

**CITY OF CELINA, TEXAS  
RESOLUTION NO. 2014-40R**

**A RESOLUTION OF THE CITY OF CELINA, TEXAS  
ACKNOWLEDGING THE CONSTRUCTION OF AND CONSENTING TO  
CERTAIN OBLIGATIONS FOR THE MAINTENANCE OF CREEKS OF  
LEGACY DEVELOPMENT ROADWAY AND UTILITY  
IMPROVEMENTS THAT CROSS COLLIN COUNTY RIGHT-OF-WAY.**

**RECITALS**

**WHEREAS**, the City of Celina, Texas (the "City") is a home-rule municipality located partially within Collin County, Texas (the "County"); and

**WHEREAS**, the Creeks of Legacy Development (the "Development") is a residential development within the City and County being developed by CTMGT Frontier 80 (the "Developer"); and

**WHEREAS**, to continue developing the Development, it is necessary for the Developer to construct improvements including certain roadway improvements along Frontier Parkway, a 12-inch water line, and a 12-inch sewer line (collectively, the "Improvements"), which Improvements are more particularly described in **Exhibit A** attached hereto and incorporated herein for all purposes; and

**WHEREAS**, it will be necessary for these Improvements to cross an existing County right-of-way (the "ROW") where the future Dallas North Tollway (the "DNT") will be constructed; and

**WHEREAS**, the City, County, and Developer have agreed upon the rights and responsibilities relating to the construction and maintenance of the Improvements across the ROW as described herein and as further evidenced by the term letter attached as **Exhibit B**.

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CELINA, TEXAS AS FOLLOWS:**

*SECTION 1.* THAT the recitals set forth above in this Resolution are true and correct and are hereby adopted as findings of the City Council and are incorporated into the body of this Resolution as if fully set forth herein.

*SECTION 2.* THAT the Developer shall be responsible for constructing all of the Improvements, and such Improvements shall be dedicated to the City following acceptance by the City.

*SECTION 3.* THAT the County will grant the right for the Developer to install the Improvements across the ROW. However, this shall not constitute a dedication of the ROW from the County, and the ROW shall remain the property of the County.

*SECTION 4.* THAT the City agrees to operate and maintain the Improvements after construction by the Developer and acceptance by the City.

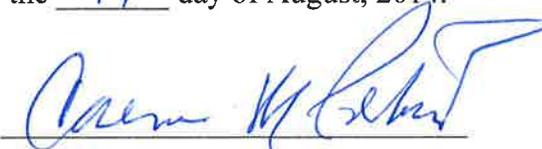
*SECTION 5.* THAT, if necessary, the City agrees to pay all construction expenses related to the relocation or repair of these Improvements as a result of the construction of the future DNT. The County will not be responsible for paying for the relocation or repair of the proposed improvements if needed for the DNT construction.

*SECTION 6.* THAT the City Council approves of and consents to the provisions of the term letter attached as **Exhibit B**. The City Council hereby authorizes the City Manager to execute the term letter on behalf of the City.

*SECTION 7.* THAT this Resolution shall become effective from and after its date of passage in accordance with law.

**PASSED AND APPROVED** on this the 19 day of August, 2014.

ATTEST:

