

**CITY OF LAKE ELMO
WASHINGTON COUNTY
STATE OF MINNESOTA**

RESOLUTION NO. 2017-067

*A RESOLUTION APPROVING AN AMENDMENT TO DEVELOPER'S AGREEMENT FOR THE
INWOOD 5TH ADDITION PLANNED UNIT DEVELOPMENT*

WHEREAS, the City of Lake Elmo is a municipal corporation organized and existing under the laws of the State of Minnesota; and

WHEREAS, Hans Hagen Homes, 941 NE Hillwind Road, Suite 300, Fridley, MN ("applicant") has previously submitted an application to the City of Lake Elmo ("City") for a Final Plat for Inwood 5th Addition Planned Unit Development; and

WHEREAS, the Lake Elmo City Council considered and approved the Inwood PUD General Concept Plan on September 16, 2014; and

WHEREAS, the Lake Elmo City Council approved the Inwood Preliminary Plat and Preliminary PUD Plan on December 2, 2014; and

WHEREAS, the Lake Elmo City Council adopted Resolution 2017-029 on April 4, 2017 approving the Final Plat and Final PUD for Inwood 5th Addition; and

WHEREAS, a condition of approval of said Resolution 2016-090, establishes that prior to execution of the Final Plat by City officials, the Applicant shall enter into a Developer's Agreement with the City; and

WHEREAS, the Applicant and the City have agreed to enter into such a contract and a copy of the Developer's Agreement was submitted to the City Council for consideration at its June 6, 2017 meeting;

WHEREAS, after further study, it has been determined by the City and Washington County that a trail along 10th Street between Island Trail and Inwood Avenue is not needed and is not being required;

WHEREAS, the City acknowledges that this condition of City Council Resolution 2017-029 approving the Final Plat is no longer a condition of approval and agrees that the Developer shall not be required to construct, dedicate, or convey an easement for a trail along 10th Street between Island Trail and Inwood Avenue.

NOW, THEREFORE, BE IT RESOLVED THAT the City Council does hereby approve an amendment to the Developer's Agreement for Inwood 5th Addition PUD and authorizes the mayor and city Clerk to execute the document.

Passed and duly adopted this 20th day of June, 2017 by the City Council of the City of Lake Elmo, Minnesota.



Mike Pearson, Mayor

ATTEST:



Julie Johnson, City Clerk