

# City Council Item

March 13, 2023



<b>Item</b>	Authorize Execution of Stormwater Maintenance Agreements with FOX HILL PROPERTIES, LLC	
<b>File No.</b>	Planning Case #2022-10	<b>Item No:</b> E.9
<b>Agenda Section</b>	<b><u>CONSENT AGENDA</u></b>	
<b>Prepared By</b>	Joe Seidl, Water Resources Engineer	
<b>Reviewed By</b>	Charlie Howley	

## **SUGGESTED ACTION**

"The Chanhassen City Council authorizes execution of three (3) Stormwater Maintenance Agreements with FOX HILL PROPERTIES, LLC, for the purposes of perpetual obligation to maintain the private stormwater best management practices (BMPs) on the property."

<b>Motion Type</b>	Simple Majority Vote of members present
<b>Strategic Priority</b>	Asset Management

## **SUMMARY**

## **BACKGROUND**

The approval of the Fox Ridge subdivision created the need to install privately owned and operated stormwater best management practices (BMP) systems. The BMPs are underground detention/infiltration systems. The BMPs were required in order to meet city and Riley Purgatory Bluff Creek Watershed District requirements. Properly designed, installed, and maintained private stormwater systems have the capacity to allow for stormwater detention and/or infiltration. When not properly designed, installed, and/or maintained, these systems could fail to facilitate the required detention and/or infiltration of stormwater as designed. It is important to ensure that an operations and maintenance agreement is in place with the subject property owner.

## **DISCUSSION**

The attached Stormwater Maintenance Agreements were developed by city staff, the city attorney, and FOX HILL PROPERTIES, LLC, as part of the conditions of the subdivision approval. FOX HILL PROPERTIES, LLC has reviewed and approved these agreements.

## **BUDGET**

N/A

## **RECOMMENDATION**

Staff recommends approving the three (3) Stormwater Maintenance Agreements with FOX HILL PROPERTIES, LLC, for the purposes of perpetual obligation to maintain the private stormwater best management practice (BMP) systems on the property.

## **ATTACHMENTS**

[Stormwater O&M Agreement Fox Ridge Estates Lot 1 Block 1](#)

[Stormwater O&M Agreement Fox Ridge Estates Lot 2 Block 1](#)

[Stormwater O&M Agreement Fox Ridge Estates Lot 3 Block 1](#)