

RESOLUTION NO. _____

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
CHULA VISTA AUTHORIZING THE ISSUANCE OF AN
ENCROACHMENT PERMIT TO THE COUNTY OF SAN
DIEGO FOR THE OTAY LAKES COUNTY PARK PROJECT

WHEREAS, on September 25, 2018, the City Council adopted Resolution 2018-198 where it approved the Sewer Service Agreement Between City of Chula Vista and The County of San Diego For Otay Lakes County Park (“Original Agreement”) for the City to provide sewer service to the property located at 2270 Wueste Road, Chula Vista where it houses the Otay Lakes County Park (“Park”). Currently, the Park is serviced by a septic tank that is ineffective in meeting current and future demands; and,

WHEREAS, in the Original Agreement, it was stated that the County is going to be responsible for the design, construction, and maintenance of a sewer lateral and all other sewer infrastructure to convey sewer flows from the Park to the point of connection to the existing Salt Creek Trunk Sewer. In addition, two alternatives with a slight variation on one of them to the sewer lateral were proposed, all within the Salt Creek Basin Otay Ranch Preserve open space areas; and,

WHEREAS, the Sewer Service Agreement for the Otay Lakes County Park is being amended as a request from the County of San Diego to reflect a revised alignment to the sewer main that will serve the park site. The two alignment alternatives in the Original Agreement were determined to be infeasible by consultant evaluations; and

WHEREAS, the revised sewer alignment will consist of offsite force main alignment coupled with common collection system and lift station improvements and onsite force main to allow the collection and conveyance of sanitary flows from the Park site northerly along Wueste Road to a sewer main located in the Chula Vista Elite Athlete Training Center (CVEATC) owned by the City. This alternative to provide dual 2-1/2 – inch diameter force mains which provides a redundant parallel one was found to have minimal environmental impact; and

WHEREAS, Chula Vista Municipal Code section 12.28.020 requires City Council approval, with limited exceptions, for the placement of a permanent encroachment within the City’s right-of-way; and,

WHEREAS, Chula Vista Municipal Code section 12.28.060 provides that the County, as a political subdivision of the State of California, is not be required to pay a fee for an encroachment permit issued pursuant to Chula Vista Municipal Code Chapter 12.28; and

WHEREAS, the County of San Diego will be required to obtain a no-fee encroachment permit for the use of and access to the City’s right-of-way through a portion of Wueste Road in order to construct and maintain the proposed sewer force mains and appurtenances that will be privately owned by the County;

WHEREAS, the County of San Diego will be required to enter into a License Agreement with the City to allow the County to construct and maintain the last segment of the proposed sewer infrastructure within the City-owned CVEATC to connect to the public sewer system; and

WHEREAS, the Permit for Encroachment in City Right-of-Way Number PE20-0114 has been assigned for the work; and

WHEREAS, the County has not finished the engineering design for the sewer lateral but has requested to the City to expedite the approval of permits to facilitate the County meeting their aggressive construction schedule; and

WHEREAS, to accommodate the County's request, City staff recommends that the City Council authorize the City Engineer to issue the encroachment permit.

NOW, THEREFORE, BE IT RESOLVED the City Council of the City of Chula Vista that it authorizes the City Engineer to approve and issue Encroachment Permit No. PE20-0114 to the County of San Diego for encroachment into a portion of Wueste Road subject to those conditions contained within the permit.

Presented by

Approved as to form by

William S. Valle
Director of Engineering & Capital Projects

Glen R. Googins
City Attorney