

ORDINANCE NO. 1536

AN ORDINANCE OF THE CITY OF LYNDEN AUTHORIZING AMENDMENT TO THE  
NORTH PRAIRIE PLANNED RESIDENTIAL DEVELOPMENT AGREEMENT

WHEREAS, the City of Lynden Council ("City Council") entered into a Development Agreement ("Agreement") (recorded at Whatcom County Auditor File No. 2140302560) with North Prairie, LLC effective on March 28, 2014, to develop the property commonly known as "North Prairie PRD" and which is more particularly described in Exhibit A of the Agreement; and

WHEREAS, the City Council approved Ordinance No. 1487 for the amendment of the Agreement, which said amendment is recorded at Whatcom County Auditor File No. 2015-1201676; and

WHEREAS, the City Council held a public hearing on July 17, 2017, to accept public testimony on the proposed amendment to the Agreement to allow for reimbursement of construction costs relating to Aaron Drive;

NOW THEREFORE, the City Council of the City of Lynden does ordain as follows:

Section 1: Approval of amendment to the North Prairie PRD Development Agreement (recorded at Whatcom County Auditor File No. 2015-1201676), attached hereto as Exhibit A.

Section 2: If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The Council hereby declares that it would have passed this code and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases has been declared invalid or unconstitutional, then the original ordinance or ordinances shall be in full force and effect.


Section 3: Any ordinance or parts of ordinances in conflict herewith are hereby repealed.

Section 4: This ordinance shall be in full effect five (5) days after its passage, approval and publication as provided by law.

PASSED by the City Council this 17th day of July 2017, and signed by the Mayor on the 17th day of July, 2017.

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
City Attorney