

RESOLUTION NO. 2006-09-03

A RESOLUTION OF THE CITY OF WESTON, TEXAS, APPROVING THE 1ST AMENDMENT TO THAT CERTAIN DEVELOPMENT AGREEMENT DATED DECEMBER 13, 2005, ADOPTED PURSUANT TO SUBCHAPTER G, CHAPTER 212 OF THE TEXAS LOCAL GOVERNMENT CODE, BY AND BETWEEN THE CITY OF WESTON AND HONEY CREEK PARTNERS, L.P., A TEXAS LIMITED PARTNERSHIP AND WESTON LAND LTD., A TEXAS LIMITED PARTNERSHIP; PROVIDING FOR THE INCLUSION OF APPROXIMATELY 20.09 ACRES OF LAND INTO THE DEVELOPMENT (THE "PROPERTY"); PROVIDING FOR THE APPLICATION OF THE DEVELOPMENT AGREEMENT TERMS AND CONDITIONS TO THE PROPERTY; AUTHORIZING THE MAYOR TO EXECUTE THE 1ST AMENDMENT TO THE DEVELOPMENT AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Weston, Texas is a Type A general-law municipality located in Collin County, created in accordance with the provisions of Chapter 6 of the Local Government Code and operating pursuant to the enabling legislation of the State of Texas; and

WHEREAS, on December 13, 2005 the City Council approved Resolution 2005-12-02 authorizing the Mayor to execute that certain Development Agreement dated December 13, 2005 by and between the City of Weston and Honey Creek Partners, L.P., a Texas Limited Partnership and Weston Land Ltd., a Texas Limited Partnership; and

WHEREAS, Honey Creek Partners, L.P. and Weston Land Ltd. have petitioned the City to amend the Development Agreement to include an approximately 20.09 acre tract into the development and to apply the terms of said agreement to the Property; and

WHEREAS, the City Council has thoroughly reviewed the proposed 1st Amendment to the Development Agreement, attached hereto and incorporated herein as Exhibit "A", and has determined that the 1st Amendment to the Development Agreement is in the best interest of the City of Weston and its citizens; and

WHEREAS, based on the forgoing the City Council desires to approve the 1st Amendment to the Development Agreement and would direct the Mayor to execute the same on behalf of the City and the City Secretary to file a copy of the fully executed 1st Amendment to the Development Agreement in the real property records of the County.

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


SECTION 1. The 1st Amendment to the Development Agreement, attached hereto and incorporated herein as Exhibit "A" to this Resolution, is hereby in all things approved. A copy of the 1st Amendment to the Development Agreement shall be kept on file with the Office of the City Secretary.

SECTION 2. The Mayor of the City of Weston is hereby authorized to execute the 1st Amendment to the Development Agreement and the City Secretary is directed to file a copy of the fully executed 1st Amendment to the Development Agreement in the Collin County property records.

SECTION 3. EFFECTIVE DATE.


This resolution shall be effective upon its adoption.

RESOLVED AND ENTERED this the 12 day of September 2006.



Patti Harrington, Mayor

ATTEST:



Susan M Coffer, City Secretary

