

RESOLUTION NO. 2023-10

**AUTHORIZING A WATER SERVICE AGREEMENT
BETWEEN THE MID-PENINSULA WATER DISTRICT AND MENLO BCSP 405
PROPERTY LLC, A DELAWARE LLC FOR A LIFE SCIENCE BUILDING LOCATED
AT 405 INDUSTRIAL ROAD IN SAN CARLOS, CA**

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MID-PENINSULA WATER DISTRICT

WHEREAS, the Mid-Peninsula Water District (District) normally serves water to customers through water meters located within the public right of way; and

WHEREAS, the Menlo BCSP 405 Property, LLC, a Delaware LLC, (Developer) proposes a development project at 405 Industrial Road in San Carlos, California, including a new 206,708-square foot commercial building served by 2 - 2-inch AMI water meters, one (1) - 2-inch AMI water meter for irrigation purposes, and two (2) 8-inch private fire service connections, and relocation of one existing public fire hydrant. The relocated fire hydrant will be located in the public right of way and the water meters and private fire hydrants will be within an easement granted to the District; and

WHEREAS, the District is requiring a Water Service Agreement to formalize the creation of a Water Utility System, timely installation of said Water Utility System, provisions for a District representative to inspect construction of said Water Utility System, to document the calculation of fees and charges due from Developer to the District at the time Water Utility System plans are to be signed by the General Manager as approved, and conveyance of title of the Water Utility System by the Developer to the District.

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of the Mid-Peninsula Water District hereby authorizes the Interim General Manager to execute the Water Service Agreement, as presented to the Board on April 27, 2023 and as approved by legal counsel, between the District and Menlo BCSP 405 Property, LLC, a Delaware LLC for the development project located at 405 Industrial Road in San Carlos, CA.

REGULARLY passed and adopted this 27th day of April 2023.

AYES: 3 – Vella, Zucca, and Schmidt

NOES: --

ABSTENTIONS: --

ABSENCES: 2 – Jordan and Wheeler



BOARD PRESIDENT

ATTEST:



BOARD SECRETARY