

CITY OF OROVILLE

OUTSIDE SEWER SERVICE REQUEST FORM

THE FOLLOWING PROCEDURES WILL BE FOLLOWED WHEN RECEIVING AND PROCESSING REQUESTS FOR OUTSIDE SEWER SERVICE:

- I. A written request must be made to City Council by the property owner. The written request will be submitted to the Public Works Department, and they will take the necessary time to review the request and any other pertinent information prior to the acceptance of any fees.
- II Request shall be made on the application form provided; the applicant and signer must both be the property owner. Applicant shall also sign and submit the following:
 - a. Annexation request (if property is contiguous to the City) - OR an Irrevocable Agreement and Petition for Annexation, if the property is not contiguous to the City. **Signatures must be notarized.**
 - b. Pay all applicable fees, which shall include (but not be limited to):

1.	Application Fee	\$435.00
2.	City Connection Fee (Per EDU)	696.00
3.	SC-OR Connection Fee	6,638.00
4.	City Tap Fee	331.32
5.	Sewer Lateral Fee	24.50
6.	Encroachment Permit	VARIES
7.	Sewer Impact Fees	427.25
	TOTAL FEES PAID:	\$ 8,552.07

- II Application and all related information will be submitted to the City Administrator with a cover memo from Public Works and a request for Council action.
- IV All sewer connection to City main must be done by City staff. A twenty-four (24) hour notice is required for all connection requests.

NOTE: CONNECTION FEES LISTED ABOVE ARE FOR SINGLE-FAMILY DWELLING UNITS. IF REQUEST IS MADE FOR MULTI-FAMILY RESIDENTIAL, COMMERCIAL, INDUSTRIAL OR OTHER, THE FEES ARE SUBJECT TO CHANGE.

**CITY OF OROVILLE
AGREEMENT FOR SEWER SERVICE AND
IRREVOCABLE PETITION FOR ANNEXATION**

This Agreement, made and executed this _____ day of _____, by and between the City of Oroville, hereinafter referred to as ACITY@ and _____ referred to as "OWNERS".

WITNESSETH

WHEREAS, OWNERS desire to obtain sewer service for certain real property situated at _____, Assessor Parcel _____, in the County of Butte, State of California, and more particularly described in Exhibit AA@ attached hereto; and

WHEREAS, it is the policy of the CITY not to permit property outside the CITY limits to connect to the City=s sewage disposal system until it has first been annexed to the CITY; and

WHEREAS, OWNERS desire to have their said property annexed to the CITY and said real property is presently contiguous to CITY boundaries; and

WHEREAS, OWNERS would suffer great hardship if sewer service were not available to said property; and

WHEREAS, City identified this parcel as a priority island annexation area approved by the City Council on_____.

WHEREAS, said real property can be serviced by an existing CITY sewer main without causing a burden on said main;

NOW, THEREFORE, IN CONSIDERATION OF THE MUTUAL COVENANTS, PROMISES, AND AGREEMENTS HEREIN CONTAINED, IT IS HEREBY AGREED AS FOLLOWS:

1. That OWNERS will be permitted to connect said real property into the existing facilities of the sewage disposal system of the CITY in accordance with instructions and standards prescribed by CITY;

Agreement No.

2. OWNERS shall pay sewer connection charges as if real property were located within CITY boundaries, including assessment to retire sewer bonds and cover costs related to providing this service. OWNERS agree that said property shall be assessed in the same manner and at the same rate as properties within the CITY limits;

3. Sewer service under this Agreement is expressly limited to the use of existing facilities with no major changes or additions, by one (1) single family residence;

4. OWNERS hereby irrevocably petition for the annexation of said real property to the CITY OF OROVILLE, and COVENANT and AGREE that the CITY MAY proceed to complete annexation of said real property at any time that CITY, in its sole discretion, deems proper. OWNERS shall cooperate with and assist CITY in any such annexation proceeding and OWNERS further covenant and agree that they shall take no action to hinder, impede or delay said annexation proceedings nor prevent annexation from being completed.

