



MEMORANDUM

To: Mayor and City Council

From: Ken Griffin, P.E., Director of Engineering and Public Works

Date: June 11, 2013

Reference: Consider approval of a license agreement within the Main Street development in Old Coppell

2030: Sustainable City Government, Goal 3
Excellent and Well-maintained City Infrastructure and Facilities

Introduction:

This agenda item is being presented for approval to enter into a License Agreement with the Main Street Coppell Property Owners Association to install and maintain landscape and irrigation within property owned by the City of Coppell.

Analysis:

The construction of the Main Street Coppell development within Old Coppell created a situation where public streets were constructed adjacent to the existing developed lots that front South Coppell Road. Typically when a home or business abuts a city street, the property owner is responsible for the maintenance of the landscape all the way to the edge of the paved street. With the adjacent homes and businesses being in place prior to the dedication of the street right-of-way for Burnet and Houston Streets, there was some question as to whether they would be responsible for maintaining the area outside their fenced yards.

To resolve the question, the property owners association requested to install and maintain the landscape and irrigation within the city owned street right-of-way adjacent to these existing homes and businesses. This agreement gives them the right to install and maintain landscape and irrigation in this area even though they do not own the adjacent property.

Approval of this agreement will result in a cohesive landscape plan through the entire development regardless of the adjacent property ownership, and consistent maintenance.

Legal Review:

This agreement was drafted by David Dodd, and is acceptable to the City and the Property Owners Association.

Fiscal Impact:

This item has no fiscal impact to the city.

Recommendation:

City staff from The Parks, Planning, Engineering, and Economic Development Departments were involved in the discussions concerning this agreement. Engineering recommends approval of this agreement with the support of these other departments.