

1 RESOLUTION NO. \_\_\_\_\_

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3 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIALTO,  
4 CALIFORNIA, APPROVING AN EXTRATERRITORIAL  
5 WASTEWATER SERVICE AGREEMENT FOR THE PROPERTY  
6 LOCATED AT NORTHEAST CORNER OF CEDAR AVENUE AND  
7 SAN BERNARDINO AVENUE, BLOOMINGTON, SAN  
8 BERNARDINO COUNTY, CA, IDENTIFIED BY ASSESSOR PARCEL  
9 NUMBER 0250-101-76-0000.

10 **WHEREAS**, Shorecliff Capital, LLC (Owner) is a private company which represents  
11 and holds lawful title to the property located at northeast corner of Cedar Avenue and San  
12 Bernardino Avenue, Bloomington, CA, identified by Assessor Parcel Number 0250-101-76-  
13 0000, (the "Property") which is located outside the incorporated boundaries of the City of  
14 Rialto, (the "City"); and

15 **WHEREAS**, San Bernardino County does not currently provide wastewater service to  
16 the Property; and

17 **WHEREAS**, the City currently operates a wastewater collection system in Santa Ana  
18 Avenue, and Owner desires to connect the Property to Rialto's wastewater collection system;  
19 and

20 **WHEREAS**, Owner desires to, and pursuant to the terms of an Extraterritorial  
21 Wastewater Service Agreement, has committed to, or will commit to provide, at Owner's cost,  
22 a sewer mainline extensions and lateral with connections from the building drain to the sewer  
23 main, including all road cuts, patching, permits and inspections; and

24 **WHEREAS**, City owns and operates the sewer main running along and within San  
25 Bernardino Avenue; and any other related and/or additional facilities used for the conveyance,  
26 treatment or disposal of wastewater originating in the Service Area and any extensions,  
27 expansions, or replacements of any of the above being hereinafter referred to as the "Rialto  
28 Disposal System"; and

1           **WHEREAS**, City has defined and established by Resolution a policy and administrative  
2 guidelines to provide for wastewater service outside the City's corporate boundaries; and

3           **WHEREAS**, in order to accommodate the conveyance, treatment and disposal of  
4 wastewater originating in the Service Area, City has agreed to maintain and/or construct the  
5 Rialto Disposal System and such related and/or additional facilities as may be necessary to  
6 adequately provide such service for the Service Area in perpetuity; and

7           **WHEREAS**, in consideration of City's agreement to provide adequate conveyance,  
8 treatment and disposal services to the Service Area, Owner has agreed to make payments  
9 described in an Extraterritorial Wastewater Service Agreement with respect to wastewater  
10 from the Property discharged into the Rialto Disposal System (such wastewater being  
11 "Service Area Wastewater") calculated at one point three (1.3) times the monthly rates  
12 charged by City to customers within Rialto, all on terms and conditions more fully set forth  
13 therein.

14           **NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF RIALTO DOES**  
15 **HEREBY FIND, DETERMINE, AND RESOLVE AS FOLLOWS:**

16           **Section 1:** An Extraterritorial Wastewater Service Agreement (the "Agreement")  
17 authorizing wastewater service to the commercial property located at northeast corner of Cedar  
18 Avenue and San Bernardino Avenue, Bloomington, San Bernardino County, CA, identified by  
19 Assessor Parcel Number 0250-101-76-0000, is hereby approved as submitted to the City  
20 Council concurrently with its adoption of this Resolution.

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**WHEREFORE**, this Resolution is passed, approved, and adopted this 13th day of June 2023.

DEBORAH ROBERTSON, Mayor

ATTEST:

BARBARA A. McGEE, City Clerk

APPROVED AS TO FORM:

ERIC VAIL, City Attorney

1 **STATE OF CALIFORNIA** )  
2 **COUNTY OF SAN BERNARDINO** ) ss  
3 **CITY OF RIALTO** )

4 I, Barbara A. McGee, City Clerk of the City of Rialto, do hereby certify that the  
5 foregoing Resolution No. \_\_\_\_\_ was duly passed and adopted at a regular meeting of  
6 the Utility Authority of the City of Rialto held on the 13th day of June 2023.

7 Upon motion of Council Member \_\_\_\_\_, seconded by Council  
8 Member \_\_\_\_\_, the foregoing Resolution No. \_\_\_\_\_ was duly passed  
9 and adopted.

10 Vote on the motion:

11 AYES:

12 NOES:

13 ABSENT:

14 IN WITNESS WHEREOF, I have hereunto set my hand and the Official Seal of  
15 the City of Rialto this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

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19 BARBARA A. MCGEE, CITY CLERK  
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