

City of Hesperia

STAFF REPORT



DATE: March 5, 2019

TO: Mayor and Council Members

FROM: Nils Bentsen, City Manager

BY: Michael Blay, Assistant City Manager
Jamie Carone, Administrative Analyst

SUBJECT: Rich Development at Bear Valley and Fish Hatchery Sewer Service Agreement with County Service Area 64 – Spring Valley Lake (CSA 64).

RECOMMENDED ACTION

It is recommended that the City Council approve the amended agreement between the City of Hesperia (City) and CSA 64 to facilitate the extension of sewer service by CSA 64 to the south to serve property within the City's boundary located on the southern portion of Bear Valley Road near Fish Hatchery Road to provide service to the Rich Development project and surrounding areas and authorize the Mayor to execute said agreement.

BACKGROUND

The property owner and the applicant (Rich Development) have requested a Conditional Use Permit (CUP) to develop a shopping center on a parcel located on the southern portion of Bear Valley Road near Fish Hatchery Road, the subject property is zoned General Commercial (C-2). The City does not have any sewer facilities in the project area; however, CSA 64 sewer system exists north of the project in close proximity.

The City completed a sewer system analysis dated August 14, 2017 of CSA 64's system and determined that sufficient capacity exists in the CSA 64 system to serve Rich Development's project and surrounding areas.

CSA 64 can only provide service beyond its boundaries with LAFCO's approval. On October 10, 2018, the Local Agency Formation Commission (LAFCO) approved an exemption pursuant to Government Code Section 56133(e) and determined that the agreement between the City and CSA 64 was exempt from further review. It is exempt because the agreement is between two public agencies; services are already being provided by both agencies; and the level of service to be provided is consistent with the level of service contemplated by the existing provider.

At the August 21, 2018 Hesperia City Council Meeting, the subject agreement was approved. The agreement was amended in September to change the agreeing party from San Bernardino County Special Districts to CSA 64 as requested by LAFCO. This amended agreement was approved at the September 18, 2018 Council Meeting.

This request for approval and authorization amends the agreement a second time to include final changes made by San Bernardino County Special Districts; the execution of this agreement is contingent upon the requested changes.

ISSUES/ANALYSIS

This request approves the final amendments to the original agreement that was approved by City Council in August and in September of 2018 and authorizes the Mayor to execute the final version of this agreement.

FISCAL IMPACT

There is no fiscal impact associated with this request.

ALTERNATIVE(S)

Provide alternative direction to staff.

ATTACHMENT(S)

1. Draft Agreement
2. Development Area