

Amendment 1 to Council Resolution No. 103-2010

BY: Chairperson at the request
of the County Executive and
co-sponsored by Courtney Watson,
Calvin Ball, Greg Fox, Mary Kay Sigaty
and Jennifer Terrasa

Legislative Day No. 9
Date: July 29, 2010

Amendment No. 1

(The amendment:

- 1. Corrects a tax map reference;*
- 2. Inserts the date of the public hearing before the County Council;*
- 3. Inserts the date of Council approval;*
- 4. Inserts the Resolution number;*
- 5. Corrects a reference to the date of the Commitment Letter;*
- 6. Substitutes the word "Property" for the word "Site" in certain instances;*
- 7. Corrects certain language related to amendments; and*
- 8. Makes other similar technical corrections.)*

1 Strike "25" and substitute "23" in the following instances:

- 2 1. In the Resolution, on page 1 in line 18;
- 3 2. In the Development Rights and Responsibilities Agreement (the "DRRA"),
4 attached to the Resolution as Exhibit A:
 - 5 a. On page 1 in Recital number 4; and
 - 6 b. On page 4 in the definition of "Property";
- 7 3. In the Option Agreement, attached to the DRRA as Exhibit 7, on page 1 in the
8 first sentence of Recital number 1;
- 9 4. In the Complaint for Specific Performance, attached to the Option Agreement as
10 Exhibit C, on page 2 in number 4 under "Parties"; and
- 11 5. In the Consent Decree for Specific Performance, attached to the Option
12 Agreement as Exhibit D, on page 1 in item number 1.

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14 In the DRRA, attached to the Resolution as Exhibit A:

- 15 1. On page 2, in item number 11:

- 16 a. In the first blank, insert “July 19,”;
- 17 b. In the second blank, insert “July 29, 2010”; and
- 18 c. In the third blank, insert “No. 103-2010”;
- 19 2. On page 3, in the definition of “Commitment Letter”, strike “April 14” and
20 substitute “May 18”;
- 21 3. On page 11, in Section 6.1, in the second sentence, strike “agrees” and substitute
22 “agree”;
- 23 4. On page 14, in Section 9.2, strike “8.5” and substitute “8.4”;
- 24 5. On page 15, in Section 9.4, in the first sentence, strike “terminate” and substitute
25 “amend”;
- 26 6. On page 15, in Section 9.4, strike the last sentence and substitute: “Unless the
27 Planning Board determines that the proposed amendment is consistent with the
28 Howard County General Plan, the Parties may not amend this Agreement.”; and
- 29 7. Strike “Site” and substitute “Property” in the following instances:
- 30 a. On page 11:
- 31 i. In the first sentence of Section 6.1;
- 32 ii. In Section 6.1B; and
- 33 iii. In Section 6.1C; and
- 34 b. On page 14, in the first sentence of Section 9.2A;
- 35 c. On page 16, in Section 9.6(2); and
- 36 d. On page 17, in Section 9.15.
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