

RESOLUTION NO. 2022-19

**AUTHORIZING A WATER SERVICE AGREEMENT
BETWEEN THE MID-PENINSULA WATER DISTRICT AND
CP VII 815 BELMONT, LLC, A CALIFORNIA LLC,
FOR A DEVELOPMENT LOCATED AT 815 OLD COUNTY ROAD IN
BELMONT, CA**

* * *

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, CP VII 815 Belmont, LLC, a California LLC, (Developer) proposes a development project at 815 Old County Road in Belmont, California, including 177 multi-family units served by three (3) - 2-inch AMI water meters, one (1) - 2-inch AMI water meter for irrigation purposes, and one (1) private fire hydrant, and one (1) public fire hydrant. Four (4) 2-inch AMI water meters and one fire hydrant will be located in the public right of way and one fire hydrant on private property; 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; and

WHEREAS, Section 12 the Water Service Agreement titled "District Regulations" clearly states current and future water customers shall always abide by and faithfully

observe all District ordinances, resolutions, rules and regulations presently in effect, including current fee schedules, which may be amended from time to time, and that compliance with such regulations includes, but is not limited to the requirement to separately meter any units that are converted to condominiums prior to fifty (50) years from the date construction of the unit is completed, and the owner will be solely responsible for all construction and costs, including District fees, related to such meters.

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of the Mid-Peninsula Water District hereby authorizes the General Manager to execute the Water Service Agreement, as presented to the Board on July 28, 2022 and as approved by legal counsel, between the District and CP VII 815 Belmont, LLC for the development project located at 815 Old County Road in Belmont, CA.

REGULARLY passed and adopted this 28th day of July 2022.

AYES: Vella, Zucca, Jordan, and Wheeler

NOES: -0-

ABSTENTIONS: Schmidt

ABSENCES: -0-

DocuSigned by:
Kirk Wheeler
9E8A50DBB5804EE...
BOARD PRESIDENT

ATTEST:

DocuSigned by:
Monique Madrid
9E586392CED045C...
BOARD SECRETARY