



AGENDA MEMORANDUM

Future Item for the City Council Meeting of March 19, 2019
Action Item for the City Council Meeting of March 26, 2019

DATE: February 18, 2019

TO: Keith Selman, Interim City Manager

FROM: Nina Nixon-Mendez, FAICP, Director, Development Services Department
ninam@cctexas.com
(361) 826-3276

Outside the city limits water contracts for River Edge Village - Phase 1 Subdivision

CAPTION:

Resolution authorizing outside city limits water contracts for River Edge Village - Phase 1 Subdivision.

PURPOSE:

The City Council is required to approve the outside city limits water contract before the contracts for such service can become effective. The City Manager or designee is authorized to execute water service contracts.

RECOMMENDATION:

Approval of the resolution authorizing the City Manager or designee to enter into outside city limits water contracts with property owners of up to 61 lots in River Edge Village Phase 1 subdivision to provide public water to their respective properties located outside the city limits pursuant to Section 55-113 of the City Code of Ordinances.

BACKGROUND AND FINDINGS:

Section 55-111 of the Code of Ordinances requires a written service contract between the City and all owners and record mortgagees and lienholders of such property. The property owner, Saratoga Oaks Apartments, LLC, is proposing to build homes on several tracts of land outside the city limits. Saratoga Oaks Apartments, LLC owns properties known as River Edge Village - Phase 1, Block 1, Lots 1-28; Block 2, Lots 1-3; Block 5, Lots 1-15; Block 7 Lots 1-15, and Block 9 Lot 1. When River Edge Village Phase 1 subdivision was constructed, public waterline was extended to the area and made

available to the properties within River Edge Village Phase - 1 Subdivision.

In order to obtain public water, the property owners must comply with the following requirements:

- a. Enter into a written service contract with the City;
- b. Submit building plans that are in compliance with all city codes and obtain all city permits as if the property were within the City limits; and
- c. Allow inspections of all such building construction.

Water connection will not be approved until after the water service contract has been approved and recorded in the Nueces County records. Pursuant to the requirements of the water service contract, construction of homes may only occur in compliance with City regulations, including building construction permit requirements, as though the property were inside the City.

River Edge Village - Phase 1 Subdivision was approved by the Planning Commission on April 04, 2018 and recorded in the Nueces County map records on January 25, 2019. River Edge Village - Phase 1 Subdivision is located west of County Road 33 between Farm to Market Road 763 and County Road 33.

As part of the development of the subdivision, a waterline was extended from west of CR 33 and north of FM 43 to the subdivision in order to provide public water to the proposed lots.

River Edge Village - Phase 1 Subdivision contains 61 lots. In accordance with Section 55-113 of the Code of Ordinances, the Council would be required to approve each contract for all of the properties. In order to expedite contract execution, the City Council authorizes the City Manager or designee to execute the remaining water service contracts within the subdivision.

Staff recommends City Council approve authorizing the City Manager or designee to enter into outside city limits water contracts with the property owners to provide public water to their property located outside the city limits.

ALTERNATIVES: Not Applicable

OTHER CONSIDERATIONS: Not Applicable

CONFORMITY TO CITY POLICY: Section 55-111 of the City Code requires City Council approval of outside-City-limits water contracts.

EMERGENCY / NON-EMERGENCY: Non-Emergency

DEPARTMENTAL CLEARANCES: Legal

FINANCIAL IMPACT:☐ Operating☐ Revenue☐ Capital☒ Not applicable

Fiscal Year: 2018 - 2019	Project to Date Expenditures (CIP only)	Current Year	Future Years	TOTALS
Line Item Budget				
Encumbered / Expended Amount				
This item				
BALANCE				

Fund(s):

Comments: None**LIST OF SUPPORTING DOCUMENTS:**

Resolution

OCL Water Contract

Exhibit A – Location Map