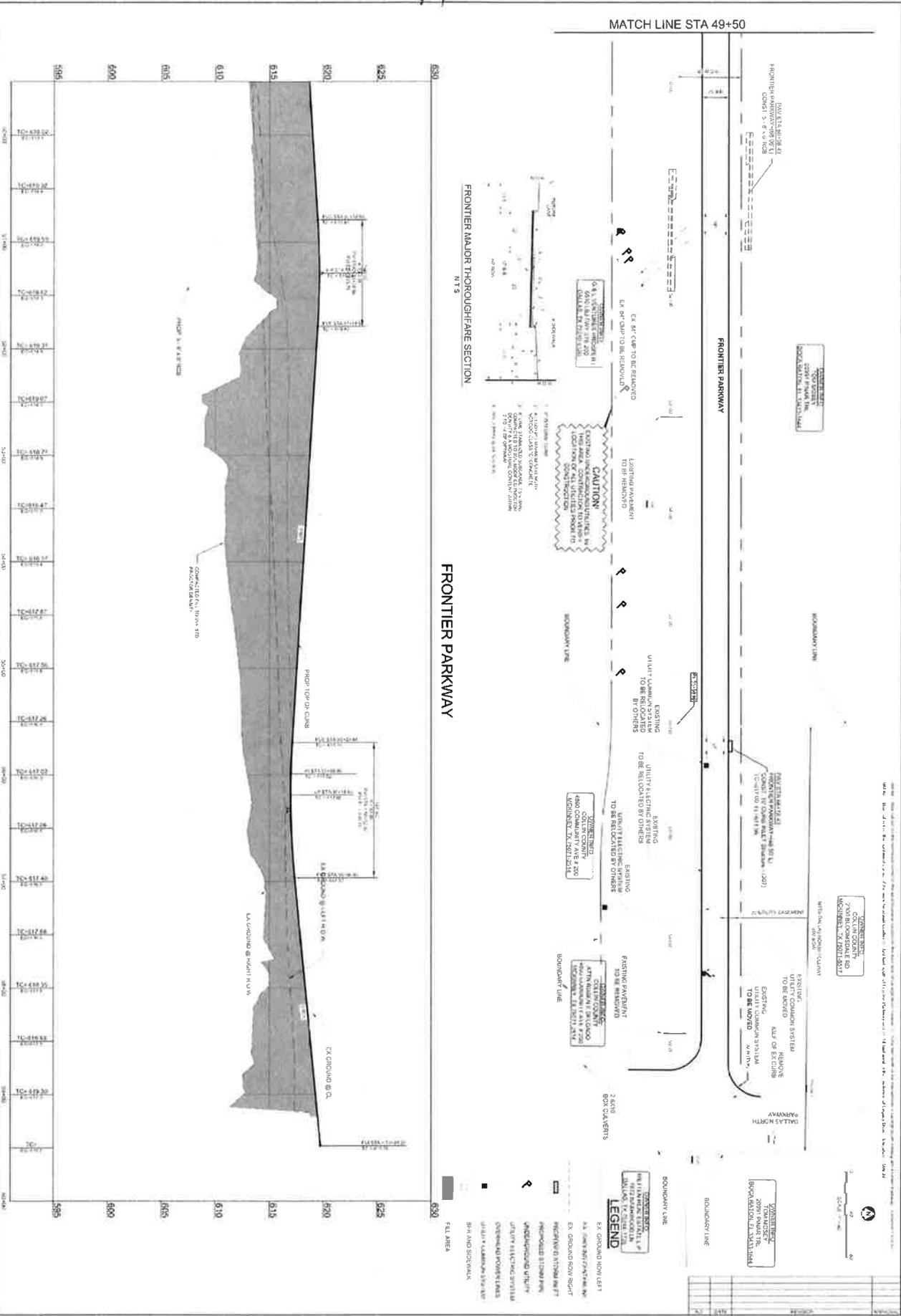
  
\_\_\_\_\_  
Mayor Pro Tem

  
\_\_\_\_\_  
Vicki Faulkner, City Secretary



"A"

