City of Carroll

112 E. 5th Street Carroll, Iowa 51401-2799 (712) 792-1000 FAX: (712) 792-0139

MEMO TO: Gerald L. Clausen, City Manager

FROM: Randall M. Krauel, Director of Public Works RMK

DATE: April 29, 2016

SUBJECT: Timber Creek East Subdivision Plat 5
- Sewage Treatment Agreement
- Water Supply Service Agreement

The Owner, Subdivider of Timber Creek East Subdivision Plat 5, S & G Development Corp., LLC, is preparing to apply to the Iowa Department of Natural Resources (DNR) for permission to construct watermain and sanitary sewer in the Subdivision. One of the requirements of the DNR is that the City accepts responsibility for providing potable water to the Subdivision and for the treatment of all wastes contributed by the Subdivision.

RECOMMENDATION: Mayor and City Council consideration and passage and approval of the Resolutions accepting the Water Supply Service Agreement and the Sewage Treatment Agreement for the Timber Creek East Subdivision Plat 5.

RMK:ds

attachments (3)

RESOLUTION NO. _____

A RESOLUTION APPROVING AN IOWA DEPARTMENT OF NATURAL RESOURCES SEWAGE TREATMENT AGREEMENT FOR TIMBER CREEK EAST SUBDIVISION PLAT 5.

WHEREAS, Chapter 17 of the Code of Ordinances of the City of Carroll, Iowa, provides that all contracts made by the City be approved by the City Council; and,

WHEREAS, an Iowa Department of Natural Resources Sewage Treatment Agreement with S & G Development Corp., LLC for Timber Creek East Subdivision Plat 5 has been prepared; and,

WHEREAS, it is determined that the approval of the Agreement is in the best interest of the City of Carroll, Iowa.

NOW, THEREFORE, BE IT RESOLVED that the Agreement with S & G Development Corp., LLC for sewage treatment for Timber Creek East Subdivision Plat 5 is accepted and that the Mayor is authorized to execute the Agreement on behalf of the City of Carroll.

Passed and approved by the Carroll City Council this 9th day of May, 2016.

CITY COUNCIL OF THE
CITY OF CARROLL, IOWA

By: _____
Eric P. Jensen, Mayor

ATTEST:

By: _____
Laura A. Schaefer, City Clerk

Iowa Department of Natural Resources
Wastewater Section
Construction Permit Application
Sewage Treatment Agreement

INSTRUCTIONS

This agreement must be executed for all projects where construction and sewage treatment will be provided by different parties; i.e., a private subdivision connecting to a municipal system. This agreement must be executed by the parties who are owners at the time the permit is issued, regardless of whether title to the proposed construction project will be transferred after completion of the project.

This agreement is not necessary when a contract for sewage treatment already exists; i.e., service contracts between municipalities. However, the Department of Natural Resources must be informed in writing that the contractual agreement does exist.

APPLICANT	ENGINEER
Owner: S&G Development Corp. LLC.	Firm: JEO Consulting Group, Inc.
Address: 704 Highway 30 West, Carroll, Iowa 51401	Address: 724 Simon Avenue, Carroll, Iowa 51401
Representative: Matt Greteman	Project Officer: Cody Forch, PE
Phone Number: (712) 792-5050	Phone Number: (712) 792-9711

Project Identification: Timber Creek East Subdivision-Plat 5, Carroll, Iowa

Owner and System Receiving Wastes: City of Carroll, Iowa

CERTIFICATION

I am the authorized representative of the owner identified above and state that the proposed sanitary sewage facilities shall be constructed in accordance with the plans and specifications and all wastes contributed by this project shall be discharged to the treatment system identified above.

Signature _____ Title: Manager Date 4/20/16

AGREEMENT TO PROVIDE SEWAGE TREATMENT

I am the authorized representative of the owner of the system identified above and state that the connection of the proposed sanitary sewage facilities identified above is approved by the owner, and that the owner accepts responsibility for providing adequate treatment of all wastes contributed by this project, in accordance with the provisions of Chapter 455B, Code of Iowa, and the rules of the Department of Natural Resources. This agreement shall be construed in any way to affect any local ordinances, sewer service agreements, or fee systems entered into between the parties.

Name: Eric P. Jensen Title: Mayor

Signature _____ Date _____ Phone: (712) 792-1000

RESOLUTION NO. _____

A RESOLUTION APPROVING AN IOWA DEPARTMENT OF NATURAL RESOURCES WATER SUPPLY SERVICE AGREEMENT FOR TIMBER CREEK EAST SUBDIVISION PLAT 5.

WHEREAS, Chapter 17 of the Code of Ordinances of the City of Carroll, Iowa, provides that all contracts made by the City be approved by the City Council; and,

WHEREAS, an Iowa Department of Natural Resources Water Supply Service Agreement with S & G Development Corp., LLC for Timber Creek East Subdivision Plat 5 has been prepared; and,

WHEREAS, it is determined that the approval of the Agreement is in the best interest of the City of Carroll, Iowa.

NOW, THEREFORE, BE IT RESOLVED that the Agreement with S & G Development Corp., LLC for water supply service for Timber Creek East Subdivision Plat 5 is accepted and that the Mayor is authorized to execute the Agreement on behalf of the City of Carroll.

Passed and approved by the Carroll City Council this 9h day of May, 2016.

CITY COUNCIL OF THE
CITY OF CARROLL, IOWA

By: _____
Eric P. Jensen, Mayor

ATTEST:

By: _____
Laura A. Schaefer, City Clerk

IOWA DEPARTMENT OF NATURAL RESOURCES
WATER SUPPLY ENGINEERING SECTION

CONSTRUCTION PERMIT APPLICATION
Water Supply Service Agreement

INSTRUCTIONS

This agreement must be executed for all projects where construction and water supply will be provided by different parties; i.e. a private subdivision connecting to a municipal system. This agreement must be executed by the parties who are owners at the time the permit is issued, regardless of whether title to the proposed construction project will be transferred after completion of the project.

This agreement is not necessary when a contract for water services already exists; i.e. service contracts between municipalities. However, the Department of Natural Resources must be informed in writing that the contractual agreement does exist.

PROJECT NAME/DESCRIPTION: Timber Creek East Subdivision-Plat 5, Carroll, Iowa

APPLICANT		ENGINEER	
Owner:	S&G Development Corp. LLC.	Firm:	JEO Consulting Group, Inc.
Address:	704 Highway 30 West	Address:	724 Simon Avenue
Representative:	Matt Greteman	Project Officer:	Cody Forch, PE
Telephone:	712-792-5050	Telephone:	712-792-9711
Email address:	matt@greteman.com	Email address:	cforch@jeo.com

CERTIFICATE

I am the authorized representative of the **Applicant** identified above and state that all water distributed by this project shall be obtained by the system identified below.

Signature	Title	Date
	Manager	4/2/12

SYSTEM SUPPLYING WATER:

PWS Name: Carroll Municipal Water Supply
Address: 700 South Grant Road
City, State, Zip: Carroll, Iowa 51401
PWSID: IA 1415072

AGREEMENT TO PROVIDE WATER

I am the authorized representative of the **Owner** of the water system identified above and state that the connection of the proposed water distribution system also identified above is approved by the owner, and that the owner accepts responsibility for providing potable water required by this project in accordance with the provisions of Chapter 455B, Code of Iowa, and the rules of the Department of Natural Resources. This agreement shall not be construed in any way to affect any local ordinances, water service agreements, or fee systems entered into between the parties.

Signature	Title	
	Mayor	
Typed or Printed Name	**Phone Number**	**Date**
Eric P. Jensen	(712) 792-1000	