



## Legislation Text

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**File #:** 20-302, **Version:** 1

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Resolution approving the proposed Grant of Easement to California Water Service Company on the City of South San Francisco property to become the future Oyster Point Boulevard and Marina Boulevard Public Right-of-Way and authorizing the City Manager to execute said Grant of Easement.

WHEREAS, Kilroy Realty Corporation is constructing the Oyster Point Development project pursuant to a Disposition and Development Agreement (DDA) dated March 23, 2011 with the Successor Agency to the City of South San Francisco Redevelopment Agency and with the City of South San Francisco; and

WHEREAS, as part of said development project, Oyster Point Boulevard and Marina Boulevard will be reconstructed along a new alignment and will include the relocation of the public utilities that existed in the original street and project area; and

WHEREAS, one of said public utilities to be relocated is a 12" diameter water main with fire hydrants and water services; and

WHEREAS, said relocated water main facility will be owned, operated and maintained by California Water Service Company; and

WHEREAS, California Water Service Company has an existing perpetual easement along the old alignment of their existing water main. Therefore, in order to relocate the water main, they require that the City provide them with an easement along the new alignment of the pipeline; and

WHEREAS, once the new water main facility is in place and accepted by California Water Service Company, they will quitclaim their old water main easement back to the City; and

WHEREAS, the proposed public right-of-way for the relocated Oyster Point Boulevard and Marina Boulevard is on the City's property; and

WHEREAS, said public right-of-way will be created by the approval of a Parcel Map by the City Council which is scheduled for a City Council meeting in the summer of 2020; and

WHEREAS, the proposed Grant of Easement to California Water Service Company for the relocated water main is attached hereto as Exhibit A; and

WHEREAS, California Government Code section 65402 requires that, as a precondition to any disposition of real property, the City's Planning Commission must determine that the location, purpose and extent of the proposed disposition are in conformity with the City's General Plan; and

WHEREAS, On March 14, 2011, the Planning Commission, through Resolution 2701-2011, determined that the Oyster Point Development Project including the realignment, reconfiguration, replacement and improvements to the existing roadways, related utility work, and infrastructure to facilitate the development (subject to the terms of the Project entitlements including the Proposed Developer Agreement), are consistent and compatible with all elements of the City of South San Francisco General Plan as amended in 2011 and as it applies currently to the Oyster Point Development Project; and

WHEREAS, the proposed utility easement dedication is encompassed in such work and thus determined to be in conformity with the South San Francisco General Plan, consistent with the requirements of Government Code section 65402; and

WHEREAS, the proposed utility easement would facilitate continuous water service for the City and would support the construction of the Oyster Point Development Project.

THEREFORE, BE IT RESOLVED that the City Council of the City of South San Francisco hereby takes the following actions:

1. Approves the proposed Grant of Easement to California Water Service Company on the City of South San Francisco property to become the future Oyster Point Boulevard and Marina Boulevard Public Right-of-Way, attached hereto as Exhibit A.
2. Authorizes the City Manager to execute said Grant of Easement in the form attached in Exhibit A, subject to approval by the City Attorney.
3. Authorizes the City Manager to take any other action consistent with the intent of this resolution.

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