature] 5-28-98  
 City Manager Date

Approved as to Form. [Signature] 5-18-98  
 City Attorney Date

Harry A. Oberhelman III 6-3-98  
 County Counsel Date