



# CITY OF LODI

## COUNCIL COMMUNICATION

**AGENDA TITLE:** Public Hearing to Consider the Appeal from Suresh Bhakta to Waive Fees for Connection to the Public Sanitary Sewer

**MEETING DATE:** November 1, 1995

**PREPARED BY:** Public Works Director

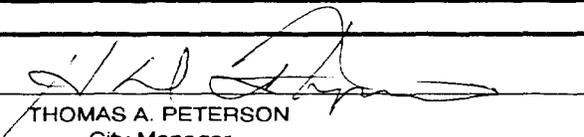
**RECOMMENDED ACTION:** That the City Council conduct a public hearing to consider the appeal of the property owner, Suresh Bhakta, to waive or allow deferred payment of fees required to connect the property at 1201 East Lockeford Street to the public sanitary sewer system.

**BACKGROUND INFORMATION:** The property owner has applied for a building permit to connect two single-family residences on his property at 1201 East Lockeford Street to the public sanitary sewer system. The property is located at the northeast corner of the intersection of Lockeford Street and Cluff Avenue, as shown on Exhibit A. This parcel is zoned heavy industrial (M-2), but is currently being used for residential purposes.

On several occasions prior to submitting the building permit application, Mr. Bhakta spoke with Public Works staff regarding the fees required to connect to the public sanitary sewer system. He was informed, during each discussion, that the property was subject to the following fees prior to connection to the system:

- Sanitary sewer lift station reimbursement fees per Reimbursement Agreement No. 80S06. This fee is indexed and increases on January 1 of each year. The fee for calendar year 1995 is \$3,500.00/acre. Under the terms of the Agreement, fees collected after November 9, 1989 are retained by the City. A copy of the Agreement is attached as Exhibit B.
- Sanitary sewer extension reimbursement fees per Reimbursement Agreement No. 82S01. Fees include charges for the sewer main extension, sanitary sewer service lateral and street paving. The sewer main extension reimbursement is \$12.08/LF on Cluff Avenue (129 LF @ \$12.08/LF = \$2,660.00) and the service lateral reimbursement is \$800.00. The street paving reimbursement is indexed and increases on January 1 of each year. The fee for 1995 is \$7,981.23. Total reimbursable costs for 1995 under this Agreement are \$12,199.55. Under the terms of the Agreement, fees for the sanitary sewer service lateral and street paving are retained by the City and any fees for the main extension collected after January 22, 1992 are also to be retained by the City. A copy of the Agreement is attached as Exhibit C.
- Development Impact Mitigation Fees for sanitary sewer in conformance with Lodi Municipal Code §15.64. The impact fees for the sewer facilities category are \$805.60.

APPROVED: \_\_\_\_\_

  
THOMAS A. PETERSON  
City Manager



recycled paper

- Sewer capacity fee in conformance with Lodi Municipal Code §13.12.180. The charge for the two residences on the subject property is 2.25 sewer service units, or \$4,722.75.

Total fees due prior to connection to the sanitary sewer system are \$18,527.90. Mr. Bhakta has requested that these fees be waived or deferred.

Staff recommends that the fees not be waived. This would be unfair to adjacent property owners who have paid the installation costs and fees required to obtain public sanitary sewer service for their parcels. Staff recommends instead that the City enter into a payment agreement with Mr. Bhakta to allow the payment of the fees over a five-(5-)year period under the following conditions:

1. That the execution of the agreement will result in a lien against the property.
2. That upon sale, transfer or any other conveyance of the property, all fees payable under the agreement shall become immediately due and payable.
3. That the total fees of \$18,527.90 be paid in 60 equal monthly installments with interest from the date of recordation on the unpaid principal at the rate of 6.50 percent. The interest rate represents the projected average Local Agency Investment Fund (LAIF) rate over a 5-year period. Monthly installments for principal and interest would be \$362.52.
4. Each payment shall be credited first on interest then due and the remainder on principal.
5. Should any monthly installment not be paid within 10 days of the due date, the payment will be considered delinquent and be subject to a late charge of 5 percent of the payment.
6. Should any monthly installment not be paid within 30 days of the due date, the remaining unpaid balance shall become immediately due at the option of the City and proceedings may be initiated to collect the unpaid balance. This may result in additional collection charges.
7. That, in addition to the monthly principal and interest amount shown in Item 3 above, a monthly administrative service charge of \$20.00 be added to the payment to cover the City's cost of administering the agreement.
8. That the agreement shall have no right of assignment.

Staff further recommends that Council authorize the City Manager to sign an agreement to be prepared by the City Attorney containing the above conditions and/or others specified by Council without further Council action.

FUNDING: None needed.



