CITY OF ST. HELENA

RESOLUTION NO. 2000-36

APPROVING A WATER AGREEMENT WITH FREEMARK ABBEY WINERY AT 3022 N. ST. HELENA HIGHWAY

RECITALS

Freemark Abbey Winery has received a use permit from the County of Napa for a brewery-pub restaurant located at 3022 N. St. Helena Highway. The City of St. Helena has supplied water to this location for many years. The maximum historic water use of 2.7 million gallons was used in 1991 for the entire complex. Freemark Abbey Winery has requested that the City continue to provide water to this location beginning with 1.9 million gallons for the first year and annual use levels increasing to a maximum of 2.7 million gallons by 2005.

A water agreement is attached for approval. The City Attorney and Public Works Director have reviewed the agreement.

RESOLUTION

The water agreement (attached) between Freemark Abbey Winery and City of St. Helena is hereby approved.

Approved at a Regular Meeting of the St. Helena City Council on March 14, 2000, by the following vote:

AYES: Councilmembers Bowers, Toller, Potter, Savidge, Mayor Slavens
NOES: None
ABSENT: None
ABSTAIN: None

APPROVED:

[Signature]
Ken Slavens
Mayor

ATTEST:

[Signature]
Delia Guijosa
City Clerk
MEMORANDUM

DATE: March 10, 2000

TO: City Council, City Administrator

FROM: Martin S. Oldford, Director of Public Works

RE: Freemark Abbey Winery Water Agreement

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When the Use Permit modification for Freemark Abbey was approved by the County to allow a brew-pub style restaurant, one of the conditions was a water agreement with the City. The owner of the property has requested an agreement for all uses on the property which have been historically served by City water.

Staff has determined that the maximum historic use of 2.7 million gallons (MG) was used in 1991 for the entire complex (APN 09-130-015, 016, 020, & 021). The brewery claims their use will be about 99,200 gallons per year. Staff suggests a phased program with annual use levels increasing to 2.7 MG by 2005.

Recommendation

Staff recommends that the attached water agreement with Freemark Abbey Winery be accepted, executed by the City Administrator and recorded at the County Recorder's office.