

6-10-04
#37

ORDINANCE NO.

AN ORDINANCE APPROVING THE EXECUTION OF THE FIRST AMENDMENT TO THE DEVELOPMENT AGREEMENT AND THE SECOND AMENDMENT TO THE DECLARATION OF RESTRICTIVE COVENANT (GREEN BUILDING AGREEMENT) BETWEEN THE CITY OF AUSTIN, CIRCLE C LAND, L. P., AND ESCARPMENT VILLAGE, L.P.; AND AMENDING ORDINANCE NO. 020801-15 TO INCLUDE THE FIRST AMENDMENT TO THE DEVELOPMENT AGREEMENT.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

PART 1. City Council approves execution of the First Amendment to the Development Agreement and the Second Amendment to the Declaration of Restrictive Covenant (Green Building Agreement) between City of Austin, Circle C Land, L.P., and Escarpment Village, L.P., attached as Exhibits "A" and "B" of this ordinance.

PART 2. Ordinance No. 020801-15 is amended to include the First Amendment to the Development Agreement as Exhibit A-1 to that certain Development Agreement between the City of Austin and Circle C Land Corp.

PART 3. The City Manager is authorized to execute the First Amendment to the Development Agreement and the Second Amendment to the Declaration of Restrictive Covenant (Green Building Agreement) on behalf of the City.

PART 4. This ordinance takes effect on _____, 2004.

PASSED AND APPROVED

_____, 2004

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Will Wynn
Mayor

APPROVED: _____
David Allan Smith
City Attorney

ATTEST: _____
Shirley A. Brown
City Clerk