

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

RESOLUTION NO. 2023-046

*A RESOLUTION APPROVING THE DEVELOPMENT AGREEMENT FOR EBERTZ
ADDITION*

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

WHEREAS, Drake Motor Partners LE LLC, a Colorado limited liability company (the “Applicant”) previously submitted an application to the City for a final plat and final PUD plan for Ebertz Addition; and

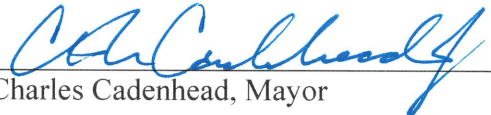
WHEREAS, the Lake Elmo City Council adopted Resolution No. 2023-047 on May 16, 2023 approving the final plat and final PUD plan for EBERTZ Addition; and

WHEREAS, the conditions of approval of the final plat and final PUD plan in the Resolution No 2023-047 included a requirement that the Applicant enter into a development agreement acceptable to the City Attorney and approved by the City Council that delineates who is responsible for the design, construction, and payment of the required improvements with financial guarantees therefore; and

NOW, THEREFORE, the City Council of the City of Lake Elmo hereby:

1. Approves the Development Agreement for EBERTZ Addition and authorizes the Mayor and City Clerk to execute it. The City Attorney is authorized to insert a list of the plan documents approved by the City Engineer in Exhibit B and insert the cost estimates for securities as approved by the City Engineer in Exhibit C of the Development Agreement.

Passed and duly adopted this 16th day of May, 2023 by the City Council of the City of Lake Elmo, Minnesota.


Charles Cadenhead, Mayor

ATTEST:


Julie Johnson, City Clerk