

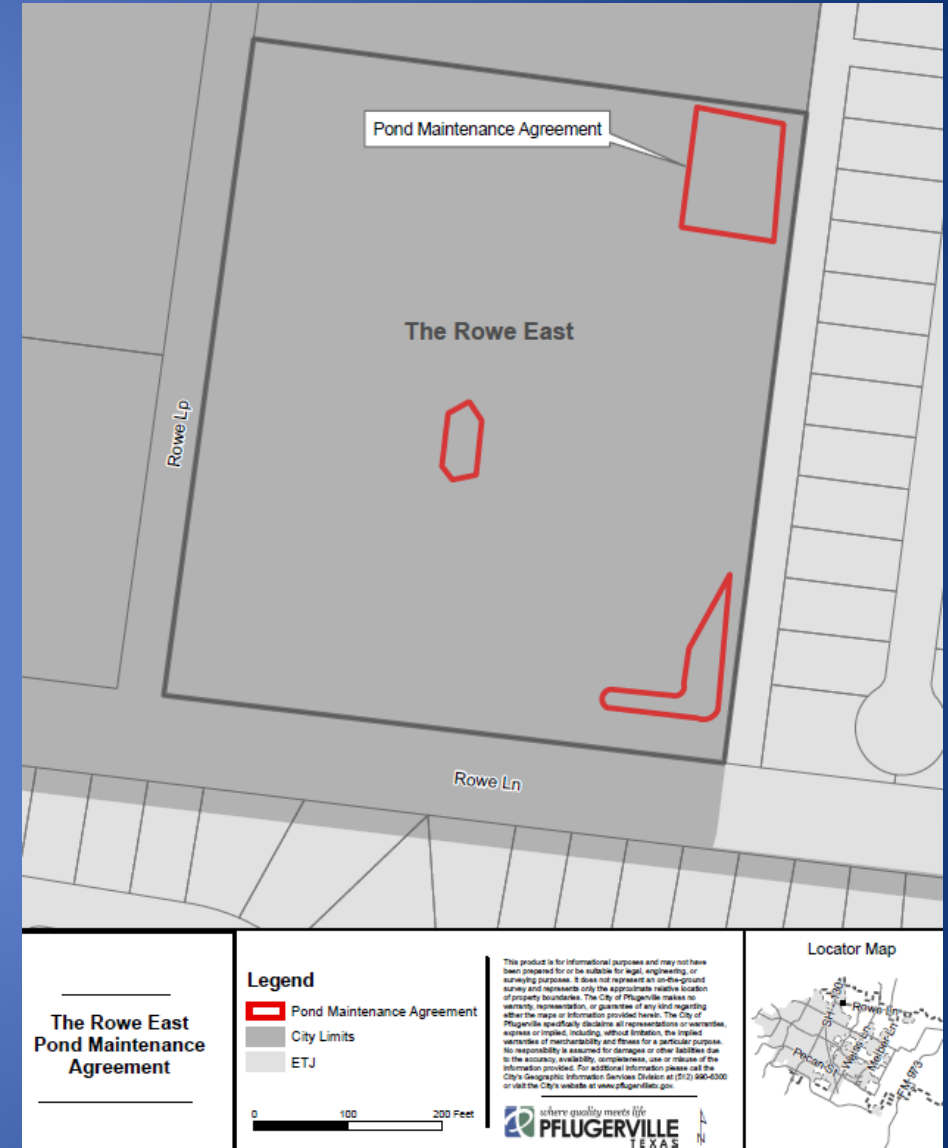


Approving a Storm Water Facilities Maintenance Covenant, License and Agreement for the Rowe East Condo development located northeast of the intersection of Rowe Lane and Rowe Loop and authorizing the City Manager to execute the agreement.



