



**AGENDA REPORT**  
**SAN CLEMENTE CITY COUNCIL MEETING**  
 Meeting Date: July 17, 2012

Agenda Item 6 I  
 Approvals: [Signature]  
 City Manager [Signature]  
 Dept. Head [Signature]  
 Attorney \_\_\_\_\_  
 Finance \_\_\_\_\_

**Department:** Public Works / Engineering Division [Signature]  
**Prepared By:** Zachary Ponsen, Senior Civil Engineer [Signature]

**Subject:** ***DRAINAGE EASEMENT AGREEMENT AND UTILITY EASEMENT QUITCLAIM DEED, SAN CLEMENTE SENIOR APARTMENTS, 2350/2358 SOUTH EL CAMINO REAL.***

**Summary:** On March 17, 2009, the City Council approved the San Clemente Senior Apartment project at 2350/2358 South El Camino Real. This project was granted an extension by City Council on July 19, 2011. Condition of Approval #15 for this project requires that the developer grant a drainage easement in favor of the City for the public storm waters that flow through the canyon along the northern portions of the site. This agreement defines the ownership and maintenance responsibilities to be with the property owner and holds the City harmless for effects of the drainage in the canyon. This Condition was originally established since the developer did not desire to pursue extending the storm drain system in the canyon through their segment of the canyon.

During the plancheck process for this project it was determined that a City utility easement for an existing City fire hydrant would conflict with several utilities that the developer was proposing to build. In order to resolve this, it is recommended that the City quitclaim its interest in this easement and hydrant; thereby making the hydrant a private utility. This matter was discussed with the OCFA representative and no objections were made.

At the time of writing of this report, the Drainage Easement Agreement and Easement Quitclaim Deed documents had been prepared by staff, reviewed by the City Attorney's Office, and sent to the developer for review.

**Recommended**

**Action:** STAFF RECOMMENDS THAT the City Council:

1. Accept and authorize the Mayor to execute the Drainage Easement Agreement and Easement Quitclaim Deed, subject to the City Attorney and City Engineer approval; and
2. Authorize the City Clerk to sign and submit the Drainage Easement Agreement and Easement Quitclaim Deed for recordation with the County of Orange Recorder's Office.

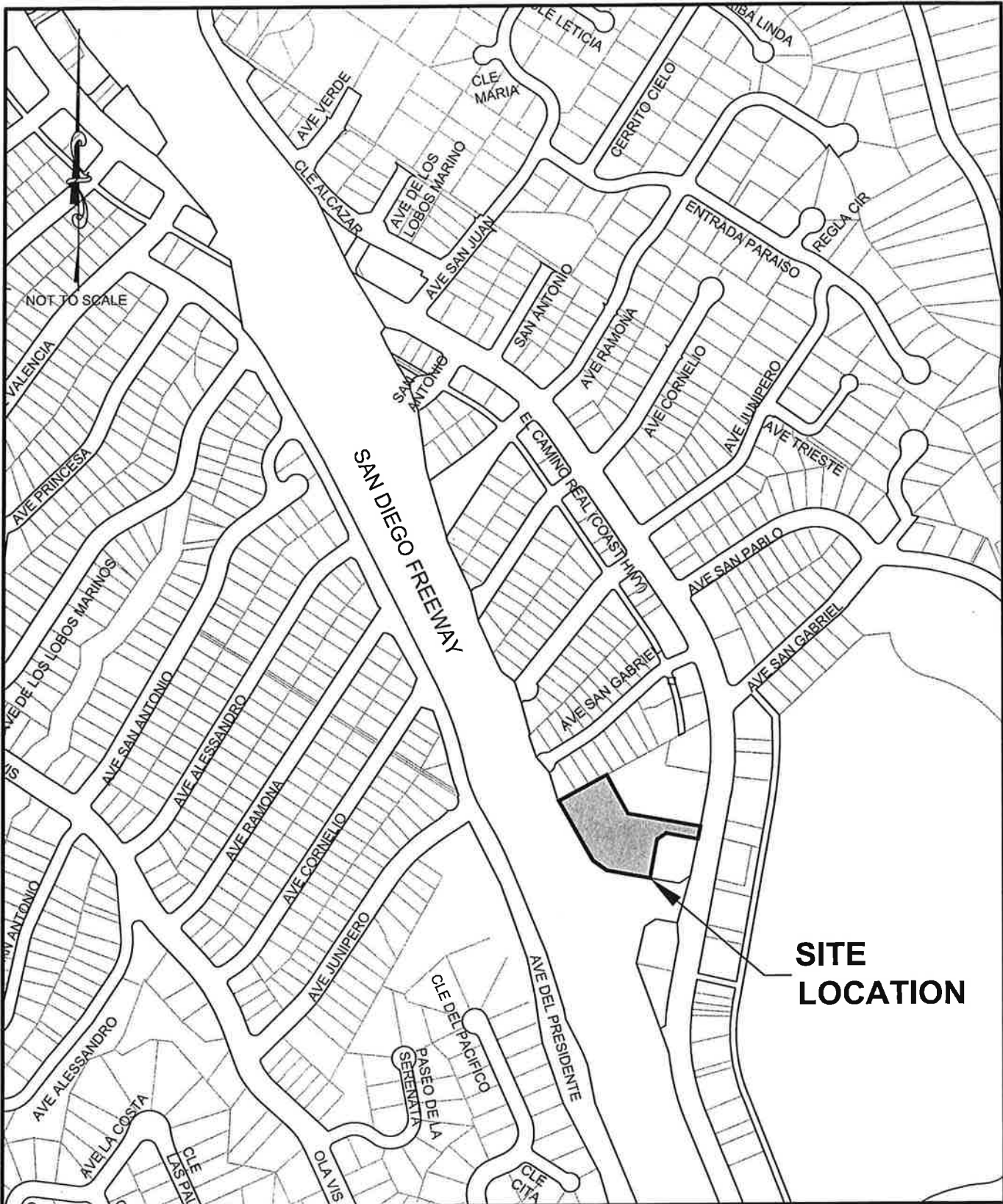
**Fiscal Impact:** None.

**Attachments:** Location Map

**Notification:** None.

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**SITE  
LOCATION**



*City of San Clemente*

910 Calle Negocio, Suite 100  
San Clemente, CA 92673  
Tel (949) 361-6100  
Fax (949) 361-8316

**LOCATION MAP  
SAN CLEMENTE  
SENIOR APARTMENTS  
2350-2358 S. El Camino Real**

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