

PAYMENT OF COSTS AGREEMENT

The City of Vadnais Heights
800 East County Road E • Vadnais Heights, MN 55127
Phone: 651.204.6015 • Fax: 651.204.6100
www.cityvadnaisheights.com

1. (a) The Applicant has applied for and requested that the City consider and process the application attached to this Agreement. This "Costs Agreement" shall be attached to and is considered as part of the application.
- (b) If the Owner is not the Applicant, then the Owner agrees to all of the terms of this Agreement and to be jointly and severally liable for any breach of same.

2. The real property that is affected by the application is legally described as:

SEE ATTACHED

Legal Description and/or PIN Number

3. The City Council has resolved that the costs of processing and considering land use applications will not be borne by the taxpayers of the City, but rather by the Applicant and this Agreement is meant to carry out that objective.
4. The Applicant agrees to pay the following fees and costs incurred by the City relative to the application: reasonable costs incurred by the City Planner and City Engineer in processing and considering the application and the City's engineering, fiscal, legal, and other like consulting services, as set forth in Chapter 10 and article 2, division 2 in Chapter 2 of the City Code. Legal costs will also include the City's reasonable attorney's fees and costs relating to any legal action required for the collection of any amount due pursuant to the provisions of this Agreement.
5. It is agreed that payment for the above costs incurred by the City will be paid by the Applicant in periodic advanced payments, including an immediate payment of \$_____ at the time of filing this application. This and any subsequent amount that may be received by the City shall be held in escrow and applied to pay the costs set forth in Section 3 above as the same are incurred by the City. If the costs described above are incurred and paid by the City in excess of the escrowed advanced payment, the City will require an additional escrow amount to be deposited within 15 days. The City will not move, process, or consider any land use application and will deny the application where necessary to avoid the "60-day rule" where the Applicant is in default of the foregoing requirements.
6. The Applicant acknowledges that payment of the costs described in Section 3 does not entitle the Applicant to favorable consideration or decision by the Planning Commission or City Council. Denial of the application does not relieve the Applicant of the obligations to pay the costs incurred.

7. If costs are not paid within 90 days of their due date, then, in accordance with Section 10.8 of the City Code, the City in addition to any other remedies may certify the unpaid amount to Ramsey County to be spread against real estate taxes and collected in the same manner as real estate taxes are collected.
8. The undersigned Applicant (and Owner if not the Applicant) has read and understands these conditions, and agrees to them.

Applicant

Print Name

Signature

Date

STATE OF MINNESOTA)

)

COUNTY OF _____)

The foregoing instrument was acknowledged before me on _____ by

_____, the Applicant in this matter.

(SEAL)

Notary Public

Owner (Where Not the Applicant)

Print Name

Signature

Date

STATE OF MINNESOTA)

)

COUNTY OF _____)

The foregoing instrument was acknowledged before me on _____ by

_____, the Owner in this matter.

(SEAL)

Notary Public

City of Vadnais Heights

City Administrator

Date

STATE OF MINNESOTA)
)
COUNTY OF RAMSEY)

The foregoing instrument was acknowledged before me on _____ by
Kevin Watson, City Administrator for the City of Vadnais Heights, a municipal
corporation, on behalf of the corporation.

(SEAL)

Notary Public