



## Legislation Details (With Text)

<b>File #:</b>	ORD 19-050	<b>Version:</b>	1	<b>Name:</b>	
<b>Type:</b>	Ordinance	<b>Status:</b>		Agenda Ready	
<b>File created:</b>	5/28/2019	<b>In control:</b>		City Council	
<b>On agenda:</b>	6/4/2019	<b>Final action:</b>			
<b>Title:</b>	Consideration of and action on approval of a sewer line maintenance agreement with Molto Properties Fund III LLC.				
<b>Sponsors:</b>					
<b>Indexes:</b>					
<b>Code sections:</b>					
<b>Attachments:</b>	1. Sewer Maintenance Agreement signed by Molto				

Date	Ver.	Action By	Action	Result
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Consideration of and action on approval of a sewer line maintenance agreement with Molto Properties Fund III LLC.

### Summary:

This agreement is between the City of Deer Park and Molto Properties Fund III LLC for the sewer line serving the property being annexed. Under this agreement, the City would apply to TxDOT for an easement under SH 225 and the property owner would agree to construct and maintain the line. More specifically, the agreement provides that:

- 1) City will request sewer line easement under State Highway 225 from Texas Department of Transportation.
- 2) Property Owner shall pay and install a sewer line from the City's point of connection.
- 3) Property Owner shall abide by all City's codes and ordinances in regards to sewer connection.
- 4) That Property Owner shall not allow any other property owner to connect to the sewer line without the City's express consent given in connection with the annexation of such other property to the City.
- 5) Property Owner or future Property Owners or Assigns will be solely liable for the installation, relocation, repair and replacement or maintenance of the sewer line.

The parties acknowledge that this agreement is so that Property Owner can connect a sewer line from the City of Deer Park.

### Fiscal/Budgetary Impact:

No cost to the City.

Approve the agreement.