

# MEMO

**TO:** Mayor  
City Commission

**FROM:** Don Carroll, City Planner *D.K.C.*

**DATE:** April 13, 2011

**RE:** Land Tejas Texas City, Ltd.  
Lago Mar Commercial Property  
First Amendment to Declaration of Covenants, Conditions, Restrictions and Easements

As the Commission will recall this commercial retail component for the mall is in association with Land Tejas Special District / PUD which was approved by the Commission in 2007 and filed with the County Clerk.

A Resolution affirming consent to the First Amendment for the Lago Mar Commercial Property, more specifically, original Covenant, Conditions, and Restrictions as formulated for the initial PUD approval that was granted. The original declaration requires City consent to any amendment to the Declaration of Covenants, Conditions, Restrictions and Easements for Lago Mar Commercial Property. Moving forward the City has agreed to the minor change cited in the ""Rezoned Retail Design Guidelines" reference Item #7 (Section 6.2).

Administration and Staff have no objections to the proposed resolution and intent to adhere to the "Regional Retail Design Guidelines" as proposed and requested by the Principals for the outlet mall.

DRC:ep