OWNERS understand and agree that said real property shall become subject to any bonded indebtedness upon annexation to CITY. Should any annexation proceeding not be complete due to breach of Any provision of this Agreement by OWNERS or their successors in interest, OWNERS' right to use the CITY sewage facilities shall terminate and said real property forthwith be disconnected from the CITY'S sewage system.

5. Should any litigation be commenced between the parties to this Agreement concerning this Agreement and Petition for Annexation or the rights and duties of either in relation thereto, the prevailing party in such litigation shall be entitled, in addition to such other relief as may be granted in litigation, to a reasonable sum as and for attorney's fees in such litigation;

6. This Agreement shall be for the benefit of the City of Oroville and shall run with the land herein described, and shall be binding upon the parties hereto and on the heirs, executors, administrators, successors in interest, and assigns of OWNERS.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement and Petition for Annexation the year and day first above written.

(Notary Required), OWNER

(Notary Required), OWNER

CITY OF OROVILLE:

BY: _____
Mayor, Steve Jernigan

APPROVED AS TO FORM:

BY: _____
City Attorney, Dwight L. Moore

EXAMPLE

OROVILLE CITY COUNCIL STAFF REPORT

TO: MAYOR AND CITY COUNCIL MEMBERS

FROM: ERIC M. TEITELMAN, DIRECTOR OF COMMUNITY DEVELOPMENT
AND PUBLIC WORKS

RE: AGREEMENT FOR OUTSIDE SEWER SERVICE AND IRREVOCABLE
PETITION FOR ANNEXATION

DATE: APRIL 5, 2005

SUMMARY

The Oroville City Council will consider authorizing the Mayor to execute an agreement for outside sewer service and irrevocable petition for annexation of property located at 2359 Oroville Quincy Highway, Oroville.

BACKGROUND

A request has been made by Rodger Paul & Gail M. Edmundson to hook up to the City's existing sanitary sewer line. This property is located on Oroville Quincy Highway (APN 033-293-008) in one of the areas the City is considering for annexation into the city limits. Mr. & Mrs. Rodger Edmundson have submitted all of the documentation required, will pay all of the connection and impact fees, and will pay all of the costs for connecting the sewer line/lateral and abandoning the septic tank if his request is approved.

FISCAL IMPACT

RECOMMENDATION

2. Adopt Resolution No. XXXX - A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING THE MAYOR TO EXECUTE AN OUTSIDE SEWER SERVICE AGREEMENT AND IRREVOCABLE PETITION FOR ANNEXATION GRANTING RODGER PAUL AND GAIL M. EDMUNDSON AUTHORIZATION TO CONNECT 2359 OROVILLE QUINCY HIGHWAY, OROVILLE (APN 033-293-008) TO THE CITY'S SANITARY SEWER SYSTEM - (Agreement No. XXXX).

ATTACHMENTS: Res. No. XXXX
Exhibit A - Agreement No. XXXX

Exhibit B - Legal Description
Exhibit C - Plat Map

EXAMPLE

**CITY OF OROVILLE
RESOLUTION NO. XXXX**

**A RESOLUTION OF THE OROVILLE CITY COUNCIL AUTHORIZING THE MAYOR
TO EXECUTE AN OUTSIDE SEWER SERVICES AGREEMENT AND IRREVOCABLE
PETITION FOR ANNEXATION AUTHORIZING RODGER PAUL AND GAIL M.
EDMUNDSON TO CITY=S SANITARY SEWER APN 033-293-008
(Agreement No. XXXX)**

NOW THEREFORE, BE IT HEREBY RESOLVED by the Oroville City Council as follows:

1. The Mayor is hereby authorized and directed to execute an agreement with Rodger Paul and Gail M. Edmundson for APN 033-293-008 on Oroville Quincy Highway Oroville, California; a copy is attached hereto as Exhibit "A".
2. The City Clerk shall attest to the adoption of this Resolution.

PASSED AND ADOPTED by the Oroville City Council at the regular meeting held on April 5, 2005 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Gordon Andoe, Mayor

APPROVED AS TO FORM:

ATTEST:

Dwight Moore, City Attorney

Sharon L. Atteberry, City Clerk and City
Administrator