When recorded return to:
Clerk of the Board
P.O. Box 827
Florence AZ 85132

RESOLUTION NO. _____

A RESOLUTION OF THE PINAL COUNTY, ARIZONA, BOARD OF SUPERVISORS APPROVING A SECOND AMENDMENT TO THE DEVELOPMENT AGREEMENT FOR BELLA VISTA FARMS

WHEREAS, PB BELLA VISTA LLC, an Arizona limited liability company, PANTANO DEVELOPMENT BELLA VISTA LLC, an Arizona limited liability company, EL DORADO BELLA VISTA, LLC, an Arizona limited liability company (as successor-in-interest of BVF LAND, LLC, an Arizona limited liability company, and BVF OPPORTUNITY, LLC, an Arizona limited liability company), ASHTON WOODS ARIZONA L.L.C., a Nevada limited liability company ("Ashton"), CW-BELLA VISTA, LLC, a Delaware limited liability company ("CW"), LENNAR ARIZONA, INC., an Arizona corporation ("Lennar"), MERITAGE HOMES OF ARIZONA, INC., an Arizona corporation ("Meritage") (Ashton, CW, Lennar, and Meritage are each a successor-in-interest of EL DORADO LAND DEVELOPMENT, INC., an Arizona corporation, the successor-in-interest of ED Bella Vista) (collectively referred to as "Owners") are the owners of certain real property located in Pinal County, Arizona, known as Bella Vista Farms, (the "Property"); and

WHEREAS, pursuant to A.R.S. § 11-1101(B)(7), Pinal County ("County") is authorized to enter into development agreements relating to the "[c]onditions, terms, restrictions, financing and requirements for public infrastructure and subsequent reimbursements over time"; and pursuant to A.R.S. § 11-1101(B)(10), for "[a]ny other matters relating to the development of the property"; and

WHEREAS, the Owners, or their predecessors, and the County entered into a Development Agreement regarding the Property on October 11, 2000 ("Initial DA"); and

WHEREAS, the Initial DA was amended by agreement of the Parties on April 8, 2015 (First Amendment"); and

WHEREAS, Pinal County and the Owners wish to further amend the Initial DA and the First Amendment.

THEREFORE, BE IT RESOLVED by the Pinal County Board of Supervisors that the Second Amendment to the Development Agreement for Bella Vista Farms in substantially the form attached hereto as Exhibit A is hereby approved and that the Chairman of the Board of Supervisors is authorized to execute such Development Agreement on behalf of the County.

PASSED AND ADOPTED this _____ day of _____, 2024, by the PINAL COUNTY BOARD OF SUPERVISORS.

_____
Chairman of the Board

ATTEST:

_____
Clerk/Deputy Clerk of the Board

APPROVED AS TO FORM:

_____
Deputy County Attorney

EXHIBIT A
TO
RESOLUTION NO. _____

[Second Amendment to the Development Agreement For Bella Vista Farms]

See following pages.