



City of Phoenix
WATER SERVICES DEPARTMENT

January 5, 2024

Tom Brennan
Bourgade Roman Catholic High School
4602 North 31st Avenue
Phoenix, AZ 85017

RE: City of Phoenix, Water Services Department, WS90500303, 35th Avenue and Camelback Road Relief Sewer Project – **Construction Encroachment Agreement**

Dear Mr. Brennan:

The City of Phoenix Water Services Department is designing a sewer relief project that will add capacity to the sewer infrastructure in the area of Bourgade Catholic High School. As part of this project, the existing sewer main along the north side of the school property (parcel 154-09-001G) will be abandoned and a new, larger sewer main will be installed in a similar location. For the installation of the new sewer main, the City is requesting permission for its contractor to encroach on the school's property, outside of the existing City right-of-way and existing sewer easement(s).

As shown on the attached **Engineering Design Plan Exhibit** (Exhibit) as "Construction Impact Area", the encroachment of the above listed property between 33rd Avenue to 31st Avenue, is anticipated to be approximately **16.5 ft x 60 ft** (area around the jacking pit, east end of driveway at 31st Ave, including a 10-foot buffer around the jacking pit) and **10 ft x 435 ft** (full width of driveway west of the jacking pit to allow for pavement replacement). The Exhibit also shows the existing property line, existing sewer easement and existing City right-of-way along with anticipated construction impacts to the area.

By signing and returning this form, you are authorizing the City of Phoenix and the project team to encroach on the Bourgade Roman Catholic High School property (parcel 154-09-001G), outside of the existing right-of-way and outside of the existing easement(s) during construction in the immediate area along the north side of this property.

As part of this agreement, all parties agree to the following:

- An initial site walk will be scheduled prior to the start of construction with City, contractor, and property representatives. The contractor will photograph and video the site prior to construction to restore the area at conclusion of construction. A final site walk will be scheduled at construction conclusion.
- The duration and dates for construction will be determined by the City and contractor after the construction contract is awarded in 2024. Construction is anticipated to begin in July 2024. This accommodates the school's graduation scheduled for May 23, 2024 and the following graduation date in May 2025, if needed.
- Work will be coordinated with the start of the Fall 2024 school season anticipated to begin August 6, 2024. A construction schedule will be emailed to the principal and property representative as soon as it is available.
- **The driveway and path will be closed** for the duration of construction for the segment along the school's north property line.

During construction, the Contractor will be responsible for the following:

- The Contractor will remove and replace property fence and gates, as needed, and secure the site with temporary construction fencing.
- At the completion of construction, the Contractor will reconstruct and re-pave the asphalt driveway and restore the overall area, including landscaping, concrete curb, and driveway, as needed within the construction impact area shown on the attached Exhibit. The new asphalt will receive a protective, top seal coating.
- Contractor will be solely responsible for any injuries, property damage, or other claims arising out of its negligence in performing the described work, provided that such injuries, damages, or claims were a direct result of the work being performed by Contractor.
- The Contractor shall warranty the work against defective workmanship or materials for a period of one year from the date of the new construction.

This agreement must be signed by the property owner or a property representative with decision-making authority. **By signing this agreement, you acknowledge that you have the authority to enter into the agreement on behalf of Bourgade Roman Catholic High School and its property.** If you accept our request, please acknowledge by signing the authorization line below.

Sincerely,



Anne Thompson, PIO Manager
Your Project Marketing & Outreach, LLC
3550 N Central Ave, Suite 1290
Phoenix, AZ 85012
Office: (602) 795-1515

Attachments: Property Aerial Exhibit

Construction Encroachment Request Authorized by:

Printed Name: Thomas Brennan Signature: Thomas P Brennan

Title or Position: President/Principal Date: 1/10/2024

Tel: (602) 478 - 2452 Email: tbrennan@bourgadecatholic.org

Please return this Agreement by January 12, 2023

Forms can be mailed c/o Your Project M.O. at 3550 N Central Ave, Ste 1290, Phoenix, AZ 85012, or emailed to the City's representative, Anne Thompson at: anne@yourprojectmo.com

- c:
- Breanna Connolly, City of Phoenix, WSD
 - Nico Zavala, City of Phoenix, WSD
 - Mark Mendon, Consor Engineering
 - Brain Laspisa, Diocese of Phoenix Buildings and Property
 - Pat Hintze, Diocese of Phoenix Buildings and Property

- EXISTING MANHOLE
- PROPOSED MANHOLE
- - - - - EXISTING 15" SEWER
- PROPOSED 21" SEWER
- - - - - HIGH SCHOOL PROPERTY LINE
- ▭ EXISTING SEWER EASEMENT WITHIN HIGH SCHOOL PROPERTY
- ▨ LIMITS OF EXISTING ASPHALT DRIVEWAY TO BE REPLACED

