



## Legislation Text

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**File #:** 2018-5694, **Version:** 1

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Consider a resolution authorizing the Mayor to execute a Development Agreement with M4 La Frontera II, LLC regarding Summit II Improvements.

The City is the owner of a property located at 650 Hesters Crossing Road that is improved with a City elevated water storage tank. M4 La Frontera II, LLC (M4) is the owner of the property located at 710 Hesters Crossing Road known as The Summit at La Frontera.

M4 desires to construct a driveway and other improvements across a portion of the City Property to provide pedestrian and vehicular ingress and egress to and from the Summit II Property and Hesters Crossing Road. This Development Agreement allows the City to grant M4 certain access rights and privileges upon the City Property for the purposes of constructing those driveway, landscaping, and fence improvements on the City Property according to the Site Development Plan for Summit II Eastern Drive Improvements.

M4 shall promptly backfill any trench on the City Property and repair any damage caused by or on behalf of M4 to the remainder of City Property. The City grants and conveys to M4 and its agents and contractors a license to access and utilize the City Property to the extent reasonably necessary to install, construct, repair and maintain the improvements.

Simultaneously with the execution of this Agreement, City will grant M4 an easement in order to use this driveway in the future.