

RESOLUTION NO. 5054

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ARROYO GRANDE APPROVING THE INSTALLATION OF ONE (1) NEW DOMESTIC SUPPLY WELL ON PROPERTY ZONED RESIDENTIAL ESTATE; LOCATED AT 575 EASY STREET; APPLIED FOR BY LOUIS MOSCARDI

WHEREAS, Louis Moscardi has submitted an application to drill and install one (1) new domestic supply well at 575 Easy Street in order to supply water to 580 Easy Street in Arroyo Grande; and

WHEREAS, Municipal Code Chapter 13.08 requires City Council review and approval of all new or replacement wells; and

WHEREAS, the City Council finds the proposed domestic supply well will neither deplete nor contaminate the City water supply and is needed to serve the property to satisfy health and safety needs; and

WHEREAS, based upon the distance from existing water infrastructure, the City Council finds that service from the City's water system is neither practical nor feasible.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Arroyo Grande hereby approves the application to drill and install one (1) new domestic supply well at 575 Easy Street in order to supply water to 580 Easy Street, subject to the conditions as set forth in Exhibit "A", attached hereto and incorporated herein by this reference.

On motion of Mayor Ray Russom, seconded by Council Member Storton, and by the following roll call vote, to wit:

AYES: Mayor Ray Russom, Council Members Storton, George, Barneich, and Paulding

NOES: None

ABSENT: None

The foregoing Resolution was passed and adopted this 12th day of January 2021.



CAREN RAY RUSSOM, MAYOR

ATTEST:



ANNAMARIE PORTER, INTERIM CITY CLERK

APPROVED AS TO CONTENT:



WHITNEY McDONALD, CITY MANAGER

APPROVED AS TO FORM:



TIMOTHY J. CARMEL, CITY ATTORNEY

EXHIBIT "A"
CONDITIONS OF APPROVAL
ONE (1) NEW DOMESTIC SUPPLY WELL
575 EASY STREET

GENERAL CONDITIONS:

1. The applicant shall ascertain and comply with all State, County and City requirements as are applicable to this project.
2. The event shall occur in substantial conformance with the application and plans on file in the Community Development Department office.
3. The applicant shall comply with all the conditions of the City Council Resolution adopted on January 12, 2021, as well as the terms, conditions, and standards specified in the written permit issued by the County of San Luis Obispo Public Health Department.
4. The applicant shall agree to defend, indemnify and hold harmless the City, its agents, officers, and employees harmless, at its sole expense from any action brought against the City, its agents, officers, or employees because of said approval, or in the alternative, to relinquish such approval. The applicant shall reimburse the City, its agents, officers, or employees, for any court costs and attorney's fees which the City, its agents, officers, or employees may be required by a court to pay as a result of such action. The City may, at its sole discretion, participate at its own expense in the defense of any such action but such participation shall not relieve applicant of their obligations under this condition.
5. This approval shall expire on January 12, 2023, unless a drilling permit is obtained from the County of San Luis Obispo Public Health Department. Time extensions may be requested in conformation with the Arroyo Grande Municipal Code.
6. The applicant shall install a meter on the well heads and report annual pumping amounts to the City Public Works Department by December 31st of each year.
7. An approved backflow device shall be installed per City standard on the water meter service.
8. A copy of the well/driller report required by the provisions of Section 13751 of the Water Code of the State shall be submitted to the Public Works Department upon completion of the construction of the well.

9. The applicant shall obtain permits for all electrical connections required for the new well pumps.
10. The applicant shall record a water well easement in favor of the property located at 580 Easy Street prior to connecting the well to 580 Easy Street.
11. The applicant shall produce survey verification that the distance of the well to any septic system (leach field) is greater than 100 feet to the satisfaction of the Director of Public Works.
12. The applicant shall ensure the recordation of an easement or other agreement on title at 575 Easy Street addressing the use and maintenance of the well, its pipelines, and all appurtenances, and benefitting the property located at 580 Easy Street. The form of easement or agreement shall be reviewed and approved by the City.

OFFICIAL CERTIFICATION

I, **ANNAMARIE PORTER**, Interim City Clerk of the City of Arroyo Grande, County of San Luis Obispo, State of California, do hereby certify under penalty of perjury, that the attached Resolution No. 5054 was passed and adopted at a regular meeting of the City Council/Successor Agency to the Dissolved Arroyo Grande Redevelopment Agency of the City of Arroyo Grande on the 12th day of January, 2021.

WITNESS my hand and the Seal of the City of Arroyo Grande affixed this 13th day of January, 2021.

A handwritten signature in dark ink, appearing to read 'Amarie Porter', is written over a horizontal line.

ANNAMARIE PORTER, INTERIM CITY CLERK