MATCH LINE STA 49+50



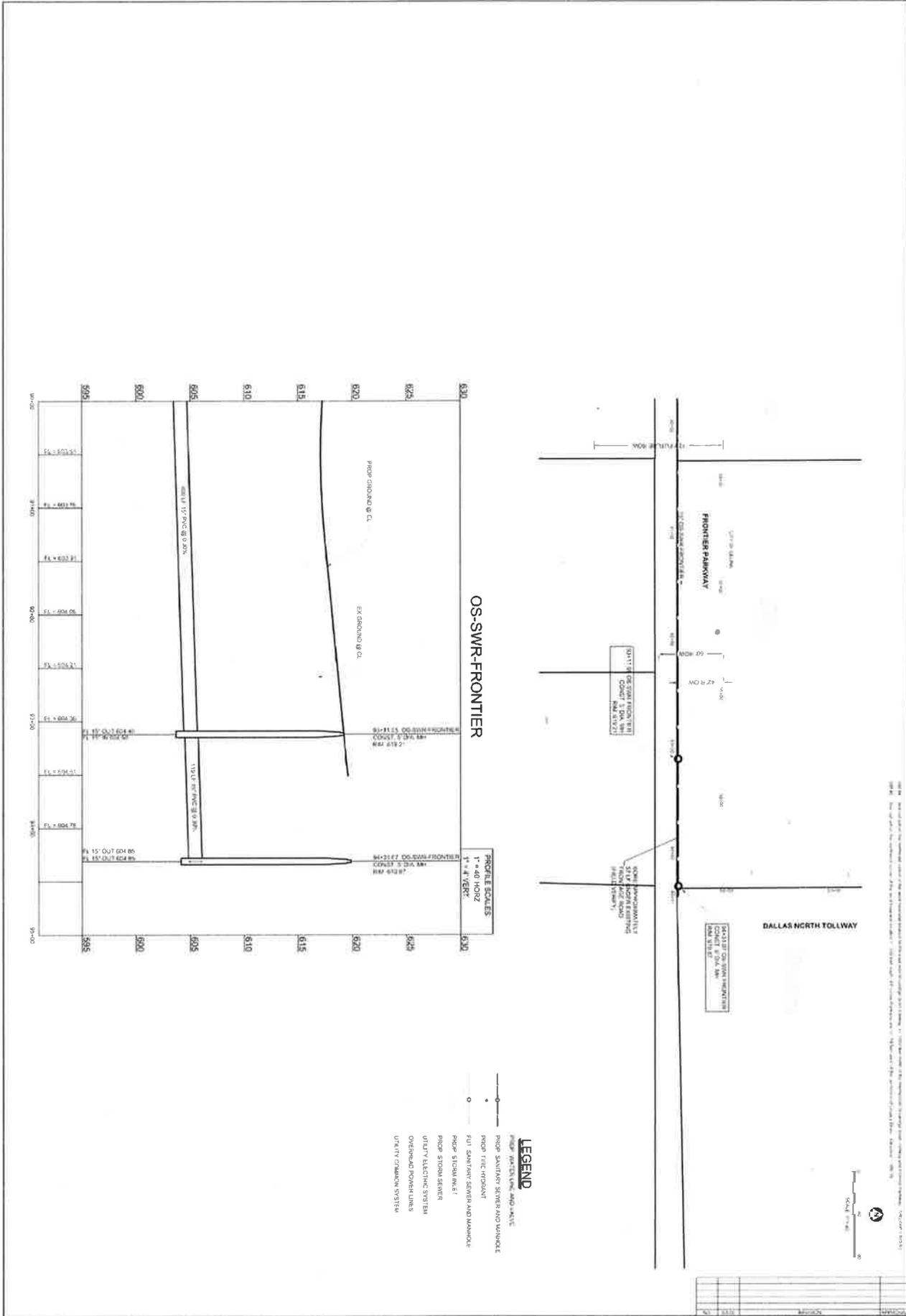
DATE	BY	CHKD

**Centurion American**  
 ENGINEERING & ARCHITECTURE  
 10000 N. CENTURION AVENUE  
 SUITE 100  
 DALLAS, TEXAS 75243  
 TEL: 972.412.1000  
 FAX: 972.412.1001  
 WWW.CENTURIONAMERICAN.COM

**FRONTIER PAVING PLAN & PROFILE**  
**STA 49+50-END**  
**CREEKS OF LEGACY, PH 1**  
**CELINA, COLLIN COUNTY, TEXAS**

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**PELOTON**  
 LAND SOLUTIONS  
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 DALLAS, TEXAS 75244  
 PHONE: 972.412.2100  
 FAX: 972.412.2101  
 WWW.PELOTONLANDSOLUTIONS.COM



