ORDINANCE NO. _____

AN ORDINANCE ADOPTING THE SECOND AMENDMENT TO THE 5200 MCKINNEY FALLS PARKWAY ANNEXATION AND DEVELOPMENT AGREEMENT TO REMOVE TRACT 2.

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

PART 1. Findings.

(A) On October 22, 2009, the City and the owner of the area referred to as the 5200 McKinney Falls Parkway Annexation and Development Area entered into the 5200 McKinney Falls Parkway Annexation and Development Agreement (the "Agreement").

(B) On August 31, 2017, Council approved the First Amendment to the Agreement to allow the owner to install a telecommunications tower on Tract 2 of the property.

(C) The owner has requested the release of Tract 2 from the Agreement in order for the City to annex the area into its full-purpose jurisdiction. The request makes amending the Agreement necessary.

PART 2. The Council approves the Second Amendment to the Agreement, attached as **Exhibit "1"**, and directs the City Manager to execute the Second Amendment on behalf of the City.

PART 3. This ordinance takes effect on _____, 2020.

PASSED AND APPROVED

§
§
_____, 2020 § _____
Steve Adler
Mayor

APPROVED: _____ **ATTEST:** _____
Anne L. Morgan — Jannette S. Goodall
City Attorney — City Clerk

DRAFT