



3600 Tyler Street, Suite 207, Riverside, Calif. 92503

(714) 785-5411

FAX 785-7076

COMMISSION FOR THE PROJECT AUTHORITY
 CHINO BASIN MUNICIPAL WATER DISTRICT
 EASTERN MUNICIPAL WATER DISTRICT
 ORANGE COUNTY WATER DISTRICT
 SAN BERNARDINO VALLEY MUNICIPAL WATER DISTRICT
 WESTERN MUNICIPAL WATER DISTRICT

MANAGER
 J. ANDREW SCHLANGE

February 1, 1989

Attention: Mr. Barry Beck, Director
 City of Riverside Department of Public Works
 3900 Main Street
 Riverside, California 92522-0311

Subject: Request for permission to construct, operate and maintain the
 Arlington Basin Desalter Water Supply System within City of
 Riverside Rights of Way.

Thank you for courtesies extended to Doug Brown and Dean Stewart in your
 meeting with them on January 27, 1989.

Enclosed are the REQUEST FOR PROCESSING and draft ENCROACHMENT PERMIT form
 for subject request.

Recognizing that many supporting documents and actions will be needed during
 process, we respectfully request that you initiate necessary proceedings.
 Please communicate the amount of required fees and any further information
 or documentation you require to our consultant coordinating this matter,
 Julian Dean Stewart, at the phone and address shown on the request for
 processing.

Thank you for your kind assistance.

Respectfully submitted,

J. Andrew Schlange
 General Manager

By: *Dean Stewart*
 J. Dean Stewart

CC: (with attachments)
 Joe Aklufi, General Counsel
 Bill Dendy, Consultant
 Doug Brown, C.D.M. - Project Engineer
 Dean Stewart, Consultant

DS:kb/A:ds1

RECEIVED

FEB 10 1989

DEPT. OF PUBLIC WORKS

PUBLIC WORKS DEPT.				
	INIT	INFO	ACTION	DATE
DIRECTOR	<i>AS</i>			
DEPUTY-ENGR.	<i>WJ</i>	✓		
DEPUTY-FIELD				
ADM. ASST.				
SEWER PLANT				
SOLID WASTE				
STREETS				
TRAF. ENGR.				
CAP. PROJ				
LAND DEV.				
SVY./L. SVC	<i>Da</i>		✓	
INSPECTION				
SPEC PROJ				
CLERICAL				
FILE				
OFF				
DATE				

CITY OF RIVERSIDE

INTEROFFICE MEMO

TO: Barry Beck
Public Works Director

DATE: August 1, 1989

FROM: Bill Carnahan
Public Utilities Director

SUBJECT: ARLINGTON BASIN DESALTER PROJECT

We have reviewed the attached Encroachment Permit, which I have signed, for the Santa Ana Watershed Project Authority's (SAWPA) Arlington Basin Desalter Project. Item 1A.e. of the Encroachment Permit requires city approval of well and pipeline locations prior to beginning construction. Please insure that Public Utilities Department's review is included before approval is given.

BDC/DVG/da

Attach.

RECEIVED

AUG 07 1989

DEPT. OF PUBLIC WORKS

arlbsnpr.mmo

PUBLIC WORKS DEPT			
	INITIAL	INFO	ACCOMPLISH
DIRECTOR	<i>BB</i>		
DEPUTY-ENGR			
DEPUTY-FIELD			
ADM ASST			
SEWER PLANT			
SOLID WASTE			
STREETS			
TRAF ENGR			
CAP PROJ.			
LAND DEV			
SVY./L. SVC.	<i>BB</i>	<i>✓</i>	<i>✓</i>
INSPECTION			
SPEC PROJ			
CLERICAL			
FILE:			
X-REF:			
F. U. DATE			

ENCROACHMENT PERMIT

Pursuant to Resolution No. 11065 of the City of Riverside, permission is hereby granted to SANTA ANA WATERSHED PROJECT AUTHORITY, 3600 Tyler Street, Suite 207, Riverside, California 92503, its successors and assigns, hereinafter referred to as "Permittee", to use and occupy the following described property: That portion of the public street right of way of Magnolia Avenue lying between Pierce Street and La Sierra Avenue together with that portion of the public street right of way of Fillmore Street lying between Magnolia Avenue and Freeway Route 91 as shown on the attached Exhibit "A", in accordance with the terms hereof.

1. Permittee shall use and occupy the described property only in the manner and for the purposes as follows: Construction and maintenance of five wells and connecting collection and transmission pipeline to supply water to the proposed Arlington Basin Desalter encroaching into said public street right of way on Magnolia Avenue and Fillmore Street as shown on the attached Exhibit "A".