Jack L. Ronsko  
Public Works Director

Prepared by Sharon A. Welch, Associate Civil Engineer  
Attachments

cc: City Attorney  
Acting Finance Director  
Associate Civil Engineer - Development Services  
Mr. Suresh Bhakta

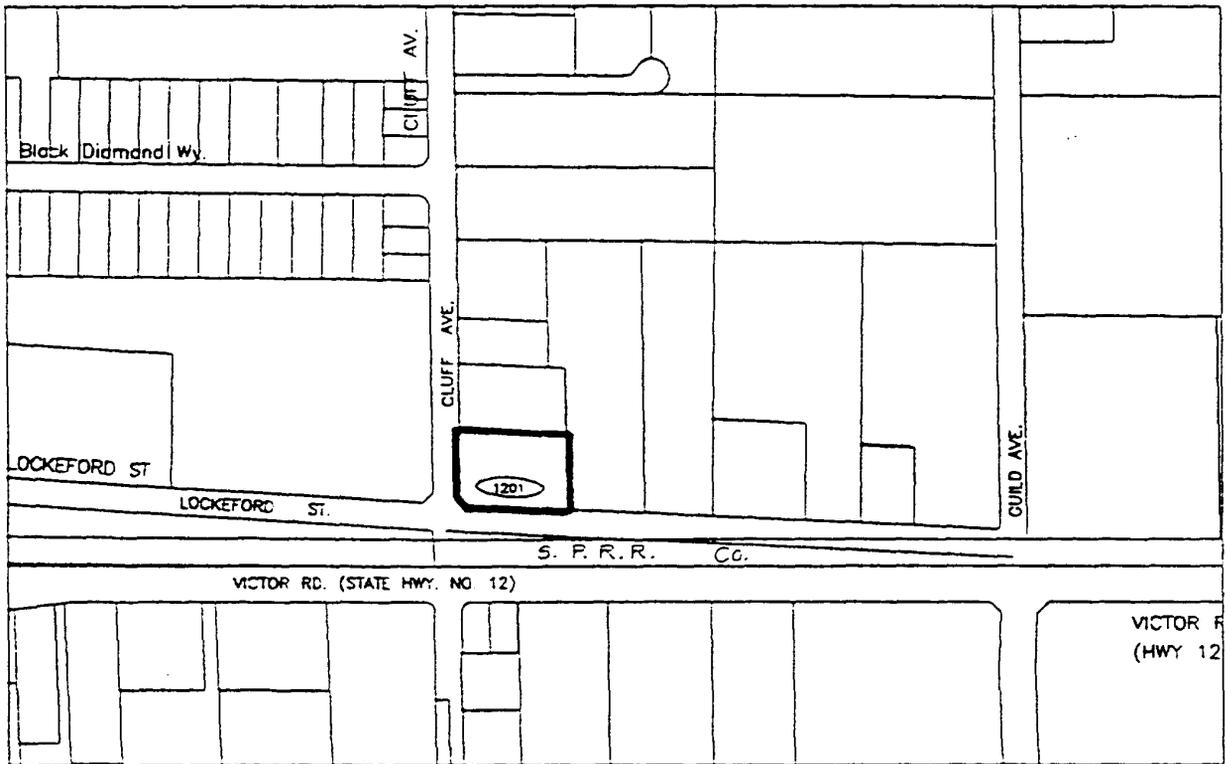
EXHIBIT A



CITY OF LODI

PUBLIC WORKS DEPARTMENT

1201 E. LOCKEFORD ST.



VICTOR RD.  
(HWY 12)



N.T.S.

SANITARY SEWER LIFT STATION  
REIMBURSEMENT AGREEMENT NO. 805 06

THIS AGREEMENT entered into this 26 day of Nov 1980 by and between THE CITY OF LODI, a municipal corporation, hereinafter called City, and Ben Schaffer, Bozant Katzakian, Frank V. Johnson, John E. Donovan, and James F. Culbertson, hereinafter called Applicant.

WHEREAS, the Applicant has installed a sanitary sewer lift station as part of the Industrial Lite (Tract 1452) subdivision improvements; and

WHEREAS, the aforesaid sanitary sewer lift station will serve additional properties that are designated and shown on the plan attached and labeled Exhibit A to this agreement and indicated thereon; and

WHEREAS, the Public Works Director of the City of Lodi, under the terms outlined in Resolution 79-83 recommends that this sanitary sewer lift station reimbursement agreement be entered into between the parties hereto.

NOW THEREFORE, in consideration of the mutual covenants and conditions herein contained it is hereby agreed between the parties as follows:

1. In the event that the properties west of line A shown on Exhibit A attached are developed, the City shall collect from the developers of the property a sum as shown on Exhibit B.
2. Any charges collected prior to November 9, 1989 shall be reimbursed to Applicant. Any charges collected after that shall be retained by City.
3. It is hereby agreed that City is authorized to deduct 1% from any monies that would be due Applicant under paragraphs above to cover City's cost of administering the reimbursement provisions of this agreement.
4. This agreement shall inure to the benefit of the heirs, successors, and assigns of the Applicant. In this connection, City is authorized to mail the reimbursement to the last address of the Applicant on file with the Finance Director of City; and in the event a reimbursement is returned or unclaimed after two years from the date of mailing, the amount of the reimbursement shall revert to the City's general fund.

