

When Recorded Return to:
City of Mesa (Nana Appiah)
55 North Center Street
Mesa, AZ 85201

**ELLIOT ROAD TECHNOLOGY CORRIDOR OPT-IN FORM
("ERTC Opt-in")**

The undersigned is the owner(s) ("Owner") of the parcel(s) of land listed below, hereafter referred to as the "Property". Owner has chosen to comply with the Elliot Road Technology Corridor ("ERTC") designated for the Property by zoning case Z14-045, adopted by Ordinance #5225 by the Mesa City Council on November 3, 2014. Owner seeks the City's approval to make the ERTC effective as listed below.

APN: 304-01-012G

From: AG Zoning District

To: LI PAD

By submitting the ERTC Opt-in form, the Owner consents and agrees to the following: i) the zoning of the Property will change to LI PAD, ii) the Owner will enter into a development agreement with the City of Mesa, iii) the Owner shall comply with the standards of the ERTC as well as comply with the ERTC Narrative and the Mesa Gateway Strategic Development Plan, and iv) the previous zoning classification is no longer effective for the Property.

The Owner is aware of the Private Property Rights Protection Act A.R.S. § 12-1134 ("Act") and Owner voluntarily waives any claim under the Act, including any right to compensation for reduction to the fair market value of the Property, that may now or in the future exist as a result of, or that arises out of opting-in to the ERTC as well as complying with the development agreement and the zoning, standards and narrative associated with the ERTC.

Owner represents and warrants to being the owner of fee title to the Property or to being a person who has legal authority to bind all fee title owners of the Property to this ERTC Opt-in. The terms of this ERTC Opt-in shall run with the land and shall be binding upon all present and subsequent owners of any interest in the Property. Owner consents to the recording of the ERTC Opt-in form with the County Recorder in which the Property is located.

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Dated this 24 day of February, 2020.

OWNER: Signal Butte Grid, LLC

By: Eric Stoutenburg
Its: Vice President

Print Name:

Eric Stoutenburg

Sign Name:

[Handwritten Signature]

State of Colorado

County of Boulder

Signed before me on February 24, 2020

by Eric Stoutenburg (name(s) of individual(s) making statement).

[Handwritten Signature]
(Notary's official signature)

Notary Public at US Bank
(Title of office)

July 31, 2023
(Commission Expiration)

