



MEMORANDUM

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**DATE:** March 14, 2022

**TO:** Jessica Jagoe, City Planner

**FROM:** David Swearingen, P.E. Public Works Director / City Engineer

**SUBJECT:** Gateway Interstate – Amended and Restated Stormwater Operation, Maintenance and Easement Agreement

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Public Works and Engineering staff conducted a review and approves of the Amended and Restated Stormwater Facilities Operation, Maintenance, and Easement Agreement documents for Lot 1, Block 1, Gateway Interstate.

Public Works staff is in support of the amended and restated agreement as it provides a maintenance and operation plan for the on-site stormwater facilities. The amendment to the original agreement was needed due to the proposed underground retention system. This will be a private system that receives surface water from City facilities and outlets into a MnDOT ditch. This agreement will ensure that proper maintenance is being completed and allows for consistent review by City staff. The City will also have the authority to require maintenance and repairs to the facilities at the property owners' expense. In addition, the easements allow the City to access the stormwater facilities in the scenario where maintenance is needed within the ponds and/or the underground retention system.