Overview

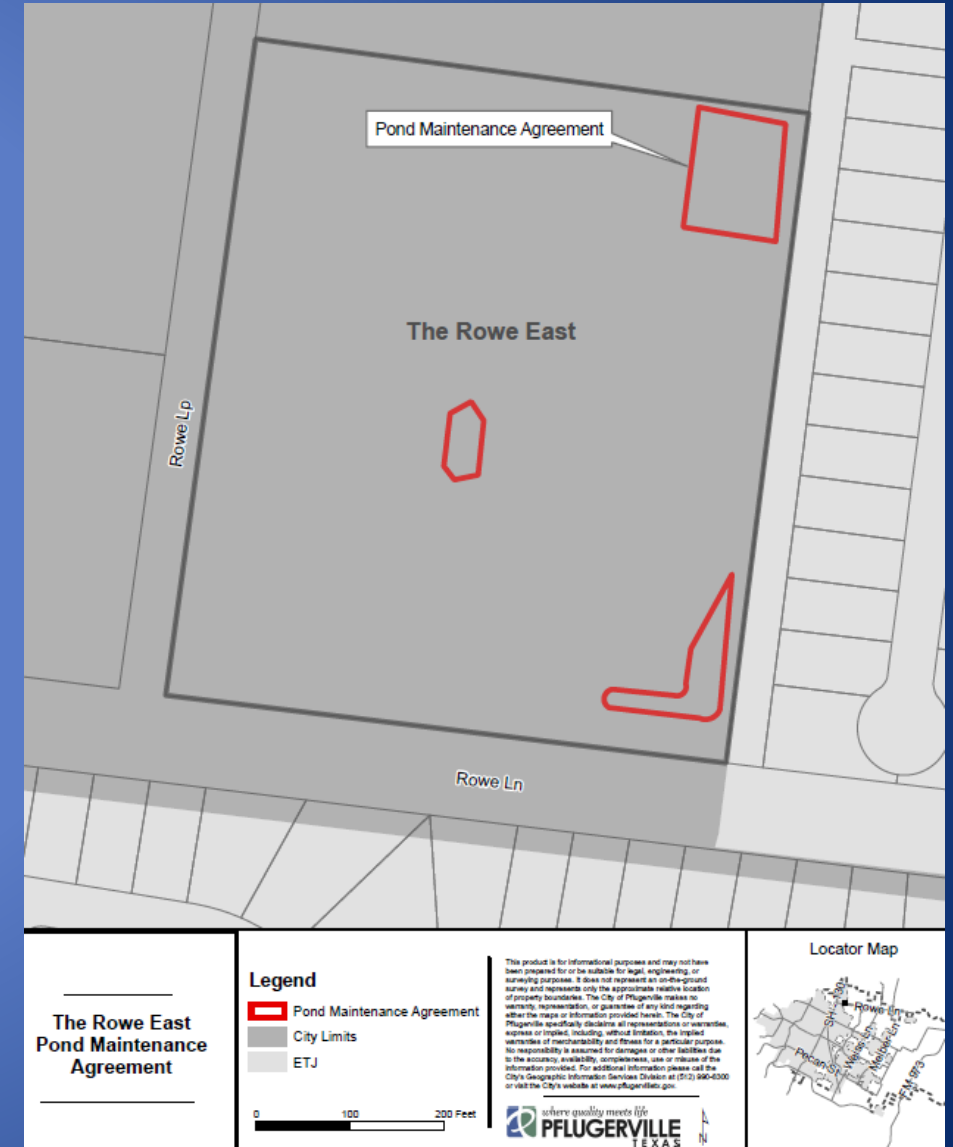
- The Rowe East Condo development will incorporate aboveground detention ponds to detain storm water runoff from the property.
- This agreement between the property owner, Tiemann Land & Cattle Development, Inc. and the City of Pflugerville spells out the owner's responsibility to maintain the proposed drainage facilities in perpetuity.
- The City Attorney has reviewed and approved the Agreement instrument as to form





Background

- This agreement spells out the owner's responsibility to maintain the drainage facilities in perpetuity. Inspection and maintenance will be the sole responsibility of the property owner.
- In the event the system is not being properly maintained, this agreement gives the City the right to enter the property and perform any inspection, monitoring, operation, maintenance, replacement, upgrade or repair necessary for the duration of such activities and allows for the City to recover the costs associated with such actions.
- Reference Part III, Section B.4.b.3 of the General TPDES (Texas Pollutant Discharge Elimination System), Phase II Municipal Separate Storm Sewer System (MS4) permit, which requires that the City require the owner or operator of a site to develop and implement a maintenance plan





Recommended Action

Staff recommends approval of this agreement as requested.