

RESOLUTION NO. 6324-2020

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEBASTOPOL  
AUTHORIZING CONNECTION TO THE CITY WATER AND SEWER SYSTEMS AND  
AUTHORIZING THE CITY MANAGER TO EXECUTE A DEFERRED ANNEXATION AGREEMENT  
FOR THE LANDS OF LORING VOGEL, 732 ROBINSON ROAD, SEBASTOPOL, CALIFORNIA  
95472 (APN 060-222-014-000)

WHEREAS, Loring Vogel owns Assessor's Parcel Number 060-222-014-000 ("Parcel"), located at 732 Robinson Road, Sebastopol, California, 95472; and

WHEREAS, Loring Vogel has submitted an Outside Service Agreement Application for Water and Sewer Services to the City; and

WHEREAS, the Parcel is located outside the Sebastopol City Limits; and

WHEREAS, the Parcel is within the Urban Growth Boundary of the City of Sebastopol ("City"), as shown on the City's General Plan Land Use Map; and

WHEREAS, the Owner desires to connect an existing single-family residence to the public water and sewer system;

NOW, THEREFORE BE IT RESOLVED, that the City Council of the City of Sebastopol hereby finds, declares, determines, and orders as follows:

1. The foregoing recitals are true and correct.
2. The owner desires a connection to the City water and sewer systems, in order to abandon and decommission an aged water source and an aged septic field on the property.
3. That a City water main is located along Robinson Road, a City street, located along and adjacent to the subject parcel.
4. That a City sewer main is located along Robinson Road, a City street, located along and adjacent to the subject parcel with an extension towards the property partially along a Public Utilities Easement.
5. That the preferred alternative is to extend water and sewer services from the City through an Outside Service Area Agreement ("OSAA") because the Parcel is not at this time subject to annexation to the City.
6. That the Parcel is not subject to subdivision or further development now or during the duration of the proposed OSAA; therefore, that the extension of water and sewer service to the Parcel does not increase the potential for development within the subject territory.
7. That the City has the capacity to provide the requested water services.

8. That the proposed agreement for water and sewer service to the Parcel is consistent with the provisions of the City of Sebastopol General Plan, and with other City policies and resolutions.
9. That the Parcel is not located within the service area of any other City or District having the ability to provide the requested water and sewer services.
10. That the Owner agrees to annex or support annexation proceedings that would lead to the annexation of the Parcel to the City, and to waive all rights to protest such annexation proceedings, whenever such annexation proceedings are commenced.
11. That the proposed OSAA is exempt from the provisions of the California Environmental Quality Act pursuant to Section 15301(b) of the CEQA Guidelines (Title 14 of the California Code of Regulations).
12. That the City's approval of the proposed OSAA with the Owner of the Parcel is conditioned in part on the review and approval of the agreement by the Sonoma Local Agency Formation Commission ("LAFCO"). The proposed agreement is based on and appears to be consistent with the criteria adopted by LAFCO for OSAA's in a case such as this.
13. That it is in the City's interest to provide water and sewer services to the Parcel in that it reasonably increases the City's revenue base with a minimal commitment of system capacity, and that such service will not disadvantage properties within the City boundaries.
14. That the City Council of the City of Sebastopol authorizes water and sewer services to be provided to the Parcel pursuant to the recommended Conditions of Approval and approval of the proposed OSAA.

BE IT FURTHER RESOLVED that the City Manager is hereby authorized and directed to execute an agreement with the Owner to serve the Parcel with water and sewer services limited to the existing single-family residence only.

BE IT FURTHER RESOLVED that staff (Planning Department) is directed to file a Notice of Exemption following approval by LAFCO.

The above and foregoing Resolution was duly passed, approved, and adopted at a meeting by the City Council on the 5<sup>th</sup> day of January 2021.

I, the undersigned, hereby certify that the foregoing Resolution was duly adopted by City of Sebastopol City Council following a roll call vote:

**VOTE:**

Ayes: Councilmembers Hinton, Rich, Slayter, Vice Mayor Gurney and Mayor Glass  
Noes: None  
Absent: None  
Abstain: None

APPROVED: \_\_\_\_\_  
Mayor Una Glass

ATTEST: Mary C Gourley  
Mary Gourley, Assistant City Manager/City Clerk, MMC

APPROVED AS TO FORM: \_\_\_\_\_  
Larry McLaughlin, City Attorney