

RESOLUTION NO. 2016-_____

**A RESOLUTION OF THE CITY COUNCIL OF
THE CITY OF MERCED, CALIFORNIA,
APPROVING WATER SERVICE REQUEST #16-02
FOR AN OUT OF BOUNDARY WATER SERVICE
AGREEMENT TO PROVIDE WATER TO ST.
PAUL EVANGELICAL LUTHERAN CHURCH,
LOCATED AT 2916 MCKEE ROAD ON THE EAST
SIDE OF MCKEE ROAD, NORTH OF EAST
NORTH BEAR CREEK DRIVE**

WHEREAS, The City is processing an Out of Boundary Service Request to provide water service to a parcel located outside the City's corporate boundaries. Said property is generally known as St. Paul Evangelical Lutheran Church and more particularly described in Exhibit A, attached hereto and incorporated herein by this reference; and,

WHEREAS, The City has determined the public health and safety would be protected by approving this connection rather than allowing the replacement of the existing contaminated well on the same property; and,

WHEREAS, The applicant is requesting water service to provide domestic water to the church, classrooms, and other buildings; and,

WHEREAS, City water services currently exist within the area and serve other county properties immediately south of the subject site; and,

WHEREAS, The property already receives fire hydrant water service, pursuant to a Water Connection Agreement dated August 1, 1994; and,

WHEREAS, The City's water line has capacity to accommodate the additional requested connection to the St. Paul Evangelical Lutheran Church property; and,

WHEREAS, The City agrees to allow the connection without requiring immediate annexation of the property; and,

ATTACHMENT 6

WHEREAS, Church members have voted their support and the authorized officer of the church has signed an agreement including a waiver of protest to future annexation.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MERCED DOES HEREBY RESOLVE, DETERMINE, FIND, AND ORDER AS FOLLOWS:

SECTION 1. The City Council hereby approves Water Service Request #16-02 for an Out of Boundary Water Service Request and authorizes the City Manager to execute all necessary documents.

PASSED AND ADOPTED by the City Council of the City of Merced at a regular meeting held on the ____ day of _____ 2016, by the following vote:

AYES: Council Members:

NOES: Council Members:

ABSENT: Council Members:

ABSTAIN: Council Members:

APPROVED:

Mayor

ATTEST:
STEVE CARRIGAN, CITY CLERK

BY: _____
Assistant/Deputy City Clerk

(SEAL)

APPROVED AS TO FORM:

Ken Thayer 6/2/16
City Attorney Date

LEGAL DESCRIPTION

All that real property situated in the unincorporated area of the County of MERCED, State of CALIFORNIA, described as follows:

PARCEL 1, ACCORDING TO PARCEL MAP FOR D. A. MARCHINI, FILED JUNE 12, 1985, IN VOL. 53 OF PARCEL MAPS AT PAGES 32 AND 33 IN MERCED COUNTY RECORDER'S OFFICE AND BEING A DIVISION OF PARCEL 2 OF PARCEL MAP FOR PAUL STANCLIFT AND D. A. MARCHINI IN BOOK 47 OF PARCEL MAPS, PAGE 14, MERCED COUNTY RECORDS AND PORTION OF LOTS 79 AND 80 IN MAP "MAP OF BRADLEY'S ADDITION NO. 2" IN VOL. 2, PAGE 1/2, MERCED COUNTY RECORDS.

The property is also known as Assessor's Parcel Number: 008-130-067

EXHIBIT A