



**Contra
Costa
County**

To: Board of Supervisors
From: Brian M. Balbas, Public Works Director/Chief Engineer
Date: September 24, 2019

Subject: Approve and authorize execution of Stormwater Management Facilities Operation and Maintenance Agreements for MS14-0007, North Richmond area.

RECOMMENDATION(S):

1. ADOPT Resolution No. 2019/563, approving and authorizing the Public Works Director to sign a Stormwater Management Facilities Operation and Maintenance Agreement with Heritage Point A/G, L.P., the owner of Parcel A of minor subdivision MS14-0007, and a Stormwater Management Facilities Operation and Maintenance Agreement with Heritage Point Commercial LLC, the owner of Parcel B of MS14-0007, as recommended by the Public Works Director, North Richmond area. (District I)
2. DIRECT the Public Works Director, or designee, to arrange for the recording of the executed agreements with the County Clerk.

FISCAL IMPACT:

No fiscal impact.

BACKGROUND:

Property located at the northeast corner of Fred Jackson Way and Chesley Avenue in the North Richmond area is being developed by Community Development Housing Corporation of North Richmond. The property has been subdivided into two lots, Parcel A

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD COMMITTEE

Action of Board On: **09/24/2019** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Candace Andersen, District II Supervisor
Diane Burgis, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V Supervisor

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: September 24, 2019

David Twa, County Administrator and Clerk of the Board of Supervisors

By: Stacey M. Boyd, Deputy

Contact: Randolph Sanders
(925)313-2111

and Parcel B. A multi-family affordable housing facility has been constructed on Parcel A and a retail store is to be developed on Parcel B.

The conditions

BACKGROUND: (CONT'D)

of approval of MS14-0007 require the owner(s) of the subdivision property to enter into a Stormwater Management Facilities Operation and Maintenance Agreement with the County to require the owner to operate and maintain the stormwater treatment facilities on the property and grant access to specified public agencies for inspection purposes, in compliance with requirements under the County's National Pollutant Discharge Elimination System (NPDES) permit. The subdivision property, formerly owned by the County, is now owned by two separate entities, Heritage Point A/G, L.P. (the owner of Parcel A) and Heritage Point Commercial LLC (the owner of Parcel B). For this reason, separate agreements with each owner are required.

CONSEQUENCE OF NEGATIVE ACTION:

The agreement will not be executed or recorded, and the County may not be in full compliance with its NPDES permit.

ATTACHMENTS

Resolution No. 2019/563

O&M Parcel A

O&M Parcel B