

**AN ORDINANCE TO ADOPT THE DEVELOPMENT AGREEMENT BETWEEN  
THE CITY OF HIGH POINT AND  
ELLIOTT SIDEWALK COMMUNITIES HIGH POINT LLC**

**WHEREAS**, N.C.G.S. §160A-400.20, and following (the “Act”), authorizes municipalities to enter into development agreements with developers under the terms and conditions stated in the statutes, and

**WHEREAS**, the City of High Point (“City”) and Elliott Sidewalk Communities High Point LLC (“Developer”) have negotiated an agreement in accord with and under the authority of the cited statutes, and

**WHEREAS**, N.C.G.S. §160A-400.22(a) requires that development agreements be adopted by ordinance; and

**WHEREAS**, a public hearing was held on April 15, 2019 as set forth in N.C.G.S. §160A-400.24 providing public review of the Development Agreement, as defined below; and

**WHEREAS**, the City finds that the Development Agreement is consistent with the Act, the City’s adopted policy guidance, and the Current Regulations, as defined in the Development Agreement, and is reasonable and in the public interest for the reasons set forth in the Development Agreement:

**NOW, THEREFORE, BE IT ORDAINED**, by the High Point City Council that:

1. Pursuant to the authority granted to the City by Part 3D of Article 19 of Chapter 160A of the North Carolina General Statutes, the City hereby adopts the Development Agreement by and between City and Developer, dated April 15, 2019 and attached hereto (the “Development Agreement”), and authorizes the Mayor to execute the document.
2. This ordinance is effective upon adoption.

Adopted this 15th day of April, 2019.

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Mayor Jay W. Wagner

ATTEST:

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Lisa B Vierling  
High Point City Clerk