1A. The Permittee shall abide by all rules, regulations, policies and procedures regulating the installation of underground and surface facilities within a public street, including, but not limited to:

- a. A street opening or construction permit shall be obtained from the Public Works Department prior to any construction within the public right of way.
- b. Approval of signing, barricading and detouring shall be obtained and shall meet the specifications of the Traffic Engineer.
- c. Appropriate City departments shall be notified prior to excavation for any purpose or any street closure related thereto.
- d. Permittee shall maintain its facilities in a state of good condition and repair to prevent damage, erosion, subsidence or undermining of surrounding property and structures. In the event Permittee fails to promptly effect necessary construction repairs, maintenance or relocation, the City may conduct such repair, maintenance or relocation at Permittee's expense.
- e. The exact location of said wells and pipeline must be approved by the City prior to beginning construction.

1B. Park and Recreation Department Requirements. During construction of the wells and pipeline which are the subject of this encroachment permit, permittee shall not store supplies, materials, equipment or vehicles on the median. Only those materials and equipment which are being used at the time shall be on the median. No employees' vehicles shall be parked on the median. Permittee is responsible for replacing and/or repairing damaged landscaping and irrigation facilities and for correcting any soil compaction conditions which occur in whole or in part because of equipment, vehicles, materials or supplies being on the median during construction.

Immediately upon completion of construction of the wells and pipeline which are the subject of this encroachment permit, permittee shall replace landscaping and irrigation facilities which have been damaged and/or destroyed during construction and shall provide new landscaping and irrigation facilities around each well site. Permittee shall also provide additional new landscaping and irrigation facilities in the currently unlandscaped median between the well sites for an amount not to exceed \$15,000. The landscaping and irrigation facility plans including bid documents and cost estimates are subject to the approval of the Park and Recreation Department's Director and shall be submitted to the Park and Recreation Department prior to completion of the wells and pipeline construction. Permittee

shall provide the Park and Recreation Department with a set of as-built drawings for the landscaping and irrigation facilities upon completion of the work. Upon completion of the work and acceptance by the Park and Recreation Department, maintenance of the landscaping and the irrigation facilities shall be the responsibility of the City of Riverside.

1C. Planning Department Requirements. The Permittee desires to comply with City rules, regulations and standards for the site where the Arlington Basin Desalter is proposed to be located and has submitted a plot plan, building elevations and conceptual landscape plan for the site pursuant to Section 19.62.080 of the Riverside Municipal Code. Permittee agrees to comply with the conditions of approval required by the Design Review Board at its meeting on June 14, 1989. Permittee has also submitted detailed landscape and irrigation plans pursuant to Section 19.62.080 of the Riverside Municipal Code. These plans shall be evaluated by Planning Department staff and a staff report and recommendation shall be presented to the Design Review Board for its consideration. Permittee agrees to comply with all conditions of approval of the Design Review Board for the detailed landscape and irrigation plans which are reasonable, usual and customary for similar developments or locations. The design review conditions for the detailed landscape and irrigation plans shall not concern the use or operation of the property as a site for a desalter facility and related pipeline but shall be limited to the appearance of the site from the surface up. Permittee shall not be required by the City to obtain a conditional use permit. Permittee shall not be required to remove any billboards located on the property as a condition of this encroachment permit.

1D. The Permittee shall notify the City, in writing, of any changes in the operation and maintenance responsibility or ownership of the wells and pipeline facilities. In the event the facilities are abandoned, the Permittee shall be responsible for disposing of, or transferring ownership of the facilities to the specifications of the Public Works Department of the City.

1E. The Permittee shall provide to the City, upon completion of construction, accurate as-built plans of the wells and pipeline facilities.

1F. This permit shall not be in effect until approved by the City Council.

2. Permittee, by acceptance of the benefits hereunder, acknowledges title to the property to be in the City of Riverside and waives any right to contest the validity of the dedication or grant.

3. Permittee acknowledges that the described property is the site of a proposed or planned public improvement and that, accordingly, all rights and privileges of use permitted shall cease and expire upon notice of revocation by the City. Upon the expiration or revocation, Permittee shall, within the time prescribed by the City, remove all improvements or obstructions placed, constructed or maintained by the Permittee. If the Permittee fails to abide by the removal order of the City within the time prescribed, the City shall have the right to remove and destroy the improvements without reimbursement to the Permittee and the cost of such removal shall be paid by the Permittee to the City of Riverside and shall constitute a debt owed to the City of Riverside.

4. Permittee, by acceptance hereof, waives the right of claim, loss, damage or action against the City of Riverside arising out of or resulting from revocation, termination, removal of the improvements or any action of the City of Riverside, its officers, agents or employees taken in accordance with the terms hereof.

5. Finding and determination by the City Council of the City of Riverside that the Permittee, or its assigns or successors in interest, are in default of the terms hereunder shall be cause for revocation.

6. Permittee herewith agrees to hold the City of Riverside harmless from and against all claims, demands, costs, losses, damages, injuries, action for damages and/or injuries, and liability growing or arising out of or in connection with the construction, encroachment, and/or maintenance to be done by Permittee or its agents, employees or contractors within the described property.

