

**NEW BUSINESS**

**ITEM E-1:  
GRANT EASEMENT FOR WATER & SEWER PURPOSES**

DATE SUBMITTED 05/01/15  
 SUBMITTED BY PLANNING DIRECTOR  
 DATE ACTION REQUIRED 05/06/15

COUNCIL ACTION (x)  
 PUBLIC HEARING REQUIRED ( )  
 RESOLUTION ( )  
 ORDINANCE 1<sup>ST</sup> READING ( )  
 ORDINANCE 2<sup>ND</sup> READING ( )  
 CITY CLERK'S INITIALS ( )

**IMPERIAL CITY COUNCIL  
 AGENDA ITEM**

SUBJECT: DISCUSSION/ACTION:  
 ACCEPTANCE OF A 25-FT WIDE, 890.81-FT LONG GRANT EASEMENT FOR WATER AND SEWER PURPOSES FROM JUSTO FELIX AND GISEL C. FELIX ACROSS APN 044-200-079 AND ALSO WAIVE FEES ASSOCIATED WITH THE FUTURE WATER AND SEWER CONNECTIONS TO THIS PARCEL ONCE THIS PIECE OF LAND IS ELIGIBLE FOR SAID SERVICES

- 1. ACCEPTANCE OF A 25-FT WIDE, 890.81-FT LONG GRANT EASEMENT FOR SEWER AND WATER PURPOSES.**
- 2. WAIVING THE FEES ASSOCIATED WITH THE FUTURE WATER AND SEWER CONNECTIONS FOR APN 044-200-079.**

DEPARTMENT INVOLVED: PLANNING

BACKGROUND/SUMMARY:  
 The City of Imperial is currently working on the preparation of improvement plans for the installation of sanitary sewer and water pipelines along Claypool Drive from Marshall Road up to "P" Street.

Available Right-of-Way is not sufficient to complete the proposed improvements. The existing Right-of-Way along Claypool Drive ends at the westerly side of Southern Pacific Railroad Right-of-Way. Besides crossing said railroad Right-of-Way, the City needs a 25-ft wide, 890.81-ft long easement across the piece of land within the County of Imperial identified with Assessor's Parcel Number 044-200-079. The owners of said parcel, Justo Felix and Gisel C. Felix, are willing to assist the City by dedicating the needed easement along the northerly 25' of their property. For your review and acceptance please see attached "Grant of Easement" documents.

In exchange to assist the City as specified above, instead to be paid for said grant easement, Mr. Justo Felix and Mrs. Gisel C. Felix, are requesting the City to waive the fee associated with the future connection of water and sanitary sewer services once this piece of land is eligible for said services.

FISCAL IMPACT: F.O. INITIALS:

STAFF RECOMMENDATION:

1. Staff recommend waiving one (1) \*EDU water connection fee and one (1) \*EDU sewer connection fee for APN 044-200-079.
2. Staff recommend acceptance of the 25-ft easement for sewer and water purposes.

MANAGER'S RECOMMENDATION:

MANAGER'S INITIALS

MOTION:

SECONDED:

AYES:

NAYES:

ABSENT:

APPROVED ( )

DISAPPROVED ( )

REFERRED TO:

REJECTED ( )

DEFERRED ( )

Recording Requested By:  
Planning & Development Department  
City of Imperial  
Imperial, CA 92251

WHEN RECORDED MAIL TO:

City Clerk  
City of Imperial  
420 South Imperial Ave  
Imperial, CA 92251

SPACE ABOVE THIS LINE FOR RECORDER'S USE  
Exempt from Documentary Transfer Tax per R.T.C § 11922

Recording Fee Exempt per G.C. §6103

**GRANT OF EASEMENT**

**CITY OF IMPERIAL**

The owners of the real property described below is:

**Justo Felix and Gisel C. Felix, Husband and Wife as Joint Tenants**

does (do) hereby grant, convey and dedicate to the City of Imperial, a municipal corporation, an easement for Sewer and Water for the purposes of installing, laying, constructing, maintaining, inspecting, repairing, removing, replacing, renewing, using and operating the infrastructure for sanitary sewer, water, and appurtenances, together with all rights of ingress and egress, over, across, that certain real property in the County of Imperial, State of California, described as:

SEE EXHIBIT "A" LEGAL DESCRIPTION AND EXHIBIT "B" SKETCH  
ATTACHED HERETO AND MADE A PART OF HEREOF

**A.P.N.: 044-200-079**

In witness whereof, said Grantor(s) has(have) caused his(her)(their) name(s) to be hereunto  
subscribed this \_\_\_\_\_ day of \_\_\_\_\_, 2015 at \_\_\_\_\_

**Justo Felix and Gisel C. Felix, Husband and Wife as Joint Tenants**

\_\_\_\_\_  
By Justo Felix

\_\_\_\_\_  
Gisel C. Felix

**ACKNOWLEDGEMENT**

A Notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of the document.

STATE OF CALIFORNIA )

COUNTY OF \_\_\_\_\_)S.S.

On \_\_\_\_\_ before me, \_\_\_\_\_

personally appeared, \_\_\_\_\_,  
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature \_\_\_\_\_

(Notary Seal)

**ACKNOWLEDGEMENT**

A Notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of the document.

STATE OF CALIFORNIA )

COUNTY OF \_\_\_\_\_)S.S.

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I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature \_\_\_\_\_

(Notary Seal)

# EXHIBIT A

LEGAL DESCRIPTION:

THE NORTHERLY 25.00 FEET OF THE SOUTH 5 ACRES OF THE NORTH 11 ACRES OF THE NORTH HALF OF THE WEST HALF OF TRACT 100, TOWNSHIP 15 SOUTH, RANGE 14 EAST, S.B.M., IN THE COUNTY OF IMPERIAL, STATE OF CALIFORNIA, ACCORDING TO THE OFFICIAL PLAT THEREOF, LYING EAST OF SOUTHERN PACIFIC RAILROAD RIGHT OF WAY.

THE ABOVE DESCRIBED PARCEL CONTAINS 0.51 ACRES, MORE OR LESS.



**Dynamic** CONSULTING ENGINEERS

CIVIL ENGINEERING - LAND SURVEYING - CONSTRUCTION MANAGEMENT  
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IMPERIAL, CA. 92251  
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www.dynamicconsultingengineers.com

APN: 044-200-079  
25 FEET WATER AND SEWER EASEMENT

CITY OF IMPERIAL

DATE: 04/21/2015

DRAWN BY: MB

CHECK BY: DB

DCE No.: 391415

SHEET

1

OF 1

