

RESOLUTION NO. 2990-13

**A RESOLUTION OF THE TOWN COUNCIL
OF THE TOWN OF WINDSOR
EXTENDING THE SUBMITTAL DEADLINE FOR A
RESIDENTIAL DEVELOPMENT APPLICATION FOR THE
ESPOSTI PARK APARTMENT PROJECT**

WHEREAS, at the Town Council meeting of November 7, 2012 the Council adopted Resolution 2962-12, which reserved allocations for 2013 for the Esposti Park Apartments and approved and directed the execution of an Allocation Agreement for the project; and

WHEREAS, an Allocation Agreement was entered into on December 11, 2012 between the Town of Windsor and Michael Wright, Esposti Park Apartments, LLC, which reserved allocations for the project, identified the key components of the project, and directed the applicant to file a Residential Development Application with the Town within three (3) months of the executed date of the agreement; and

WHEREAS, the submittal date identified in the executed Allocation Agreement is March 11, 2013; and

WHEREAS, the applicant has met with Town staff on several occasions including meetings on December 18, 2012 and February 7, 2013 to discuss and address issues related to infrastructure requirements, right-of-way, pedestrian crossings, Kendall Way street parking, and Esposti Park improvements that will be incorporated into the project design and plans; and

WHEREAS, the Allocation Agreement requires the applicant to submit the Residential Development Application to the Town in the specified time and provides the applicant an option to request an extension of time by submitting a written request that identifies the requested time of extension and the basis for the extension; and

WHEREAS, the applicant is in the process of preparing submittal materials based on information addressed in the meetings and has determined that they will need additional time to complete the required project exhibits and submittals;

WHEREAS, the applicant submitted a written request on March 7, 2013, incorporated by reference, requesting extension of the submittal deadline to May 31, 2013; and

WHEREAS, the Town Council has the sole discretion to act on a request for an extension of time as identified in the executed Allocation Agreement; and

WHEREAS, the Town Council has reviewed the applicants request for extension and determined that the applicant has been working with staff in a timely fashion on development of the project materials and submitted the appropriate written request for an extension of time.

NOW, THEREFORE, BE IT RESOLVED THAT the Town of Windsor Town Council, hereby, approves the applicants request to extend the submittal deadline for the Esposti Park Apartments project to May 31, 2013.

PASSED, APPROVED AND ADOPTED this 17th day of April 2013, by the following vote:

- AYES: COUNCILMEMBER ALLEN, FUDGE, OKREPKIE, SALMON AND MAYOR GOBLE**
- NOES: NONE**
- ABSTAIN: NONE**
- ABSENT: NONE**



ROBIN GOBLE, MAYOR

ATTEST:



MARIA DE LA O, TOWN CLERK