DATED: July 25, 1989

CITY OF RIVERSIDE,
a municipal corporation

By [Signature] Mayor

Attest [Signature] City Clerk

The foregoing is accepted by:

[Signature]
(Signature(s) of Permittee)
J. Andrew Schlange,

General Manager

Santa Ana Watershed Project Authority

APPROVED AS TO CONTENT

[Signature]
Department Head (Public Works)

[Signature]
Department Head (Public Utilities)

[Signature]
Department Head (Planning)

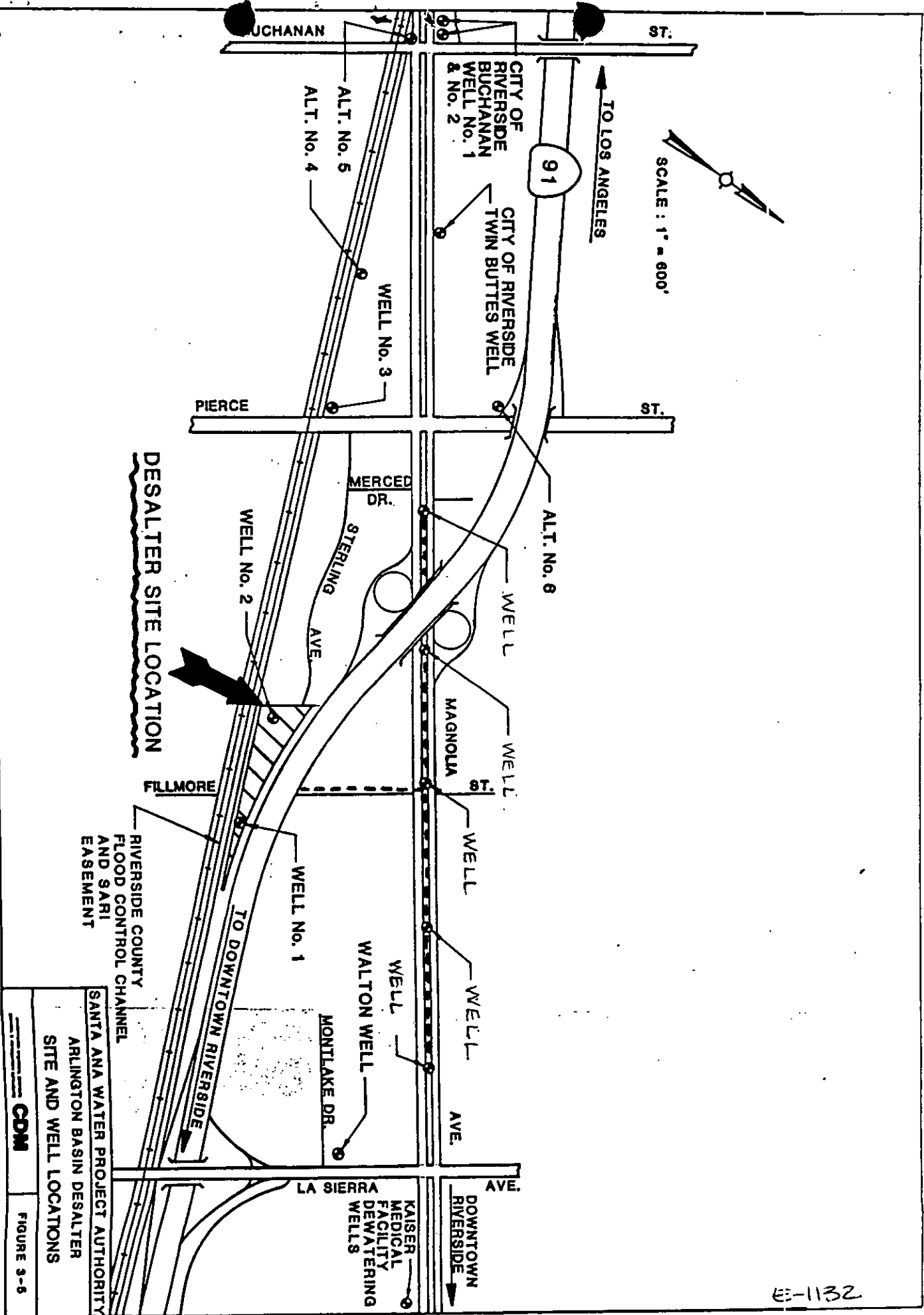
[Signature]
Department Head (Park and Recreation)

APPROVED AS TO FORM

for Clarice Surney, Assistant City Attorney
City Attorney

CITY MANAGER APPROVAL

[Signature]
for CITY MANAGER



SANTA ANA WATER PROJECT AUTHORITY
 ARLINGTON BASIN DESALTER
 SITE AND WELL LOCATIONS
 CDM
 FIGURE 3-5

E-1132

EXHIBIT "A"