

**RESOLUTION NO. 2020-12-XXX (R)**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE A DEVELOPMENT AGREEMENT FOR ERWIN FARMS PHASE 4, BETWEEN THE CITY OF MCKINNEY, TEXAS, AND MM JOPLIN 60, LLC TO ESTABLISH ANNEXATION, DEVELOPMENT AND INFRASTRUCTURE STANDARDS FOR THE SUBJECT PROPERTY LOCATED ON THE EAST SIDE OF BLOOMDALE, NORTH OF WILMETH ROAD AND WEST OF HARDIN BOULEVARD**

**WHEREAS,** the Owner commits to annex the with phase 4 of the development into McKinney's Corporate Limits and develop the property pursuant to the development standards included in the proposed Development Agreement; and

**WHEREAS,** The Texas Department of Transportation is evaluating a route for a multilane limited access roadway (freeway) that could impact a portion of the Erwin Farms Phase 4 development.

**WHEREAS,** the Owner has agreed to delay the construction of 26 lots within Erwin Farms Phase 4 for 5 years from the execution date of the agreement; and

**WHEREAS,** the if the Texas Department of Transportation concludes that the route will not be along Bloomdale Boulevard or if TxDOT or Collin County has not purchased the land from Erwin Farms to preserve the ROW within five years, the developer would be allowed to develop the 26 lots; and

**WHEREAS,** the City will allow the developer to construct Bloomdale Road in its current location at a modified set of standards because it is expected the road will be removed when TxDOT constructs the freeway; and

**WHEREAS,** the Owner will escrow funds for future utility construction.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, THAT:**

Section 1. The City Council of the City of McKinney, Texas hereby approves the Development Agreement for Erwin Farms Phase 3 between the City of McKinney and CADG Erwin Farms, LLC.

Section 2. The City Manager is authorized to execute the Development Agreement for Erwin Farms Phase 3 between the City of McKinney and CADG Erwin Farms, LLC.

Section 3. This Resolution shall take effect immediately from and after the date of passage and is so resolved.

**DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, ON THE 15<sup>th</sup> DAY OF DECEMBER, 2020.**

CITY OF MCKINNEY, TEXAS

---

GEORGE C. FULLER  
Mayor

ATTEST:

---

EMPRESS DRANE  
City Secretary  
JOSHUA STEVENSON  
Deputy City Secretary

APPROVED AS TO FORM:

---

MARK S. HOUSER  
City Attorney