

When Recorded Return to:
Sparks City Clerk
PO Box 857
Sparks, NV 89432

BILL NO. _____

INTRODUCED BY COUNCIL

ORDINANCE NO. _____

**PCN16050 - 5 RIDGES
(FORMERLY KNOWN AS THE
QUARRY), 421.58 ACRES
GENERALLY AT 555 HIGHLAND
RANCH PARKWAY.**

AN ORDINANCE BY THE CITY OF SPARKS TO APPROVE A DEVELOPMENT AGREEMENT, AMENDMENT NUMBER 2, WITH QK, LLC, AND 5 RIDGES DEVELOPMENT COMPANY, INC., CONCERNING THE DEVELOPMENT OF TWO PARCELS TOTALING 421.58 ACRES IN SIZE LOCATED AT 555 HIGHLAND RANCH PARKWAY, SPARKS, NEVADA, AND OTHER MATTERS PROPERLY RELATED THERETO.

WHEREAS, the City is authorized, pursuant to Chapter 278 of the Nevada Revised Statutes and Title 20 of the Sparks Municipal Code, to enter into agreements concerning the development of land with persons having a legal or equitable interest in real property;

WHEREAS, on June 25, 2018, Jackling Aggregates, LLC, owned certain real property situated in the County of Washoe, State of Nevada, more specifically described as Assessor's Parcel Number 083-011-15, more particularly described in Exhibit A and depicted in Exhibit B attached hereto and incorporated herein by this reference (collectively, the "Property");

WHEREAS, on June 25, 2018, the City entered into a development agreement (the "Development Agreement") concerning the Property with Jackling Aggregates, LLC, the owner of the Property on that date; and QK, LLC, the master developer on that date. The June 25, 2018 Development Agreement was recorded in the official records of Washoe County as Document 4827784 on June 29, 2018;

WHEREAS, QK, LLC, filed annexation, comprehensive plan, and zoning applications with the City of Sparks to annex the Property into the City of Sparks and change the comprehensive plan and zoning designations on the Property, more particularly described as City of Sparks Application Nos. PCN16-0050, AX16-0003, MPA17-0005, and RZ17-0006 (collectively, the "Applications");

WHEREAS, in conjunction with the June 25, 2018 Development Agreement, the City processed and approved the Applications; and

WHEREAS, QK, LLC, acquired the Property from Jackling Aggregates, LLC, in March of 2019, and 5 Ridges Development Company, Inc., has assumed the role of master developer for the Property;

WHEREAS, on February 24, 2020, the City entered into a Development Agreement, Amendment Number 1 with QK, LLC and 5 Ridges Development Company, Inc. The Development Agreement, Amendment Number 1 was recorded in the official records of Washoe County as Document 5033919 on May 28, 2020.

WHEREAS, QK, LLC, owns certain real property situated in the County of Washoe, State of Nevada, more specifically described as Assessor's Parcel Number 508-020-01, more particularly described in Exhibit A and depicted in Exhibit B attached hereto and incorporated herein by this reference (collectively, the "Annexation Property");

WHEREAS, QK, LLC, filed annexation, comprehensive plan, and zoning applications with the City of Sparks to annex the Annexation Property into the City of Sparks and change the comprehensive plan and zoning designations on the Property, more particularly described as City of Sparks Application Nos. PCN19-0040, AX20-

0001, MPA20-0003, and RZ20-0002 (collectively, the "Annexation Property Applications");

WHEREAS, the City, QK, LLC, and 5 Ridges Development Company, Inc. (collectively, the "Parties"), acknowledge that the Development Agreement, Amendment Number 2, will (i) promote the health, safety, and general welfare of the City and its inhabitants; (ii) minimize uncertainty in planning for and securing orderly development of the Property and surrounding areas; (iii) ensure attainment of the maximum efficient utilization of resources within the City at the least economic cost to its citizens; and (iv) otherwise achieve the goals and purposes for which the laws governing development agreements were enacted;

WHEREAS, the Development Agreement, Amendment Number 2 amends and supersedes the Development Agreement, Amendment Number 1, but does not affect the Entitlement Requests approved in conjunction therewith;

WHEREAS, the Parties desire to enter into the Development Agreement, Amendment Number 2 in order to provide for development of the Property; and

WHEREAS, NRS 278.0203 and SMC 20.05.009 allow the Sparks City Council to approve a development agreement or an amendment thereto by ordinance.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF SPARKS DOES ORDAIN:

SECTION 1: The Development Agreement, Amendment Number 2, by and between the City of Sparks, QK, LLC, and 5 Ridges Development Company, Inc. is approved.

