

RESOLUTION NO. 2599-10

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF WINDSOR
APPROVING AN ALLOCATION AGREEMENT AND
AUTHORIZING THE TOWN MANAGER TO EXECUTE THE AGREEMENT PER
THE REQUIREMENTS OF THE TOWN'S GROWTH CONTROL ORDINANCE FOR
THE WINDSOR GATEWAY PROJECT**

WHEREAS, the Town Council adopted a Growth Control Ordinance to accommodate growth anticipated under the General Plan and to control new development so that it occurs concurrently with necessary public services, facilities, and infrastructure; and

WHEREAS, the Town Council adopted Resolution 2173-07 which established the process for consideration of merit presentations and allocation applications in conjunction with the Town's Growth Control Ordinance; and

WHEREAS, The Town Council updates its Growth Control Ordinance on an annual basis to ensure that public services, facilities, and infrastructure needs are being addressed; and

WHEREAS, during the annual update process the Town Council determines the number of allocations that will be assigned to various projects; and

WHEREAS, the Growth Control Ordinance defines an allocation as a unit representing a potential residential dwelling units, as reserved for in a specific year in accordance with the Growth Control Ordinance, which reserved allocations are released upon final discretionary approval of the project that is subject to a Residential Development application; and

WHEREAS, at the Town Council Growth Control Ordinance annual review meetings in 2007, 2008, and 2009 the Town Council adopted Ordinance Nos.2006-210 and 2007-227 and Resolution 2393-08 and 2566-09 (herein incorporated by reference) allocating a total of 106 allocations for the Windsor Gateway project; and

WHEREAS, the Town Council reviewed the recommendations of the Windsor Gateway Sub-Committee at its October 7, 2009 meeting and forwarded comments to the applicant for incorporation into the project, which included the addition of 16 residential units; and

WHEREAS, at the Town Council meeting of November 4, 2009, the Town Council reviewed and reserved 16 allocations for calendar year 2010 for the Windsor Gateway project; and

WHEREAS, the Growth Control Ordinance requires the execution of an Allocation Agreement for projects granted allocations from the Town Council; and

NOW, THEREFORE, BE IT RESOLVED that the Town Council approves an Allocation Agreement and authorizes the Town Manager to execute the agreement with the developers of the Windsor Gateway per the requirements of the Growth Control Ordinance and based on the 2007-2009 Town Council Annual Growth Control reviews, comments from the October 7, 2009 Town Council meeting reviewing the sub-committees recommendations, Ordinances 2006-210 and 2007-227, and Resolutions 2393-08 and 2566-09 (herein incorporated by reference).

PASSED, APPROVED, AND ADOPTED this 6th day of January 2010, by the following vote:

AYES: COUNCILMEMBERS ALLEN, FUDGE, GOBLE, SCHOLAR AND
MAYOR SALMON

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE



SAM SALMON, MAYOR

ATTEST:



MARIA DE LA O, TOWN CLERK