

RESOLUTION NO. _____

**RESOLUTION APPROVING A CONSENT TO SUBLEASE OF
WATERPARK GROUND LEASE AND OPERATING AGREEMENT BY
AND BETWEEN STORE MASTER FUNDING VIII, LLC, PPW
MANSFIELD, LLC AND THE CITY OF MANSFIELD.**

WHEREAS, in November, 2007, the City executed a Waterpark Ground Lease and Operating Agreement (Lease) with Mansfield Family Entertainment (MFE) to lease the property commonly known as Hawaiian Falls; and

WHEREAS, in December, 2015, the City of Mansfield, Texas City Council approved the following: MFE's assignment of its interest in the Lease to STORE Master Funding VIII, LLC (STORE); STORE's sublease of its interest in the Lease to Horizon Family Holdings, LLC (HFH); and HFH's sub-sublease of its interest in the Lease back to MFE; and

WHEREAS, STORE is currently the tenant under the Ground Lease and the sublease and sub-sublease with HFH and MFE have been terminated; and

WHEREAS, STORE is now requesting consent to sublease its interest in the Lease to PPW Mansfield, LLC to operate the waterpark; and

WHEREAS, Section 18.1 of the Lease provides that the Lease may not be assigned without prior written consent of the City.

**NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE
CITY OF MANSFIELD, TEXAS:**

SECTION 1.

That the City hereby approves the Consent to Sublease of Waterpark Ground Lease and Operating Agreement by and between STORE Master Funding VIII, LLC, PPW Mansfield, LLC, and the City of Mansfield, Texas.

RESOLVED AND PASSED this 23rd day of April, 2018.

David L. Cook, Mayor

ATTEST:

Tracy B. Norr, City Secretary