



City of Pflugerville

Legislation Details (With Text)

File #: RES-0753 **Version:** 1 **Name:**
Type: Resolution **Status:** Passed
File created: 8/13/2020 **In control:** Engineering Dept
On agenda: 8/25/2020 **Final action:** 8/25/2020
Title: Approving a resolution with the caption reading: A Resolution of the City of Pflugerville, Texas accepting a Stormwater Facilities Maintenance Covenant, License and Agreement for Rowe West Pond Maintenance between Rowe Land Development Partners, LP ("Owner") and the City of Pflugerville ("City").

Sponsors:

Indexes:

Code sections:

Attachments: 1. Agreement Exhibit (1).pdf, 2. Maintenance Agreement (1).pdf, 3. Resolution Document (1).pdf, 4. Draft Presentation_RES-0753

Date	Ver.	Action By	Action	Result
8/25/2020	1	City Council	Adopted	Pass

Approving a resolution with the caption reading: A Resolution of the City of Pflugerville, Texas accepting a Stormwater Facilities Maintenance Covenant, License and Agreement for Rowe West Pond Maintenance between Rowe Land Development Partners, LP ("Owner") and the City of Pflugerville ("City").

The Rowe West Condo development will incorporate an aboveground detention pond to detain storm water runoff from the property. This agreement between Rowe Lane Development Partners, LP. and the City of Pflugerville spells out the owner's responsibility to maintain the facilities in perpetuity. Inspection and maintenance will be the sole responsibility of the property owner; however, 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 any new development or redeveloped site to develop and implement a maintenance plan addressing maintenance requirements for any structural control measures installed on site.

This Resolution authorizes City Manager Signature on the proposed pond maintenance agreement.

Prior City Council Action

None.

Deadline for City Council Action

None.

Funding Expected: Revenue Expenditure N/A

Budgeted Item: Yes ___ No ___ N/A X

Amount: N/A

1295 Form Required? Yes ___ No X

Legal Review Required: N/A ___ Required X Date Completed: 8/07/2020

Supporting documents attached:

Resolution Document, Agreement Exhibit

Recommended Action

Staff recommends approval of this Resolution as requested.