



AGENDA MEMORANDUM

First Reading Ordinance for the City Council Meeting of January 15, 2019
Second Reading Ordinance for the City Council Meeting of January 22, 2019

DATE: 11/28/2018

TO: Keith Selman, Interim City Manager

FROM: Nina Nixon-Mendez, FAICP, Director of Development Services
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Right-of-Way License Agreement for a private wastewater collection system and conveyance system force main.

CAPTION:

Ordinance authorizing a Right-of-Way License Agreement with BL Marina Properties, LP., ("Permittee") to install a private wastewater conveyance system force main subject to the Permittee's compliance with specified conditions.

PURPOSE:

BL Marina Properties, ("Permittee") has a property located at 101 Caribbean Drive. The Permittee intends to install a private lift station on the property and install 225-linear feet of 2-inch force main that will discharge into the City's wastewater collection system manhole.

BACKGROUND AND FINDINGS:

BL Marina Properties, LP., intends to discharge property wastewater via a proposed 225-linear foot of proposed 2-inch force main. The force main would run west and run in the public Caribbean Drive Right-of-Way and discharge into a wastewater manhole located at the intersection of Caribbean Drive and Nassau Drive. The force main will be operated and maintained by the private developer as a stipulation of the license agreement.

This proposed RV property is at a lower topographic elevation than the servicing manhole which will not allow for gravity conveyance. A private lift station and a licensed force main will be needed to serve the development. This service approach ensures that no septic system would be considered. The City of Corpus Christi Utilities Department requires that BL Marina Properties, LP build and maintain the proposed wastewater service as private system.

ALTERNATIVES:

Deny the request of a Right-of-Way License Agreement.

OTHER CONSIDERATIONS:

None

CONFORMITY TO CITY POLICY:

City Charter Article IX, Section 1, requires City Council approval for use of any portion of public right-of-way for private purposes. Ordinance 026217, Section 3. Section. 49-61. Fees for use of public ways by unauthorized pipelines.

EMERGENCY / NON-EMERGENCY:

Non-emergency

DEPARTMENTAL CLEARANCES:

All public and franchised utilities were contacted. None of the City departments or franchised utility companies had any objections regarding the proposed Right-of-Way License Agreement, provided the applicant meets the specified conditions set out in the Right-of-Way License Agreement.

FINANCIAL IMPACT:

Operating Revenue Capital Not Applicable Other

Fiscal Year: 2018-2019	Project to Date Expenditures (CIP only)	Current Year	Future Years	TOTALS
Line Item Budget				
Encumbered / Expended Amount				
This item		\$562.50		\$562.50
BALANCE		\$562.50		\$562.50 ¹

Fund(s): General Funds

1 Note: Permit fee set at \$2.50/linear foot

Comments: None

RECOMMENDATION:

Staff recommends approval and adoption of the ordinance. Owners must comply with all the following specified conditions of the ordinance:

- a. In exchange for the City's authorization for use of the public right-of-way by the Permittee for the stated purpose, the Permittee agrees to provide the City with a one-time Right-of-Way License Agreement fee of \$562.50.
- b. The Permittee' use of the private wastewater sewer main is strictly limited to serving the Permittee' facilities in Caribbean Dreams. Permittee may not provide wastewater service through the wastewater sewer main to any facilities other than the facilities specified in this section nor may Permittee permit or allow anyone else to provide wastewater service or any other service through the force main to any facility whether owned by the Permittee or by another person or entity.
- c. All costs incurred to install, operate, maintain, repair, and remove the wastewater sewer main are the sole responsibility of the Permittee.

LIST OF SUPPORTING DOCUMENTS:

Ordinance
Right-of-Way License