

**CITY OF TEMECULA
AGENDA REPORT**

TO: City Manager/City Council

FROM: Patrick Thomas, Director of Public Works / City Engineer

DATE: August 27, 2019

SUBJECT: Approve the Water Quality Management Plan Alternative Compliance Agreement for Truax Hotel

PREPARED BY: Ron Moreno, Senior Civil Engineer
Stuart Kuhn, Associate Civil Engineer

RECOMMENDATION: That the City Council:

1. Approve entering into the proposed Water Quality Management Plan Alternative Compliance Agreement, in substantially the form presented, and authorize the City Manager to execute said agreement;
2. Establish Fund 105 – “NPDES In Lieu Fees” and appropriate \$310,764.57 in revenue for Fiscal Year 2019-20.

BACKGROUND: The City’s MS4 Permit, the City of Temecula BMP Design Manual and the Temecula Municipal Code require the owner of any property being developed to construct and install certain source control, site design, and structural “Best Management Practices” improvements on the Property to manage storm water (“BMPs”). The MS4 permit includes provisions that allow a property owner to enter into an agreement that will implement requirements of an Alternative Compliance Project (ACP) and relieve the property owner of constructing the required storm water BMPs on-site. The Agreement will establish the City’s authority to allow a property owner to pay the in-lieu fee and not construct the BMPs. The Agreement will run with the land and bind the property owner and all future owners of the property. The Agreement contains provisions that ensure the City complies with the MS4 Permit overseen by the San Diego Regional Water Quality Control Board and issued to the County of Riverside and the Cities of Temecula, Murrieta, and Wildomar under the National Pollution Discharge Elimination System (NPDES).

FISCAL IMPACT: Establishment of Fund 105 – NPDES In Lieu Fees and appropriate \$310,764.57 in revenue.

ATTACHMENTS: Agreement