



Town of Johnstown

TOWN COUNCIL CONSENT AGENDA COMMUNICATIONS

AGENDA DATE: October 16, 2023

SUBJECT: First Amendment to the Subdivision Development and Improvement Agreement, East Ledge Rock Center, Filing No. 3

ATTACHMENTS:

1. First Amendment to the Subdivision Development and Improvement Agreement, East Ledge Rock Center, Filing No. 3
2. Exhibit of Final Development Plan for East Ledge Rock, Filing No. 3

PRESENTED BY: Matt LeCerf, Town Manager

AGENDA ITEM DESCRIPTION:

Enclosed for your review and consideration is the First Amendment to the Subdivision Development and Improvement Agreement (SDIA) for East Ledge Rock Center, Filing No. 3. For reference, the initial SDIA was approved by Council on February 6, 2023, and subsequently recorded. The SDIA was specific to East Ledge Rock Center, Filing No. 3 as indicated in the attached Development Plan.

The Developer has requested that Exhibit B-3 of the SDIA for East Ledge Rock Center, Filing No. 3 be amended. The current language states that prior to Notice of Construction Acceptance, the Developer is obligated to pay to the Town a cash-in-lieu amount for a proportional share of the planned West Johnstown Tank (Water Tank Payment).

The Developer has requested the language be amended to state the Water Tank Payment be due and owing to the Town prior the issuance of each of the single-family building permits.

LEGAL ADVICE:

The Town Attorney has drafted the First Amendment to the Subdivision Development and Improvement Agreement for East Ledge Rock Center, Filing No. 3

FINANCIAL ADVICE:

The Community That Cares

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N/A

RECOMMENDED ACTION: Approve the First Amendment to Subdivision Development and Improvement Agreement for East Ledge Rock Center, Filing No. 3

Reviewed and Approved for Presentation,



Town Manager

The Community That Cares

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