**OS-SWR-FRONTIER**

PROFILE SCALES  
 1" = 40' HORIZ  
 1" = 4' VERT

- LEGEND**
- PROPOSED WATER AND SANITARY
  - PROPOSED SANITARY SERVER AND MANHOLE
  - PROPOSED FIRE HYDRANT
  - EXISTING SANITARY SERVER AND MANHOLE
  - PROPOSED STORM DRAIN
  - PROPOSED STORM SEWER
  - PROPOSED UTILITY ELECTRIC SYSTEM
  - PROPOSED OVERHEAD POWER LINES
  - PROPOSED UTILITY GAS/COMMUNICATION SYSTEM



PROJECT NO. 14-000000-0000  
 SHEET NO. 40  
 OF 79

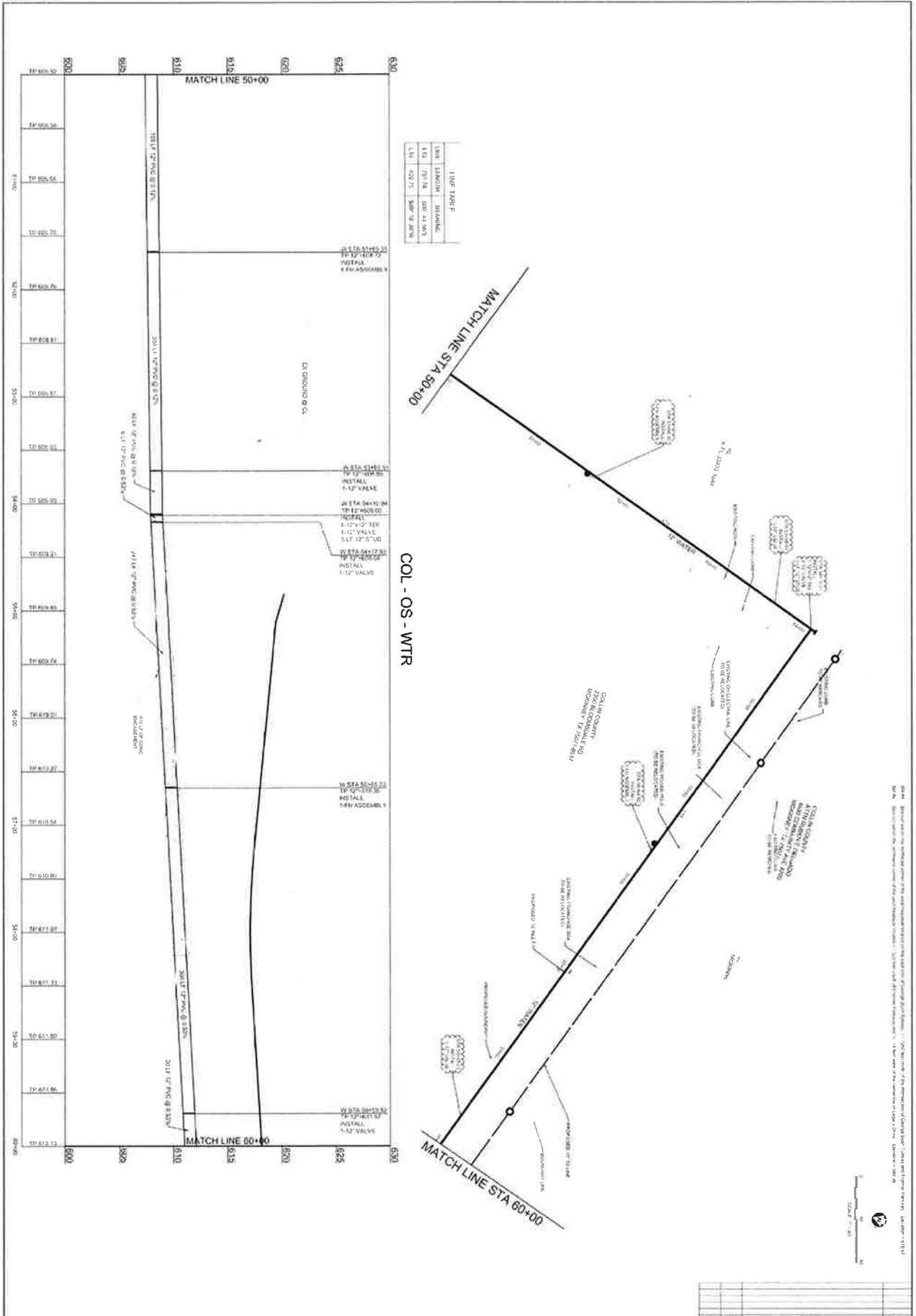
Centurion American  
 A PART OF THE  
 CENTURION GROUP

