



## AGENDA ITEM SUMMARY FORM

**PROPOSED MEETING DATE:** March 5, 2024  
**PREPARED BY:** Michael Burrell, Interim Development Services Director  
**DEPARTMENT:** Development Services

### AGENDA ITEM DESCRIPTION:

Consideration, discussion, and possible action on a License Agreement for the ShadowGlen Phase 3 development with Meritage Homes of Texas, LLC.

### BACKGROUND/SUMMARY:

This is a license agreement requested by the developer, Meritage Homes of Texas, LLC to construct a retaining wall for the ShadowGlen Phase 3 development. The retaining wall will be constructed on developer's property. The license agreement will allow the use of City owned property for the construction, maintenance and repair of the retaining wall. The developer is responsible for the use of the hatched marked area of the licensed property to construct the retaining wall. The remaining portion of the retaining wall will be constructed by Wilbarger MUD No. 2 through a separate license agreement with the city.

**LEGAL REVIEW:** Yes, Veronica Rivera, Assistant City Attorney  
**FISCAL IMPACT:** No  
**PRESENTATION:** No  
**ATTACHMENTS:** Yes

- License Agreement

### STAFF RECOMMENDATION:

It is the City Staff's recommendation that the City Council approve a License Agreement for the ShadowGlen, Phase 3 development with Meritage Homes of Texas, LLC, and authorize the City Manager to execute the agreement.

**PLANNING & ZONING COMMISSION:**      **Recommend Approval**      **Disapproval**      **None**