Move to amend the resolution as follows:

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

The City Council directs the City Manager to initiate amendments to [~~the affordable housing and fee waiver portion~~] the affordable housing and fee waiver ✓ portion, ~~and including~~ *to create* the following: <u>Part 8</u> of the Pilot Knob Planned Unit Development zoning ordinance (Ordinance No. 20151217-0808<u>, "PUD Ordinance"</u>) <u>to clarify the City Council's intent that:</u>

(1) <u>As will be provided in the Development Agreement executed pursuant to Part 8(E) of the PUD Ordinance, 10% of the owner-occupied residential housing units within Pilot Knob PUD must be permanently affordable, as described in Part 8 of the PUD Ordinance, or otherwise affordable as described in the Pilot Knob MUD Consent Agreement;</u>

(2) <u>the City has the option, but not the obligation, to use all or a portion of the funds deposited by the Landowner under Part 8, C 1 of the PUD Ordinance for permanent affordable housing or other activities to support affordable housing in any fiscal year, unless the 10% affordable housing requirement has already been reached as provided in section (1) above;</u>

(3) <u>the City has the flexibility to appropriate for any lawful municipal purpose, either during budget adoption or by budget amendment, all or a portion of the funds deposited by the Landowner under Part 8, C 1 of the PUD Ordinance; and</u>

(4) <u>The PUD Ordinance as amended pursuant to the direction in this resolution does not diminish or expand the City's or the Landowner's rights and obligations contained in the Pilot Knob MUD Consent Agreement.</u>

Motion Sheet

BE IT FURTHER RESOLVED:

The City Council directs the City Manager to:

(1) include any other provisions in the amended PUD ordinance that are necessary to achieve the goals established in this resolution; and

(2) return to Council for approval of the agreement required in Part 8 E of the PUD Ordinance.