

1. Parking for PARD: Part 12; Paragraph H.

For a period of 40 years from the issuance of the first certificate of occupancy for the project, the Landowner shall provide to the City of Austin Parks Department (“PARD”) 30 unreserved spaces in the project parking garage for use by PARD employees and visitors approved by PARD. Such spaces will be provided free of charge. The operation of the garage, including the 30 spaces provided to PARD, shall be subject to such rules and regulations as the Landowner may impose, provided that access to such 30 spaces by PARD employees is preserved as approved by the Director of PARD and Director of ATD or directors’ designee and Landowner.

2. Validations for Daugherty Art Center: Part 12; Paragraph I

For a period of 10 years from the issuance of the first certificate of occupancy for the project, the Landowner shall provide to the Daugherty Art Museum 50 validation certificates per day allowing patrons of the Daugherty Art Museum a 50% discount from standard evening parking rates in the parking garage for a maximum of three hours during the period from 5:30 pm to 11:00 pm each night.

3. Reserved Parking: Part 12, Paragraph E; Revised

All parking on the Property shall be provided in a below-grade parking structure for use by office tenants and patrons of the retail lease space. Parking for tenants shall be decoupled from rent. No more than 40% of the total parking may be reserved and the balance of structured parking provided on the Property shall be available for public use on a pay for use basis.

4. Use of Rooftop Area: Part 6; Paragraph D; Revised.

The Landowner shall provide rooftop amenity space at the Property. The rooftop amenity space shall be open to community groups and non-profit organizations on a reservation basis, and such organizations shall have the right to use such space on the same basis as other tenants or patrons of the project, free of charge. Permitted uses for the rooftop amenity space shall include holding meetings and events; provided that the Landowner may impose reasonable rules and regulations for use of the rooftop amenity space, including requiring waivers and insurance for those using the space.

5. Parking Reduction Code Modification: Part 13, Paragraph B
Change 80% to 100%.

6. Open Space: Part 10, Paragraphs A and C Revised.
The minimum open space number is 38% vs 40%

7. Part. 9. Environmental C.

Add: The Landowner shall construct a service connection from the Property to connect to the City purple pipe system once the purple pipe system is expanded and connection to the Property is made available