

HAYWARD CITY COUNCIL

RESOLUTION NO. 19-_____

Introduced by Council Member _____

RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A UTILITY SERVICE AGREEMENT TO PROVIDE WATER SERVICE FOR TWENTY-FIVE SINGLE-FAMILY RESIDENTIAL LOTS WITHIN TRACT 6869, LOCATED ALONG FIVE CANYONS PARKWAY WITHIN UNINCORPORATED ALAMEDA COUNTY

WHEREAS, the Alameda County Community Development Agency approved Tentative Map Tract 6869 on May 3, 2004 for the proposed subdivision of property located along Five Canyons Parkway, within unincorporated Alameda County, to create 25 lots for detached single-family residential homes; and

WHEREAS, the Final Map Tract 6869 was filed and recorded with the Alameda County Recorder's Office on October 9, 2006; and

WHEREAS, the property is located within the East Bay Municipal Utility District's (EBMUD) Ultimate Service Boundary and EBMUD has determined that it is unable to deliver water to this location; and

WHEREAS, City policy allows for properties outside of the City limits to connect to the Hayward Water System, subject to execution of a Utility Service Agreement and approval of an out-of-service area agreement by the Local Agency Formation Commission (LAFCo); and

WHEREAS, the City has negotiated the terms and conditions of a Utility Service Agreement that mitigates the City's water supply impacts of providing water service to the property; and

WHEREAS, approval of a Utility Service Agreement is consistent with the City's past practice of allowing properties outside of the City limits to connect to the Hayward Water System so long as Hayward residents and businesses are not negatively impacted; and

WHEREAS, approval of a Utility Service Agreement and related connections are not subject to environmental review pursuant to Section 15061(b)(3) of the California Environmental Quality Act (CEQA) Guidelines.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hayward that the City Manager is hereby authorized to execute Utility Service Agreement 19-01 to provide water service for 25 single-family residential lots within Tract 6869, located along Five Canyons Parkway within Unincorporated Alameda County.

NOW, THEREFORE, BE IT FURTHER RESOLVED by the City Council of the City of Hayward that staff is hereby directed to submit an application to the Local Area Formation Commission for approval of Utility Service Agreement 19-01.

IN COUNCIL, HAYWARD, CALIFORNIA _____, 2019

ADOPTED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS:
MAYOR:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ATTEST: _____
City Clerk of the City of Hayward

APPROVED AS TO FORM:

City Attorney of the City of Hayward