5. This agreement is entered into pursuant to the provisions of Resolution 79-83 and the provisions of that Resolution shall be deemed a part of this agreement.

IN WITNESS THEREOF the parties have set their hands the day and year first hereinabove written.

CITY OF LODI

By:

*Henry A. Glaves*  
HENRY A. GLAVES  
City Manager

*Industrial Trk Subdivisions*  
(Applicant)

By:

*Robert P. O'Brien*  
127 *J. Church St* P.O. Box  
Lodi, Calif. 95241 667  
(Address)

Attest:

*Alice M. Reimche*  
ALICE M. REIMCHE  
City Clerk



EXHIBIT "B"

Northeast Area Sanitary Sewer Lift Station  
Reimbursement Agreement - Acreage Fee Schedule

Calendar Year	Acreage Fee	Calendar Year	Acreage Fee
1980	\$1400	1990	\$2800
1981	\$1540	1991	\$2940
1982	\$1680	1992	\$3080
1983	\$1820	1993	\$3220
1984	\$1960	1994	\$3360
1985	\$2100	1995	\$3500
1986	\$2240	1996	\$3640
1987	\$2380	1997	\$3780
1988	\$2520	1998	\$3920
1989	\$2660	1999	\$4060

Note: Fees collected after November 9, 1989 to be retained by City.

SANITARY SEWER EXTENSION  
REIMBURSEMENT AGREEMENT NO. 82501  
TURNER ROAD & CLUFF AVENUE ASSESSMENT DISTRICT NO. 1

THIS AGREEMENT entered into this 22<sup>nd</sup> day of January 1982 by  
and between CITY OF LODI, a municipal corporation, hereinafter called City, and  
Turner Road & Cluff Avenue Assessment District No. 1  
hereinafter called Applicant.

WHEREAS, the Applicant has requested sanitary sewer service from the City of  
Lodi and the Public Works Director has determined that a sanitary sewer extension is  
necessary to serve that property known as Turner Rd. & Cluff Ave. Assessment District  
No. 1; and

WHEREAS, the aforesaid sanitary sewer will serve additional properties that are  
designated and shown on the plan attached and labeled Exhibit A to this agreement  
and indicated thereon; and

WHEREAS, the Public Works Director of the City of Lodi recommends that this  
sanitary sewer extension reimbursement agreement be entered into between the parties  
hereto.

NOW THEREFORE in consideration of the mutual covenants and conditions  
herein contained it is hereby agreed between the parties as follows:

1. Applicant shall construct and install at its own expense the sanitary sewer  
extension in accordance with City of Lodi Drawing 81035 thru  
81042 approved by the  
Public Works Director of the City of Lodi for the development of the  
property.
2. It is hereby agreed that the amount of the reimbursable cost due to the  
Applicant shall not exceed the sum of \$3,431.00.

3. In the event that the abutting properties shown on Exhibit A attached connect to the sanitary sewer extension being installed by Applicant, the City shall collect from the developers of the abutting property a sum based upon a charge of \$12.08 per front foot as determined by the Public Works Director.
4. In addition to sanitary sewer main charges, the City shall collect and retain the amount shown on Exhibit B as reimbursement for pavement installed by the City on the adjacent property owner's behalf. This amount shall not be collected if water service is provided prior to sewer service and this amount was collected as part of the water service charges.
5. In addition to sanitary sewer main and paving charges, the City shall collect and retain the cost of the sewer service installed by the City on the adjacent property owner's behalf. The amount shall be the same as the prevailing charge made by the City for installation of 4" sewer service at the time of hookup.
6. Any charges collected within a period of ten years from the date of this agreement shall be reimbursed to applicant. Any charges collected after ten years from the date of this agreement shall be retained by City.
7. It is hereby agreed that City is authorized to deduct 2% from any monies that would be due Applicant under paragraphs above to cover City's cost of administering the reimbursement provisions of this agreement.
8. This agreement shall inure to the benefit of the heirs, successors, and assigns of the Applicant. In this connection, City is authorized to mail the reimbursement to the last address of the applicant on file with the Finance Director of City; and in the event a reimbursement is returned or unclaimed after two years from the date of mailing, the amount of the reimbursement shall revert to the City's general fund.
9. This agreement is entered into pursuant to the provisions of Section 20-45 through 20-56 of the City Code of the City of Lodi and the provisions of that section shall be deemed a part of this agreement.

