



# Declaration of Local Emergency

City Hall  
1200 Carlsbad Village Drive  
Carlsbad, CA 92008

## **FOR AN EMERGENCY CONDITION RESULTING FROM A SEWER PIPE COLLAPSE ON THE NORTH BATIQUITOS INTERCEPTOR SEWER IN THE PONTO AREA**

WHEREAS, during a routine closed-circuit television (CCTV) inspection of the city's main sewer pipelines on April 14, 2026, the city's asset management consultant identified a partial pipe collapse along the North Batiquitos Interceptor Sewer in the Ponto area; and

WHEREAS, this partial pipe collapse is on a 27-inch diameter vitrified clay pipe (VCP) and presents an imminent danger of leakage of sewage into the surrounding soil under high sewer flow, and/or soil entering the pipe break under heavy storm infiltration with risk of blockage, and/or full pipe failure that could result in a sewage spill into the surrounding environment; and

WHEREAS, the North Batiquitos Interceptor Sewer in the Ponto area is located within a 15-foot-wide city sewer easement within the North County Transit District (NCTD) right-of-way, and repair work requires a right-of-entry permit, safety training and protocols for working near railways; and

WHEREAS, the North Batiquitos Interceptor Sewer is located within a protected habitat management preserve, the Poinsettia Station Vernal Pool Preserve (PSVPP), which includes highly sensitive and protected habitat and federally listed endangered species requiring minimization of construction impacts on the preserve and onsite monitoring during all repair activities; and

WHEREAS, a 12-inch diameter high-pressure gas pipeline crosses the North Batiquitos Interceptor near the repair location and requires field location, protection and onsite utility monitoring; and

WHEREAS, the sewer pipe collapse poses a clear and imminent danger and requires immediate repair work, including temporarily bypassing the sewer flow; excavating, removing and replacing the pipe segment; reconnecting and testing the repair; and restoring the site; and

WHEREAS, the estimated cost of the repair work exceeds the formal bidding threshold, and the formal bidding process takes approximately four to six months; and

WHEREAS, the North Batiquitos Interceptor Sewer, Ponto segment, requires immediate repair and site restoration prompter than formal bidding allows to permit the continued conduct of the operation of essential public services and prevent or mitigate the potential impairment of health, property or the surrounding environment; and

WHEREAS, the City of Carlsbad follows the procurement processes in the California Public Contract Code and the Carlsbad Municipal Code; and

Local Emergency Condition – SEWER PIPE COLLAPSE ON THE NORTH BATIQUITOS INTERCEPTOR  
SEWER, PONTO SEGMENT

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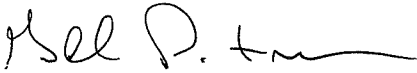
WHEREAS, in the case of a public emergency, California Public Contract Code Sections 22035 and 22050 and Carlsbad Municipal Code Sections 3.28.110(A) and 3.28.120 allow the City Council by a four-fifths vote to authorize the repair or replacement of a public facility, take any directly related and immediate action required by the emergency, and procure the necessary equipment, services and supplies for these purposes without following formal bidding procedures; and

WHEREAS, as permitted by California Public Contract Code Section 22050, the City Council has delegated authority to authorize emergency repairs to the City Manager, subject to review by the City Council by a four-fifths vote at its next regularly scheduled meeting not later than 14 days afterwards; and

NOW, THEREFORE, IT IS DECLARED by the City Manager of the City of Carlsbad as follows:

1. That the above recitations are true and correct.
2. That, subject to review by the City of Carlsbad City Council by a four-fifths vote at its next regularly scheduled meeting, an emergency condition exists in the City of Carlsbad, California, in the area of a sewer pipe that collapsed on the North Batiquitos Interceptor Sewer, Ponto Segment.
3. That city staff may proceed at once to obtain the necessary equipment, services, and supplies to repair the sewer pipe collapse on the North Batiquitos Interceptor Sewer, Ponto Segment, and other affected infrastructure without giving notice for bids to let contracts or following otherwise applicable formal bidding procedures.
4. That the proposed action is statutorily exempt from environmental review under California Public Resources Code Section 21080(b)(2) and (4) and CEQA Guidelines Section 15269(b)-(c), which apply to emergency repairs to publicly owned facilities necessary to maintain service essential to public health, safety or welfare and other specific actions necessary to prevent or mitigate an emergency.

Dated: April 30, 2026

By:   
GEOFF PATNOE  
City Manager