

STAFF REPORT
City of Lancaster

CC 8
03/22/11
MVB

Date: March 22, 2011

To: Mayor Parris and City Council Members

From: Robert C. Neal, Director of Public Works

Subject: **Amendment to Undertaking Agreement for Conditional Use Permit No. 07-06 – Located on the Southwest Corner of Avenue H and 10th Street West**

Recommendation:

Approve and accept an Amendment to the existing Undertaking Agreement, extending the date of completion to March 22, 2013, submitted by Crosspoint Development, LLC (“Developer”) for Conditional Use Permit No. 07-06, located on the southwest corner of Avenue H and 10th Street West.

Background:

In the undertaking agreement, the Developer agrees to complete the improvements under which the Project was conditioned. These improvements usually consist of curbs, gutters, sidewalks, asphalt pavement, drainage basins, storm drains, water and sewer systems, landscaping, and street lighting systems. The improvement securities posted with the undertaking agreement secure that completion of the conditioned improvements. If the Developer fails to complete these improvements, the City may use the posted securities to pay for the completion of the improvements.

On November 17, 2009, the City and Developer entered into that certain undertaking agreement and the Developer posted securities to complete the required improvements for Conditional Use Permit No. 07-06. The agreement expired November 17, 2010. On February 16, 2011, the City Engineer received a letter from the Developer requesting an extension.

Staff recommends that the Council approve an Amendment to the existing Undertaking Agreement, extending the completion date to March 22, 2013, submitted by Crosspoint Development, LLC, for Conditional Use Permit No. 07-06.

GA:lcs

Attachments:

Undertaking Agreement Amendment
Map