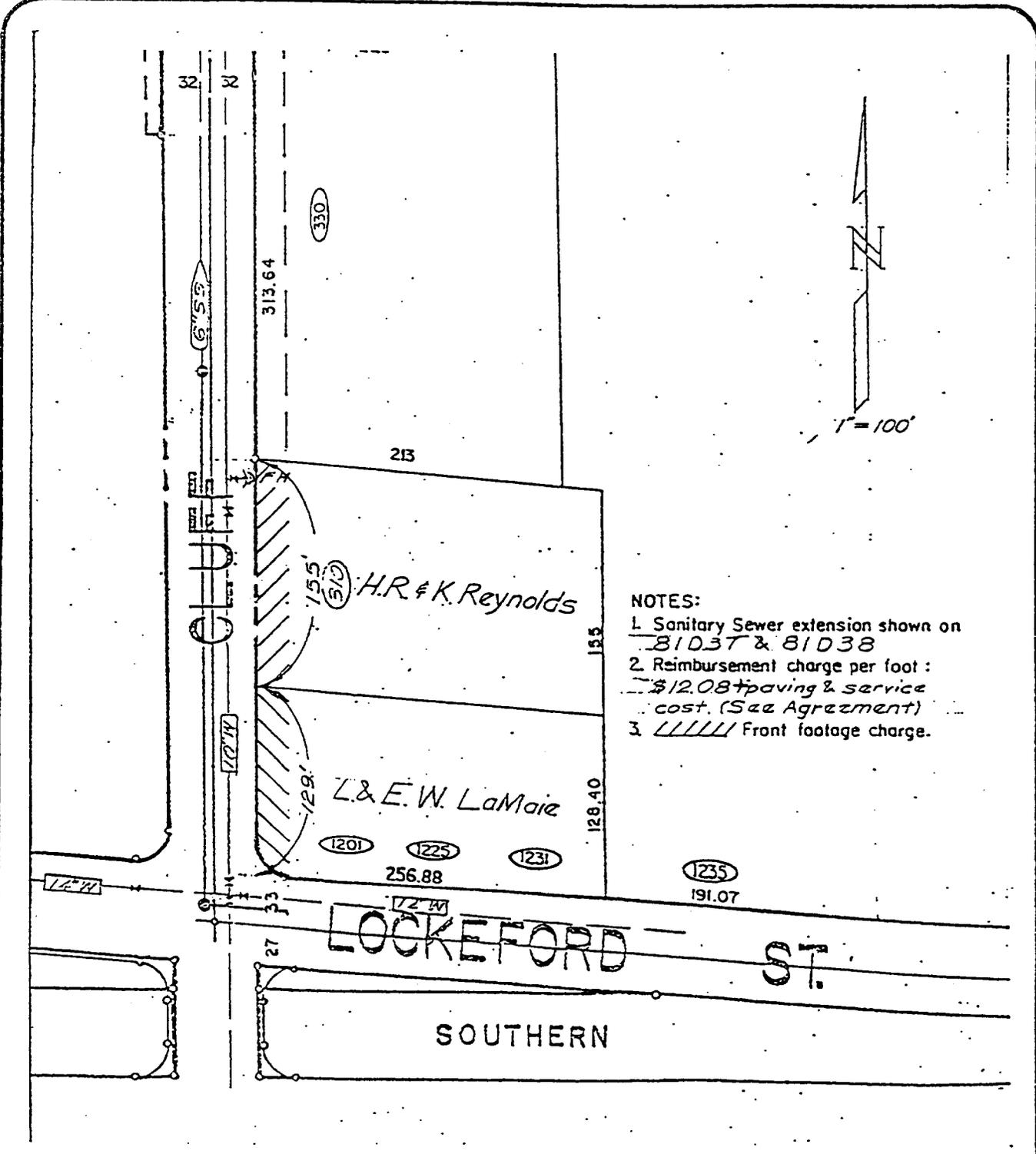




# CITY OF LODI

PUBLIC WORKS DEPARTMENT

TURNER RD & CLUFF AVE.  
ASSESSMENT DISTRICT NO. 1  
SANITARY SEWER EXTENSION



- NOTES:
1. Sanitary Sewer extension shown on 81037 & 81038
  2. Reimbursement charge per foot : \$12.08 (paving & service cost. (See Agreement))
  3. Front footage charge.

