



**NAPA-VALLEJO WASTE
MANAGEMENT AUTHORITY**

Agenda Date: 11/7/2013

Agenda Placement: 6B

Napa-Vallejo Waste Management Authority Board Agenda Letter

TO: Board of Directors

FROM: Luthy, Richard - Executive Director
Napa-Vallejo Waste Management Authority

REPORT BY: Richard Luthy, Executive Director, Napa-Vallejo Waste Management - 707-299-1314

SUBJECT: Acceptance of Easement

RECOMMENDATION

ACCEPTANCE OF EASEMENT

REQUESTED ACTION: Approval and authorization for the Executive Director to accept and sign the Amendment to Railroad Spur Easement, effective November 7, 2013, amending the legal description of the Original Easement Area to more accurately describe the location of the railroad spur and correct an error in the original easement..

EXECUTIVE SUMMARY

The Grant Deed Instrument No. 1993-0378331 was recorded on November 19, 1993, and granted the Authority a non-exclusive easement for a railroad spur tie over a 1.86 acre parcel (Exhibit D of the Grant Deed), however the rail spur was constructed in a location outside of the Original Easement Area.

Napa Airport Corporate Center I, LLC (NACC) and the Authority wish to amend the legal description of the Original Easement Area to more accurately describe the location of the non exclusive easement as the area where the railroad spur was actually constructed over the NACC Parcel. The New Easement Area shall replace and completely supersede the Original Easement Area which crosses the NACC Parcel.

FISCAL IMPACT

Is there a Fiscal Impact? No

ENVIRONMENTAL IMPACT

ENVIRONMENTAL DETERMINATION: The proposed action is not a project as defined by 14 California Code of Regulations 15378 (State CEQA Guidelines) and therefore CEQA is not applicable.

BACKGROUND AND DISCUSSION

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SUPPORTING DOCUMENTS

None

Executive Director: Approve

Reviewed By: Martha Burdick