OFFSITE SANITARY SEWER  
**CREEKS OF LEGACY, PH 1**  
 CELINA, COLLIN COUNTY, TEXAS

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**PELTON**  
 LAND SOLUTIONS

10875 JOHN A. ELL OTT DR  
 SUITE 400  
 FRISCO, TX 75033  
 PHONE 469-212-1800  
 TX PERM NO 12207



LINE TABLE

LINE	1.00	1.00	1.00
TYPE	WATER	WATER	WATER
SIZE	12"	12"	12"
DATE	11/15/17	11/15/17	11/15/17

COL-OS-WTR

DATE: 11/15/2017 10:58:11 AM  
 PROJECT: CREEKS OF LEGACY PH 1  
 SHEET: 20 OF 78



**Centurion American**  
 REALTY PARTNERS

DATE: 11/15/2017 10:58:11 AM  
 PROJECT: CREEKS OF LEGACY PH 1  
 SHEET: 20 OF 78

**OFFSITE WATER PLAN & PROFILE**

**CREEKS OF LEGACY, PH 1**  
 CELINA, COLLIN COUNTY, TEXAS

PROJECT: CREEKS OF LEGACY PH 1  
 SHEET: 20 OF 78

**PELTON**  
 LAND SOLUTIONS

19875 JONK, W. ELLIOTT DR.  
 SUITE 400  
 FRIEDCO TX 75613  
 PHONE: 469.213.1800  
 FAX: 469.213.1297

"B"



August 7, 2014

Mr. Gabe Johnson, PE, PH, CFM  
City Engineer  
City of Celina  
142 N. Ohio Street  
Celina, TX 75009

**RE: Roadway and Utility Crossing – Creeks of Legacy, Celina, Texas**

Dear Mr. Johnson,

This letter is intended to describe the responsibilities by party between the City of Celina and Collin County as it relates to the above mentioned improvements and as shown in the attached exhibit. Roadway and utility improvements are being proposed within existing County right-of-way (ROW) where the future Dallas North Tollway (DNT) will be constructed. The proposed improvements within future DNT ROW consist of the following:

- Northern 2-lanes of Frontier Parkway (60' ROW, 25' Pavement)
- 12-inch Water Line
- 12-inch Sanitary Sewer Line

These improvements are intended to serve the Creeks of Legacy development and surrounding properties. All improvements contained within the future DNT ROW will be constructed by Centurion, then dedicated to and maintained by the City of Celina. The following conditions apply to all proposed infrastructure constructed within the DNT ROW along the Frontier Parkway ROW corridor:

- Collin County will grant the right for Centurion to install the roadway and utility improvements as shown in the attached exhibit across future DNT ROW. This is not a ROW dedication. All ROW will remain the property of Collin County.
- The City of Celina agrees to operate and maintain the roadway and utility improvements shown in the attached exhibit.
- If necessary, the City agrees to pay all construction expenses related to the relocation or repair of these roadway and utility improvements as a result of the construction of the future DNT. Collin County will not be responsible to pay for the relocation or repair of the proposed improvements if needed for the DNT construction.

By signing this letter of understanding, these conditions are hereby agreed to by Collin County and the City of Celina.

If you have any questions, please don't hesitate to call me at 214.536.3971.

Sincerely,

| ~~Shea Kirkman~~ Mark Holiday, P.E.

Enclosure

Collin County

City of Celina

By: \_\_\_\_\_

By: \_\_\_\_\_