

**SUBMITTAL TO THE FLOOD CONTROL AND  
WATER CONSERVATION DISTRICT BOARD  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

843



**FROM:** General Manager-Chief Engineer

**SUBMITTAL DATE:**  
January 27, 2004

**SUBJECT:** Temecula / Pechanga Creek Slope Protection  
Project No. 7-0-0340  
Cooperative Agreement

**RECOMMENDED MOTION:**

The Board approve the Agreement between the District, County of Riverside, City of Temecula, California Sunset Home Owners Association, and Homes by the Green Homeowners Association; and authorize the Chairman to execute the Agreement on behalf of the District.

**BACKGROUND:**

The subject Cooperative Agreement (Agreement) facilitates the resolution of flooding problems associated with the California Sunset and Homes by the Green tracts located adjacent to the confluence of Temecula Creek and Pechanga Creek in the city of Temecula.

Continued on Page 2.

**FINANCIAL:**

Pursuant to the Board's approval of the Economic Development Agency's companion item on this subject, the District is to receive \$500,000 in Third District funds to offset its costs associated with performing environmental studies, design and rehabilitation of the subject flood protection improvements.

**WARREN D. WILLIAMS**  
General Manager-Chief Engineer

<b>FINANCIAL DATA</b>	Current F.Y. District Cost:	N/A	In Current Year Budget:	N/A
	Current F.Y. County Cost:	N/A	Budget Adjustment:	N/A
	Annual Net District Cost:	N/A	For Fiscal Year:	N/A

<b>SOURCE OF FUNDS:</b> 3rd District Public Facilities DA Fund No. 30558.	<b>Positions To Be Deleted Per A-30</b>	<input type="checkbox"/>
	<b>Requires 4/5 Vote</b>	<input type="checkbox"/>

**C.E.O. RECOMMENDATION:** APPROVE

**County Executive Office Signature**

- Policy
- Policy
- Consent
- Consent
- Dept Recomm.:
- Per Exec. Ofc.:

**Prev. Agn. Ref.:** **District:** 4th **Agenda Number:**

PC186143

**ATTACHMENTS FILED  
WITH THE CLERK OF THE BOARD**

11.12

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The subject cooperative agreement provides for the transfer of an approximately 52 acre parcel and associated flood protection improvements, located east of Interstate 15 and south of Pala Road to the District. The property is identified as Lot 159 of Tract No. 20319. Lot 159 receives flood flows from both Temecula Creek and Pechanga Creek. Both California Sunset and HBTG have constructed major flood protection works within Lot 159; however, the improvements were constructed without the benefit of a rigorous public works inspection program that would typically accompany major flood control improvements. Additionally, the condition of the improvements has deteriorated due to past flooding events and lack of proper maintenance. Consequently, homes in both tracts are at risk of suffering significant damage in future flood events.

Per the proposed agreement, California Sunset shall execute a dedication offering Lot 159 to the public. Once the District has obtained the environmental permits necessary to rehabilitate the improvements, it will request that the City accept the offer of dedication on its behalf. The District intends on entering into a subsequent purchase and sale agreement with the County to convey its interest in the remaining natural, non-flood facility areas to the County, for habitat preservation under the Multiple Species Habitat Conservation Plan (MSHCP), once the District has determined the right of way requirements necessary to accommodate its maintenance of the flood facilities.

A companion item appears today on the agenda of the Economic Development Agency. County Counsel has approved the Agreement as to legal form.