Drawn W.O	No.	Date	Approved	Approved By	EXHIBIT A Sanitary Sewer Extension Reimbursement Agreement No. 82501
Checked R.P.					
Date 12-2-81				Public Works Director RCE	

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TURNER ROAD & CLUFF AVENUE ASSESSMENT DISTRICT NO. 1  
(Reynolds & LaMaie)  
SANITARY SEWER EXTENSION

COST OF SANITARY SEWER EXTENSION

363	LF	6" Sanitary Sewer	@ \$ 14.00	\$5,082.00
1	EA	Sanitary Sewer Manhold	@ \$750.00	\$ 750.00
	LS	Excavation Safety (7% of total)		\$ 406.00
		Sub-total		<u>\$6,238.00</u>
		10% Engineering & Administration		<u>\$ 623.80</u>
		Total		<u>\$6,861.80</u>

TOTAL FRONTFOOTAGE: 568 Feet

COST OF EXTENSION PER FRONT FOOT:  $\frac{\$6,861.80}{568 \text{ feet}} = \$12.08$

REIMBURSEMENT AMOUNT: 284 ft. x \$12.08 = \$3,430.72 (say \$3,431)

SERVICE COST REIMBURSEMENT TO CITY: To be charged at prevailing cost of  
4" service at time of hookup.

TURNER ROAD & CLUFF AVENUE ASSESSMENT DISTRICT NO. 1

(Reynolds & LaMaie)

STREET PAVEMENT REIMBURSEMENT TO CITY

<u>REYNOLDS</u>		<i>310 N Cluff</i>			
1240	SF	Compact Original Ground	@\$ 0.10/SF	\$	124.00
32.1	T	Aggregate Base	@\$ 9.00/T	\$	288.90
37	T	Asphalt Concrete	@\$ 23.50/T	\$	869.50
					<u>1,158.40</u>
			Total		\$1,158.40

<u>LaMAIE</u>		<i>1201-1225-1231 Lockeford</i>			
4480	SF	Compact Original Ground	@\$ 0.10/SF	\$	448.00
56.4	T	Aggregate Base	@\$ 9.00/T	\$	507.60
107	T	Asphalt Concrete	@\$ 23.50/T	\$	2,514.50
					<u>\$3,470.10</u>

FEE SCHEDULE (10% Simple Interest per annum)

<u>Calendar Year</u>	<u>Reynolds</u>	<u>LaMaie</u>
1982	\$1,158.40	\$3,470.10
1983	1,274.24	3,817.11
1984	1,390.08	4,164.12
1985	1,505.92	4,511.13
1986	1,621.76	4,858.14
1987	1,737.60	5,205.15
1988	1,853.44	5,552.16
1989	1,969.28	5,899.17
1990	2,085.12	6,246.18
1991	2,200.96	6,593.19
1992	2,316.80	6,940.20
1993	2,432.64	7,287.21
1994	2,548.48	7,634.22
1995	2,664.32	7,981.23
1996	2,780.16	8,328.24
1997	2,896.00	8,675.25
1998	3,011.84	9,022.26
1999	3,127.68	9,369.27
2000	3,243.52	9,716.28

**SURESH M.BHAKTA  
1201 E.LOCKEFORD ST.  
LODI,CA 95240  
(209) 367-4553**

SEPT.13,1995

JENNIFER M. PERRIN  
CITY HALL, CITY OF LODI  
CITY HALL, 221 W. PINE ST.  
LODI, CA 95241-1910

**SUBJECT: Fee for connection to public sanitary sewer system at  
1201 East lockeford Street.**

Dear Ms. Perrin.

I would like to appeal and waived the partial Fees as shown invoice # E-1317  
\$ 13,000.15 , ( copy attached herewith ) and Plan & Building permit cost  
\$ 5522.75 which total of \$ 18,527.90. it is too high fee for me to pay. which I  
can not afford it.

I like to request for installment payments or differed payments for the fees for  
longest time as much as 20 years if possible or allowable longest time in the past.

THANK YOU,

Very truly yours,

*Suresh M. Bhakta*  
SURESH M.BHAKTA

cc: Sharon Welch, Assoc. Civil Engineer

CITY COUNCIL

STEPHEN J. MANN, Mayor  
DAVID P. WARNER  
Mayor Pro Tempore  
RAY G. DAVENPORT  
PHILLIP A. PENNING  
JACK A. SIEGLOCK

# CITY OF LODI

CITY HALL, 221 WEST PINE STREET  
P.O. BOX 3006  
LODI, CALIFORNIA 95241-1910  
(209) 333-6706  
FAX (209) 333-6842

H. DIXON FLYNN  
City Manager  
JENNIFER M. PERRIN  
City Clerk  
City Attorney

August 21, 1995

Mr. and Mrs. Suresh Bhakta  
1201 E. Lockeford Street  
Lodi, California 95240

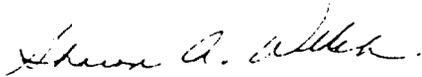
SUBJECT: Construction Application #9299  
1201 E. Lockeford Street, Lodi, California

Your construction application has been reviewed by the Public Works Department for conformance with City requirements. The requirements are described on the attached sheet which has been forwarded to the Building Division for inclusion in your permit.

