

**RESOLUTION NO. R2019-018**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF YUMA,  
ARIZONA, AUTHORIZING AND APPROVING A DEVELOPMENT  
AGREEMENT PERMITTING THE DEFERRAL OF CITY OF YUMA  
DEVELOPMENT FEES AND WATER AND SANITARY SEWER CAPACITY  
CHARGES FOR LIVINGSTON RANCH PHASE 1 SUBDIVISION**

WHEREAS, the City of Yuma, Arizona desires to obtain those public benefits accruing from the development of property, which benefits include, but are not limited to, the creation and retention of jobs, stimulation of further economic development within the City, increased property tax values based on improvements to be constructed on the property and by retention and generation of additional sales tax revenue through increased business activities; and,

WHEREAS, A.R.S. § 9-463.05(B)(10) permits the deferral of payment of development fees for residential units when supported by appropriate security and included as part of a development agreement; and

WHEREAS, deferral of payment of development fees and water and sanitary sewer capacity charges until prior to issuance of a certificate of occupancy, will promote economic activity within the City of Yuma and shall constitute sufficient consideration for the deferral.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Yuma as follows:

SECTION 1: That the deferral of City of Yuma Development Fees, water and sanitary sewer capacity charges is approved in accordance with the terms of the Development Agreements attached as **Exhibit A**, and by this reference, made a part of this Resolution.

SECTION 2: That upon payment to the City of Yuma of the described \$500 administrative fee for each Development Agreement (Livingston Ranch Phase 1), the City Administrator is authorized and directed to execute the Development Agreement on behalf of the City of Yuma.

Adopted this \_\_\_\_ day of \_\_\_\_\_, 2019.

APPROVED:

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Douglas J. Nicholls  
Mayor

ATTESTED:

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Lynda L. Bushong  
City Clerk

APPROVED AS TO FORM:

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Richard W. Files  
City Attorney