

MOTION TO AMEND

I hereby move to amend Bill No. 02R-4 in the following manner:

1. Amend site specific condition 1.1.2 of Exhibit "A" attached to Bill No. 02R-4 to read as follows:

- 1.1.2 Add a note indicating that the City is not held responsible for any development costs associated with this subdivision except as follows:

- (a) The City agrees, subject to approval of future funding by the City Council through its normal capital improvement project and budgeting procedures in fiscal year 2002/2003, to reimburse the developer Patrick Mooberry for the cost to construct street and sidewalk improvements with the extension of Ashbrook Drive to the south abutting the west side of Edenton South Phares Park designated as proposed Outlot "B" on the preliminary plat of Parker's Landing; and
 - (b) The City agrees to purchase and plant the required street trees along Ashbrook Drive abutting Outlot "B" at City's own cost and expense.

2. Amend general condition 3.2 of Exhibit "A" to read as follows:

- 3.2 An agreement is signed between the City and the Developer Patrick Mooberry indicating providing that the City is not responsible for any development costs associated with this subdivision except as follows:

- (a) The City agrees, subject to approval of future funding by the City Council through its normal capital improvement project and budgeting procedures in fiscal year 2002/2003, to reimburse the developer Patrick Mooberry for the cost to construct street and sidewalk improvements with the extension of Ashbrook Drive to the south abutting the west side of Edenton South Phares Park designated as proposed Outlot "B" on the preliminary plat of Parker's Landing; and

(b) The City agrees to purchase and plant the required street trees along Ashbrook Drive abutting Outlot "B" at City's own cost and expense.

Introduced by:

Approved as to Form & Legality:

City Attorney

Staff Review Completed:

Administrative Assistant

Requested by: Parks and Recreation and the Developer, Patrick Mooberry

Reason for Request: The extension of Ashbrook Drive to the south abutting Edenton South Phares Park provides some benefit to the Parks and Recreation Department and therefore the Department deems it appropriate to pay its fair share of the cost of those improvements.