The **CONSTRUCTION REQUIREMENTS** and **FEES** sections will be handled by the Building Division in conjunction with the issuance of your Building Permit.

*Payment of Development Impact Mitigation Fees is also required on this project. In addition, there are outstanding reimbursement agreement fees for sanitary sewer main extension, street paving and lift station installation that affect your property. Due to the amount and detail of the fee calculations, a separate billing has been prepared and is attached to this letter. Payment of all fees is required prior to issuance of your building permit.*

Should you have any questions, please call me at 333-6800 ext. 659.



Sharon A. Welch  
Associate Civil Engineer

cc: Building Division

STATEME  
**FINANCE DEPARTMENT**  
**CITY OF LODI**

City Hall / 221 West Pine Street / P.O. Box 3006 / Lodi, CA 95241-1910  
 Telephone (209) 334-5634

**CITY OF LODI**  
 Please detach and  
 return this stub  
 with your payment.

Bhakta

Mr. and Mrs. Suresh Bhakta  
 1201 E. Lockeford St.  
 Lodi, CA 95240

8/21/95

8/21/95

DATE

DATE

E-1317

E-1317

INVOICE NO.

INVOICE NO.

Make your check payable to CITY OF LODI

	AMOUNT		AMOUNT	
Fees for connection to public sanitary sewer system at 1201 East Lockeford Street				
Development Impact Mitigation Fees, per attached Development Impact Mitigation Fee Summary Sheet	\$ 805	60	\$ 805	60
Fees per Reimbursement Agreements:				
80 S 06 Lift station installation 0.76 AC @ \$3,500.00/AC	2,660	00	2,660	00
82 S 01 Sanitary sewer main extension 129 LF @ \$12.08/LF	1,558	32	1,558	32
Street pavement installed by City	<u>7,981</u>	<u>23</u>	<u>7,981</u>	<u>23</u>
TOTAL	\$ 13,005	15	\$ 13,005	15
RATE PAID FOR WORK TO BE DONE BY THE CITY IS VALID FOR ONE YEAR.				



## MEMORANDUM, City of Lodi, Public Works Department

**To:** Chief Building Official  
**From:** Associate Civil Engineer - Development Services  
**Date:** August 21, 1995  
**Subject:** Construction Application #9299  
1201 E. Lockeford Street, Lodi, California

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### CONSTRUCTION REQUIREMENTS:

Please add the following construction requirements to the Plans and the Building Permit for the subject project:

- Install a cleanout conforming to Standard Plan 201 on the sewer service.

### FEES:

Please collect the following Public Works fees at the time of issuance of the Building Permit:

- Wastewater Connection Fee for 2.25 SSU's (\$4,722.75). (017.0-752)
- Wastewater Service Charges for Work by City: \$800.00 for 4-inch sanitary sewer service (017.0-766)

### ENCROACHMENT PERMIT:

The following work is a condition of the Building Permit and should be marked on the Plans. The work is to be done prior to occupancy under the terms of an encroachment permit from the Public Works Department:

- None required.

### ADDITIONAL ITEMS:

The following additional items are required of the project and will be handled by the Public Works Department:

- Payment of Development Impact Mitigation Fees for sanitary sewer and Reimbursement Agreement fees for sanitary sewer main extension, street paving and lift station installation is required prior to issuance of the Building Permit.

Please notify the Development Services Section when the fees to be collected by the Building Division are paid.

Thank you,

A handwritten signature in cursive script, appearing to read "Sharon A. Welch".

Sharon A. Welch  
Associate Civil Engineer

cc: Mr. & Mrs. Suresh Bhakta



**CITY OF LODI**  
PUBLIC WORKS DEPARTMENT

**Development Impact Mitigation Fee  
Summary Sheet**

Subdivision: n/a n/a n/a  
Name Tract # File #

Parcel: 1201 E. Lockeford Street, Lodi, CA 9299  
Address Const. Appl. #  
048-080-0054  
AP #

Developer/Owner: Mr. and Mrs. Suresh Bhakta  
Name  
1201 E. Lockeford Street, Lodi, CA 95240  
Address

Project Description: Connect to public sanitary sewer

GP Land Use Category: M-2 R-1  
Parcel Project (if different)

