

Motions to cover items 2 & 3 from the “Issues List”:

- Parkland dedication fee amount above required level (\$9 million)
- Timing of parkland dedication (Staff recommendation)

I move to amend Part 10 of the draft ordinance (V5) as follows:

Modify Part 10. A) to read:

A) Landowner shall pay an additional \$100.00 per dwelling unit over the **standard** fee required under City Code as an additional park development fee. **Landowner will pay a fee of \$9 million cumulative park development fee, fee in lieu, as the fees are due during the development process, with the \$9 million total not including the \$100 per dwelling unit additional funding.**

Modify Part 10. C) to read:

Parkland and Public Easement dedication shall occur prior to issuance of a Certificate of Occupancy for the northernmost building in each of the three phases (respective, Phase 1, Phase 2, and Phase 3) as shown in Exhibit H: Phasing Plan. ~~In the event all Parkland and Public Easements required for Phase 1, Phase 2, and Phase 3 are not dedicated to the City by the first day of the ninth following the effective date of this ordinance, Landowner shall dedicate all Parkland and Public Easements to the City at that time.~~

Add a new section to Part 10. – public park amenities prioritization process

Landowner shall fund a public park amenities prioritization process as follows:

1. Landowner shall fund a public process to prioritize planned park amenities up to a maximum cost of \$30,000 dollars to include the cost of a consultant to be mutually selected by Landowner and the Director and to be jointly managed.
2. The Park Prioritization Process shall be completed within 90 days of approval of the PUD zoning.
3. The PARD Director may extend the Park Prioritization Process timeline for an additional 90 days with additional extensions by mutual agreement.
4. The Park Prioritization Process should include the priority ranking of the

proposed park amenities defined in Exhibit “G”, as well as a list of park amenities from the South Central Waterfront Vision Plan listed on Exhibit “G”, (Exhibit “G” shall be updated to include a list of the SCW Vision Plan park amenities), and other amenities identified during the public process and agreed to by the Landowner and PARD Director.

5. Community groups and stakeholders such as The Trail Conservancy and the Downtown Austin Alliance should be engaged to participate in the Park Prioritization Process.
6. Construction of park amenities is contingent upon design approval by the PARD Director.
7. Landowner contribution of an additional \$100.00 per dwelling unit over the fee required under City Code as an additional park development fee and any funds derived from the parkland dedication fee-in-lieu and parkland development fees, shall be allocated towards the building of the Great Lawn, Pier, Water Steps, Boardwalk, Play Area, **Congress Avenue Public Park Access**, and other park amenities as identified and defined in Exhibit “G”, exclusive of the improvements described in (F).