



Agenda Report

File #: 2022-2349, Version: 1

FROM: James D. Herberg, General Manager
Originator: Lorenzo Tyner, Assistant General Manager

SUBJECT:

ENCROACHMENT AGREEMENT AT 18007 AND 18191 VON KARMAN AVENUE, IRVINE, CA

GENERAL MANAGER'S RECOMMENDATION

RECOMMENDATION:

- A. Approve and authorize the General Manager to execute an Encroachment Agreement with Lakeshore Land Owner PT LLC; Lakeshore Land Lessee PT LLC; and LTF Lease Company, LLC (Owner, Landlord, Tenant) for installation and operation of a grease interceptor at 18007 and 18191 Von Karman Avenue, Irvine, CA, in a form approved by General Counsel; and
- B. That the Clerk of the Board is hereby authorized and directed to record said Agreement in the official records of the Orange County Clerk-Recorder's Office.

BACKGROUND

Owner, Landlord, and Tenant seek an Encroachment Agreement for the installation and operation of a grease interceptor, including, but not limited to, all necessary equipment for such grease interceptor at and below the surface, a manhole(s) on the surface to provide below-grade access to the grease interceptor, and any associated piping within the Affected Property of the Sewer Line Easement (collectively, the "Grease Interceptor Improvements").

The Affected Property is located within an existing easement in favor of Orange County Sanitation District (OC San). OC San will require permanent and immediate access to the Affected Property to perform routine and emergency maintenance and repairs to OC San's improvements within the Sewer Line Easement. OC San is willing to allow the Encroachment to remain in the Affected Property and for Tenant, Landlord, and Owner (as applicable) to have access to the Affected Property, subject to the terms and conditions of this Agreement.

RELEVANT STANDARDS

- Protect OC San assets
- Maintain collaborative and cooperative relationships with regulators, stakeholders, and neighboring communities

PROBLEM

Staff recommends approval of the Encroachment Agreement.

PROPOSED SOLUTION

Approve the Encroachment Agreement.

TIMING CONCERNS

N/A

RAMIFICATIONS OF NOT TAKING ACTION

N/A

ATTACHMENT

The following attachment(s) may be viewed on-line at the OC San website (www.ocsan.gov) with the complete agenda package:

- Encroachment Agreement