Fee Category	Account #	P	RAE	Adj.	F	A	T
1) Water Facilities	18.2-661	\$ 5,690.00	1.00		\$ 5,690.00	0.00	\$ 0.00
2) Sewer Facilities - General - Lift Station	17.3-661	\$ 1,060.00	1.00		\$ 1,060.00	0.76	\$ 805.60
3) Storm Drainage Facilities	32.6-661	\$ 7,630.00	1.00		\$ 7,630.00	0.00	\$ 0.00
4) Street Improvements - Local Street Improvements - Regional	32.7-661 33.2-661	\$ 5,440.00	1.00		\$ 5,440.00	0.00	\$ 0.00
5) Police Protection Facilities	121.5-661	\$ 1,130.00	1.00		\$ 1,130.00	0.00	\$ 0.00
6) Fire Protection Facilities	121.6-661	\$ 540.00	1.00		\$ 540.00	0.00	\$ 0.00
7) Parks & Recreation Facilities	121.7-661	\$ 11,830.00	1.00		\$ 11,830.00	0.00	\$ 0.00
8) General City Fac. & Prog. Admin.	121.8-661	\$ 6,830.00	1.00		\$ 6,830.00	0.00	\$ 0.00

**Total 1-8: \$805.60**  
due prior to project approval

P = Program Fee per Residential Acre Equivalent (RAE) per Resolution 91-172.  
RAE = Residential Acre Equivalent per LMC \$15.64.070, unless adjusted.  
Adj. = Checked if RAE is adjusted, see Notes below.  
F = Fee per acre (rounded to nearest \$10.00) = P x RAE.  
A = Gross acreage per LMC \$15.64.020A & 15.64.060 (rounded to nearest 0.01 acre).  
T = Total Fee for service category = A x F.

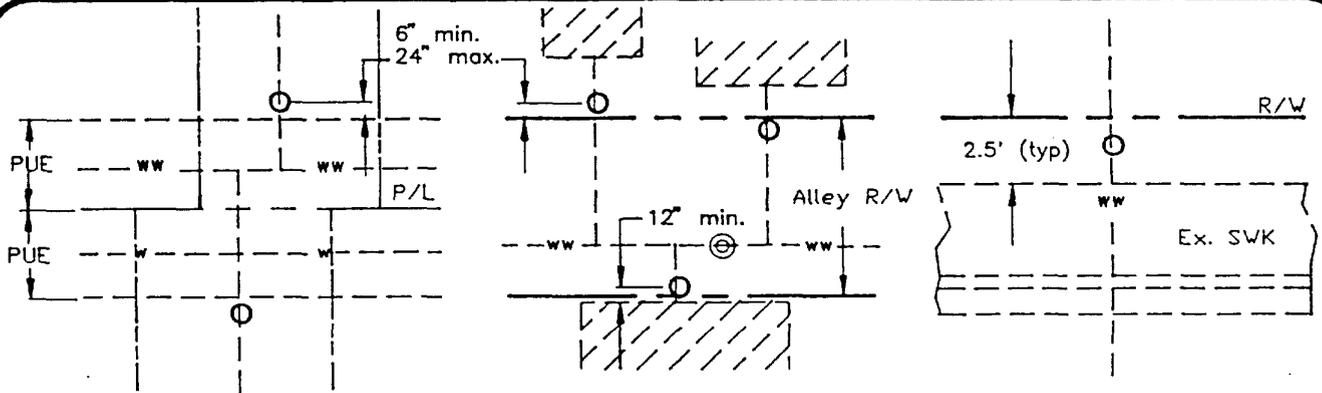
By: [Signature] Approved: [Signature] Record #: \_\_\_\_\_

Date Billed: 8/21/95  
Date Paid: \_\_\_\_\_ (Fee category 1 thru 8)



**CITY OF LODI**  
PUBLIC WORKS DEPARTMENT

**Wastewater  
Service  
Cleanout**



Cleanouts on services at easements installed 6" to 24" outside the easement.

Cleanouts on services at alleys to be installed 6" to 24" outside the alley R/W or 12" within the alley where structures interfere with on-site locations.

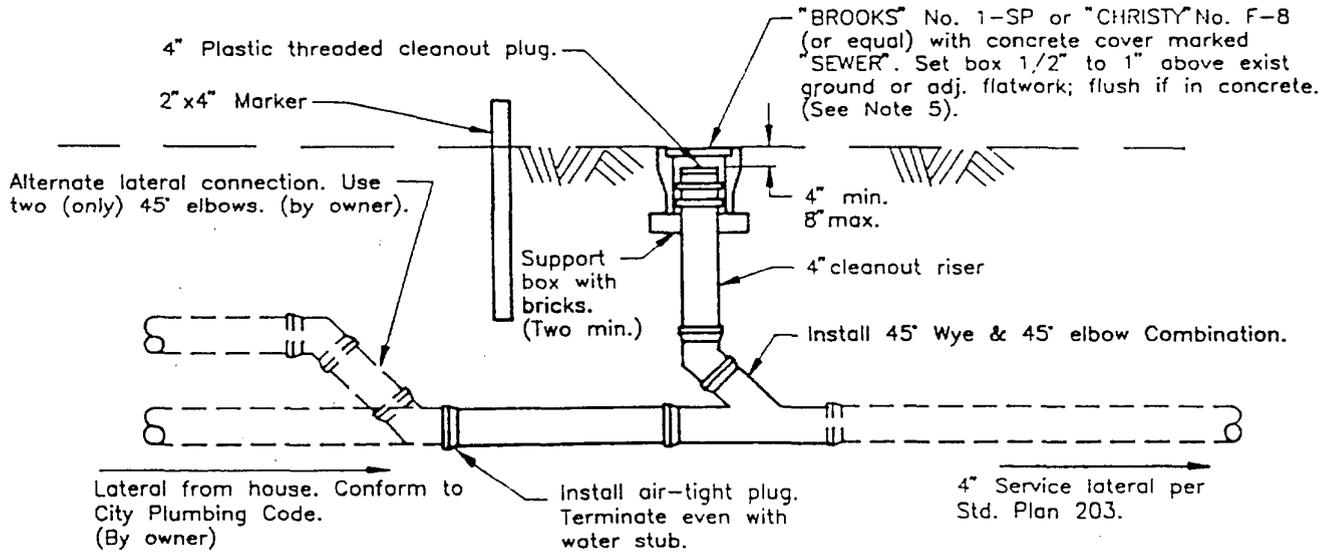
Cleanouts on services at streets to be installed between the R/W & B.O.W.