SECTION 2: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 3: The City Clerk is instructed and authorized to publish the title to this ordinance as provided by law and to record the approved Development Agreement, Amendment Number 2, as provided by law.

SECTION 4: This ordinance shall become effective upon passage, approval, publication, and recordation.

SECTION 5: The provisions of this ordinance shall be liberally construed to effectively carry out its purposes in the interest of the public health, safety, welfare, and convenience.

SECTION 6: If any subsection, phrase, sentence or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions.

SECTION 7: The City Council finds that this ordinance is not likely to impose a direct and significant economic burden upon a business or directly restrict the formation, operation, or expansion of a business, or is otherwise exempt from Nevada Revised Statutes Chapter 237.

PASSED AND ADOPTED this _____ day of _____, 2020, by the following vote of the City Council:

AYES:

NAYS:

ABSENT:

ABSTAIN:

APPROVED this _____ day of _____, 2020 by:

ED LAWSON, Mayor

ATTEST:

APPROVED AS TO FORM & LEGALITY:

LISA HUNDERMAN, City Clerk

CHESTER H. ADAMS, City Attorney

EXHIBIT "A"
LEGAL DESCRIPTION

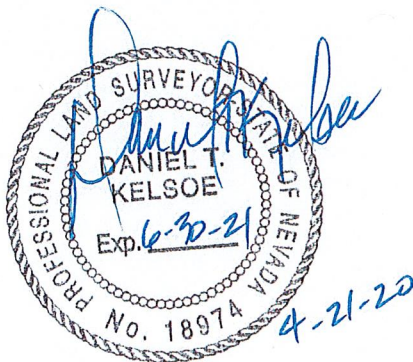
APN: 508-020-01

All that certain real property being a portion of Northeast Quarter (NE ¼) of Section 8, Township 20 North, Range 20 East, M.D.M., City of Sparks, County of Washoe, State of Nevada, being more particularly described as follows:

Being Lot 1, Section 8, Township 20 North, Range 20 East, M.D.M., per United States Patent number N-59899, 27-2001-0041, recorded April 10, 2001 as File No. 2541714, Official Records of Washoe County, Nevada.

Containing: 34.71 Acres, more or less

Basis of Bearings: The Basis of Bearings for this description being the Nevada State Plane Coordinate System, West Zone, NAD 83/94, based on found Washoe County Control monuments.



Prepared by:
Christy Corporation
Sparks, Nevada
89436
775.502.8852

508-010-01
UNITED STATES OF AMERICA

083-440-73
PRICE FAMILY
TRUST

S87°27'14"E 1357.62'

WASHOE
COUNTY

CITY OF
SPARKS

508-460-01
HIGHLAND RANCH HOA

N02°08'36"E 1139.67'

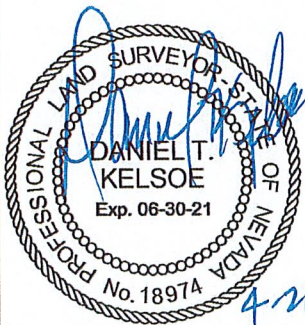
LOT 1
SECTION 8
T20N, R20E, MDM
APN: 508-020-01
±34.71 ACRES

S03°15'46"W 1105.50'

N88°55'18"W 1336.22'

508-350-01
HIGHLAND RANCH HOA

083-011-15
QK, LLC



SCALE: 1"=300'

WASHOE COUNTY
CITY OF SPARKS

ANNEXATION EXHIBIT

2346 DONATELLO DRIVE
WASHOE COUNTY, NEVADA 89433
APN: 508-020-01



CHRISTY
CORPORATION

1000 Kiley Pkwy | Sparks Nevada 89436

775.502.8552 christynv.com