



## ENGINEERING SERVICES

**To:** Mayor and Town Council

**From:** Hulon T. Webb, Jr., P.E., Director of Engineering Services

**Through:** Mario Canizares, Town Manager  
Chuck Ewings, Executive Director of Development and Infrastructure Services

**Re:** Wastewater Development Agreement: PROSPER TOLLROAD J.V.

**Town Council Meeting – April 25, 2023**

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**Agenda Item:**

Consider and act upon authorizing the Town Manager to execute a Wastewater Development Agreement between PROSPER TOLLROAD J.V., and the Town of Prosper, Texas, related to the extension of a sanitary sewer line from Armstrong Lane to the Lakes of Prosper lift station.

**Description of Agenda Item:**

PROSPER TOLLROAD J.V., owns approximately 66.05 acres of land on the northeast corner of Prosper Trail and the Dallas North Tollway. In order for development to occur, they will be required to extend a sanitary sewer line as depicted on the Town of Prosper Wastewater System Capital Improvement Plan.

Since the proposed sanitary sewer line is depicted on the Town of Prosper Wastewater System Capital Improvement Plan, the actual costs for the design and construction of the improvements are eligible for reimbursement of wastewater impact fees collected from the properties that will be served by the sanitary sewer line. It is anticipated that the construction of the sanitary sewer line will commence before December 31, 2025, and be complete before December 31, 2028.

**Budget Impact:**

The total estimated cost for the design and construction of the sanitary sewer line is \$636,351.50. The terms of the Wastewater Development Agreement include two forms of reimbursement. First, PROSPER TOLLROAD J.V. will receive reimbursement from wastewater impact fees collected from eligible property in the Reimbursement Area defined in the agreement up to the actual costs. PROSPER TOLLROAD J.V. will also receive reimbursement from the Town for the extension of a sanitary sewer line to connect to the Lakes of Prosper Lift Station, estimated to cost \$12,000, within 30 days of the sanitary sewer line extension being complete and accepted by the Town.

**Legal Obligations and Review:**

Terrence Welch of Brown & Hofmeister, L.L.P., has reviewed the agreement as to form and legality. PROSPER TOLLROAD J.V., will contribute up to \$5,000 towards the legal preparation fees.

**Attached Documents:**

1. Town of Prosper Wastewater System Capital Improvement Plan
2. Wastewater Development Agreement

**Town Staff Recommendation:**

Town staff recommends that the Town Council authorize the Town Manager to execute a Wastewater Development Agreement between PROSPER TOLLROAD J.V., and the Town of Prosper, Texas, related to the extension of a sanitary sewer line from Armstrong Lane to the Lakes of Prosper lift station.

**Proposed Motion:**

I move to authorize the Town Manager to execute a Wastewater Development Agreement between PROSPER TOLLROAD J.V., and the Town of Prosper, Texas, related to the extension of a sanitary sewer line from Armstrong Lane to the Lakes of Prosper lift station.