EASEMENT SERVICE

ALLEY SERVICE

STREET SERVICE

LOCATION DETAILS



- NOTES:**
1. Install cleanout on all 4" wastewater services unless otherwise specified.
  2. 45° Wye & 45° elbow combination shall be Polyvinyl Chloride (PVC) per ASTM D-3034 SDR 35 or Acrylonitrile-Butadiene-Styrene (ABS) per ASTM D-2751, Cast Iron Soil Pipe (ASTM A74, service unit) or Ductile Iron (ASTM A746).
  3. Backfill shall conform to Std. Plan 506.
  4. Maintenance of lateral shall be per City "Wastewater Lateral Maintenance Policy"
  5. In commercial driveways. Use "Christy" G-5 box w/G-5C lid; in residential driveways replace concrete lid with cast iron lid.

Related Plans: 203,506

Dr.	No.	Date	Revision	Appr.	Approved By	12-21-93 Date Public Works Director R.C.L. 17509	<b>STD PLAN</b>  <b>201</b>
Ch.							
Date	12/93						



## CITY OF LODI

Carnegie Forum  
305 West Pine Street, Lodi

## NOTICE OF PUBLIC HEARING

Date: November 1, 1995

Time: 7:00 p.m.

For information regarding this notice please contact:

**Jennifer M. Perrin**

City Clerk

Telephone: (209) 333-6702

### NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that on **Wednesday, November 1, 1995** at the hour of 7:00 p.m., or as soon thereafter as the matter may be heard, the City Council will conduct a Public Hearing at the Carnegie Forum, 305 West Pine Street, Lodi, to consider the following matter:

- a) to consider appeal received from Suresh Bhakta to waive fee for connection to public sanitary sewer system at 1201 East Lockeford Street, Lodi

All interested persons are invited to present their views and comments on this matter. Written statements may be filed with the City Clerk at any time prior to the hearing scheduled herein, and oral statements may be made at said hearing.

If you challenge the subject matter in court, you may be limited to raising only those issues you or someone else raised at the Public Hearing described in this notice or in written correspondence delivered to the City Clerk, P.O. Box 3006, at or prior to the Public Hearing.

By Order of the Lodi City Council:

  
Jennifer M. Perrin  
City Clerk

Dated: October 5, 1995

Approved as to form:

  
John Luebberke  
Deputy City Attorney



## DECLARATION OF MAILING

### Public Hearing - APPEAL OF SURESH BHAKTA (WAIVE FEES)

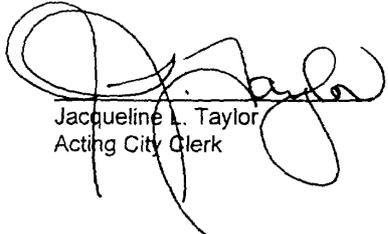
On October 5, 1995 in the City of Lodi, San Joaquin County, California, I deposited in the United States mail, envelopes with first-class postage prepaid thereon, containing a copy of the Notice attached hereto, marked Exhibit "A"; said envelopes were addressed as is more particularly shown on Exhibit "B" attached hereto.

There is a regular daily communication by mail between the City of Lodi, California, and the places to which said envelopes were addressed.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on October 5, 1995, at Lodi, California.

Jennifer M. Perrin  
City Clerk



Jacqueline L. Taylor  
Acting City Clerk

# OF LODI

L. 221 W. PINE ST.  
O. BOX 3006  
FORNIA 95241-1910

the City Clerk

Suresh Bhakta  
1201 East Lockeford Street  
Lodi, CA 95240