

**RESOLUTION NO. 2017-062**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALISTOGA, COUNTY OF NAPA, STATE OF CALIFORNIA, AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH DAN FARRIS REGARDING WATER AND WASTEWATER ALLOCATION AND CONNECTION FEE PAYMENT**

**WHEREAS**, the City of Calistoga provides municipal water and wastewater services to properties within its service area; and

**WHEREAS**, Dan Farris ("**Property Owner**") owns commercially-zoned real property commonly known as 713 A/B and 715 Washington Street, Calistoga and identified as Napa County Assessor's Parcel Number 011-234-012 ("**Property**"), upon which improvements were constructed in 2007 which included one (1), three-bedroom apartment unit upstairs; and

**WHEREAS**, the Property Owner has a desire to initiate and complete a conversion of one (1), three-bedroom apartment unit to two (2) apartment units to include one (1), one-bedroom and one (1), two-bedroom unit ("**Converted Property**"); and

**WHEREAS**, the Property Owner and the City of Calistoga have determined projected water and wastewater usage required after the property is converted will not increase demand for water and wastewater; and

**WHEREAS**, as the City has historic information regarding usage, Property Owner has agreed to pay any additional connection fees that may be required if the actual usage/production exceeds the Initial Water Allocation or the Initial Wastewater Allocation; and

**WHEREAS**, the City of Calistoga and the Property Owner have mutually agreed to the Water-Wastewater Connection Agreement (Exhibit A).

**NOW THEREFORE BE IT RESOLVED** that the City Council of the City of Calistoga hereby authorizes the City Manager to execute an agreement, Exhibit A attached, in substantially the same form, subject to the review and approval by the City Attorney.

**PASSED, APPROVED, AND ADOPTED** by the City Council of the City of Calistoga at a regular meeting held this **20<sup>th</sup> day of June, 2017** by the following vote:

**AYES:** Councilmember Barnes, Vice Mayor Dunsford,  
Councilmembers Kraus and Lopez-Ortega and Mayor Canning  
**NOES:** None  
**ABSTAIN:** None  
**ABSENT:** None

  
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**CHRIS CANNING, Mayor**

**ATTEST:**

  
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**KATHY FLAMSON, City Clerk**