

RESOLUTION NO. 2023-05-XXX (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE A ROADWAY IMPACT FEE CREDIT AGREEMENT WITH MM JOPLIN 60, LLC FOR THE CONSTRUCTION OF A TWO-LANE PORTION OF TAYLOR BURK DRIVE (EXTENDING APPROXIMATELY 2,003 LINEAR FEET), GENERALLY LOCATED ON THE SOUTHEAST CORNER OF BLOOMDALE ROAD (CR 164) AND FUTURE TAYLOR BURK DRIVE (CR 943)

WHEREAS, Taylor Burk Drive is an arterial that will serve Developer's property known as Erwin Farms Phase 4 Addition, which is located on the south side of County Road 164 (Bloomdale Road) immediately west of Erwin Farms Phase 3 Addition in the City of McKinney, Collin County, Texas (the "Property"); and

WHEREAS, Developer will construct Roadway Improvements on Taylor Burk Drive identified herein below that are eligible for impact fee credits which shall be applied to the Property; and

WHEREAS, City has agreed that Developer shall construct the two (2) northbound lanes of an approximately two thousand three linear foot (2,003') portion of the roadway project known as Taylor Burk Drive; and

WHEREAS, Developer will dedicate to the City the necessary right-of-way for the Roadway Project; and

WHEREAS, City has identified Taylor Burk Drive on the City's roadway improvement plan, which is a part of the City's Roadway Impact Fee Ordinance; and

WHEREAS, for the construction of the referenced roadway project, Developer shall receive impact fee credits, which shall attach to the Property.

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 authorizes the City Manager to execute a roadway impact fee credit agreement with MM Joplin 60, LLC.
- Section 2. Upon the construction and acceptance of 2 lanes of future Taylor Burk Drive (extending approximately 2,003 linear feet), roadway impact fees for up to 206 single family residential lots within Erwin Farms Phase 4 will be waived.
- 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 2nd DAY OF MAY, 2023.

CITY OF MCKINNEY, TEXAS

GEORGE C. FULLER
Mayor

ATTEST:

EMPRESS DRANE
City Secretary

APPROVED AS TO FORM:

MARK S. HOUSER
City Attorney