

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

**RESOLUTION NO. 2018-093**

*A RESOLUTION APPROVING THE DEVELOPER'S AGREEMENT FOR THE THIRD PHASE  
OF THE BOULDER PONDS PLANNED RESIDENTIAL DEVELOPMENT*

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

**WHEREAS**, OP4 Boulder Ponds, LLC, c/o Excelsior Group, LLC, 1600 Highway 100 S, Ste 400, St. Louis Park, MN 55416 ("Applicant"), has previously submitted an application to the City of Lake Elmo ("City") for a Final Plat for Boulder Ponds; and

**WHEREAS**, the Lake Elmo City Council considered and approved the Preliminary Plat request for Boulder Ponds at a meeting held on September 16, 2014; and

**WHEREAS**, The Lake Elmo City Council adopted Resolution No. 2018-065 on June 19, 2018 approving the Final Plat for Boulder Ponds 3<sup>rd</sup> Addition; and

**WHEREAS**, A condition of said Resolution No. 2018-065 establishes that, prior to the execution of the Final Plat by City officials, the Applicant is to enter into a Developer's Agreement with the City; and

**WHEREAS**, the Applicant and 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 August 8, 2018 meeting.

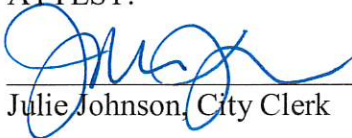
**NOW, THEREFORE**, based on the information received, the City Council of the City of Lake Elmo does hereby approve the Developer's Agreement for Boulder Ponds 3<sup>rd</sup> Addition and authorizes the Mayor and City Clerk to execute the document.

Passed and duly adopted this 8<sup>th</sup> day of August 2018 by the City Council of the City of Lake Elmo, Minnesota.



Mike Pearson, Mayor

ATTEST:

  
Julie Johnson, City Clerk