



## Legislation Details (With Text)

**File #:** 2019-0593

**Type:** Consent Calendar Item **Status:** Agenda Ready

**File created:** 4/18/2019 **In control:** Permit and Resource Management

**On agenda:** 7/9/2019 **Final action:**

**Title:** Outside Service Area Agreement with the Sonoma Valley County Sanitation District-Shurtz; SEW18-0059

**Sponsors:** Permit and Resource Management, Sonoma County Water Agency, Sonoma Valley County Sanitation District (Director)

**Indexes:**

**Attachments:** 1. Summary Report.pdf, 2. Attachment A) SVCSD Resolution.docm, 3. Attachment A) SVCSD Resolution.pdf, 4. Attachment B) OSAA.pdf

| Date     | Ver. | Action By            | Action                  | Result |
|----------|------|----------------------|-------------------------|--------|
| 7/9/2019 | 1    | Board of Supervisors | Approved as recommended | Pass   |

**To:** Sonoma Valley County Sanitation District

**Department or Agency Name(s):** Permit and Resource Management Department (Permit Sonoma) and Sonoma County Water Agency

**Staff Name and Phone Number:** Keith Hanna, 565-3628

**Vote Requirement:** Majority

**Supervisory District(s):** First

### Title:

Outside Service Area Agreement with the Sonoma Valley County Sanitation District-Shurtz; SEW18-0059

### Recommended Actions:

Adopt a Resolution authorizing the Chair of the Board of Directors of the Sonoma Valley County Sanitation District to execute an Outside Service Area Agreement for public sewer service to property located at 20560 Palmer Avenue, Sonoma, California; APN: 128-311-029.

### Executive Summary:

The recommended resolution authorizes the chair to execute an Outside Service Area Agreement (Agreement) between the Sonoma Valley County Sanitation District (District) and the property owner Jeffrey C. Shurtz and Phil Carlile, for public sewer service to property located at Assessor Parcel Number 128-311-029 on 20560 Palmer Avenue, Sonoma, California (Parcel). The Parcel is located inside the District's 2009 amended and expanded Sphere of Influence, under the provisions of the Sonoma County 2020 General Plan and Land Use Policy L.U.-2011, which allows connection of the existing legally established uses, and uses allowed by zoning that replace existing legally established uses and do not increase the amount of sewage discharged from the property.

### Discussion:

Permit Sonoma received an application for an Outside Service Area Agreement (Agreement) to provide public sewer service to property located at 20560 Palmer Avenue, Sonoma, California. The application was submitted

by Bear Flag Engineering, Chad Moll, on behalf of the property owners, Jeffrey C. Shurtz and Phil Carlile.

The proposed Agreement would allow the District to provide public sewer service to this parcel within its Sphere of Influence. This service is subject to the requirements of and authorized by the Sonoma County Policy L.U.-2011, and allows a single family residence and guest house to be connected to the public sewer.

Because 20560 Palmer Avenue is in the Sphere of Influence, County land use policy prescribes the appropriate method for property owners to obtain sewer service. Annexation is used when a property is located inside the urban service area of a sanitation district or zone. Pursuant to modification of the General Plan by the Board of Supervisor's Resolution #09-1162, owners of properties in the Sphere of Influence of the District, not located within the urban service area of a sanitation district or zone, must apply for sewer service by means of an Outside Service Area Agreement. Because the property is not within the urban service area, the Outside Service Area Agreement, and not an annexation, is applicable here.

20560 Palmer Avenue (APN 128-311-029) is a 1.18 acre residential parcel. The property access is off of Palmer Avenue which borders the easterly property line. The property has an existing single family residence, new guesthouse, outbuildings, is generally flat, and is covered by grasses, shrubs and trees.

Permit Sonoma Comprehensive Planning Division staff has determined that 20560 Palmer Avenue is located inside the District's 2009 amended and expanded Sphere of Influence, and that extension of public sewer service to the Parcel is subject to the provisions of the Sonoma County 2020 General Plan and Land Use Policy L.U.-2011.

District staff has determined that in order for service to be provided to this parcel, a sewer main must be constructed in Palmer Avenue in a new easement, which would be dedicated to the District. The new main to be constructed as part of the project would connect to an existing main that serves a small number of existing uses. No capacity issues within the existing collection system are anticipated.

The Owner must pay Sewer Connection fees, as they are calculated using the most current fee schedule at the time of permitting, and Annual Service Charges to the District for sewer service to the property for the property's uses.

Following approval of the Agreement by the District's Board of Directors, the Owner must complete a Local Agency Formation Commission (LAFCO) application for Permit Sonoma's review and submittal to LAFCO. The Owner shall include with the application, payment of all required LAFCO fees. The Agreement would not be effective until such time as it has been approved by LAFCO.

Permit Sonoma Environmental Review staff has determined that the requested application does not need additional environmental protections, other than the applicable mitigation measures adopted by the Board of Supervisors on December 8, 2009, for the Sonoma Valley County Sanitation District Sphere of Influence Expansion (BOS Resolution No. 09-1162; PRMD File No. GPA09-0008).

The District's General Manager has determined that approval of the Agreement is exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15301(b), Existing Facilities, as it represents an additional connection to an existing public facility that involves negligible or no expansion of an existing or former use, and Section 15303(d), New Construction or Conversion of Small Structures, as it consists of construction of limited new, small sewage improvement of reasonable length to serve the parcel. District staff has prepared a Notice of Exemption in accordance with the CEQA, the State CEQA Guidelines and the District's Procedures for the Implementation of CEQA.

**Prior Board Actions:**

None

**FISCAL SUMMARY**

| <b>Expenditures</b>                | <b>FY 18-19<br/>Adopted</b> | <b>FY19-20<br/>Projected</b> | <b>FY 20-21<br/>Projected</b> |
|------------------------------------|-----------------------------|------------------------------|-------------------------------|
| Budgeted Expenses                  |                             |                              |                               |
| Additional Appropriation Requested |                             |                              |                               |
| <b>Total Expenditures</b>          |                             |                              |                               |
| <b>Funding Sources</b>             |                             |                              |                               |
| General Fund/WA GF                 |                             |                              |                               |
| State/Federal                      |                             |                              |                               |
| Fees/Other                         |                             |                              |                               |
| Use of Fund Balance                |                             |                              |                               |
| Contingencies                      |                             |                              |                               |
| <b>Total Sources</b>               |                             |                              |                               |

**Narrative Explanation of Fiscal Impacts:**

None

| <b>Staffing Impacts:</b>        |  |                               |                               |
|---------------------------------|--|-------------------------------|-------------------------------|
| <b>Position Title (Payroll)</b> | <b>Monthly Salary Range (A - I Step)</b> | <b>Additions<br/>(number)</b> | <b>Deletions<br/>(number)</b> |
|                                 |  |                               |                               |
|                                 |  |                               |                               |
|                                 |  |                               |                               |

**Narrative Explanation of Staffing Impacts (If Required):**

None

**Attachments:**

- A) SVCSD Resolution
- B) OSAA

**Related Items “On File” with the Clerk of the Board:**

None