

PETSCHE & ASSOCIATES, INC.

Professional Engineers • Land Surveyors • Development Consultants

March 31, 2014

Mr. Rob Daake, Deputy City Manager
Mr. Barry Shelton, Executive Director of Development Services
Mr. Mark Hines, Director of Engineering
Mr. Michael, Assistant Director of Engineering
Mr. Mark Houser, City Attorney
City of McKinney, Texas
221 N. Tennessee
McKinney, TX 75069

Re: Second Amended and Restated Development Agreement for West of Custer, Stonebridge Ranch Planned Development (the "Agreement") - Extension of time to complete the public improvements with a current completion date of March 31, 2014.

Gentlemen:

As agent for the Developer (D.R. Horton – Texas, Ltd., 206 McKinney, LLC), I am hereby requesting an extension of time for any unconstructed roadways which were to be constructed under Section V.B. of the above referenced development agreement with a completion date of March 31, 2014. Furthermore, I am proposing that the revised completion dates be in accordance with the attached drawing labeled, "West of Custer Thoroughfare Phasing Exhibit" which depicts Virginia Parkway Phase 2, Virginia Parkway Phase 5A, Independence Parkway Phase 5A, and Independence Parkway Phase 5B to be constructed with a completion date of September 30, 2014, and the remaining roads to be constructed with a completion date of April 1, 2015. I am making this request due to circumstances beyond our control, namely AT&T's relocation of fiber optic lines which ran on the south side of Rockhill Road (Virginia Parkway) for the entire length of the Virginia Parkway project (along with relocation of a major switch box), together with the Atmos' relocation of their high pressure gas main on the north side of Virginia which ran from the intersection of Virginia and Independence west approximately 1500 feet. Both of these factors made the construction of the Virginia Parkway/Independence Parkway intersection and a majority of the length of Virginia Parkway impossible. We made our initial notification to both AT&T and Atmos relating to their need to relocate back in October of 2012. The aforementioned roadway sections are under contract, the preconstruction meetings for which were on April 29, 2013 which means all of our plans were approved, permitted, and ready to go eleven months ago. We finally received notification from AT&T on March 3, 2014 that all of their splicing was complete and that there would be no more of their items at would interfere with our expansion of Virginia Parkway. On March 24, 2014 we received notification from Atmos that their new high pressure gas main was welded and in the ground, but the switch-over from the old to the new could not be made until late April when we have a forecast of three consecutive days where the temperature will not go below 60°.

Second Amended
Development Agreement.
Extension of Time Request
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I trust that all of the above will justify our request. Please do not hesitate to contact me should you have any questions or require additional information.

Sincerely,

PETSCHE & ASSOCIATES, INC.

Peter J. Petsche, PLS, President

Agreed:

City of McKinney

By: Rob Daake, Deputy City Manager, or his designee

CC: David Booth
Damon Ainsworth
Mehrdad Moayedi
Steve Lenart
George Mitchell
Joe Hickman