

**FIRST AMENDMENT TO 2111 PACKARD DEVELOPMENT AGREEMENT**

THIS AGREEMENT, made this \_\_\_\_\_ day of \_\_\_\_\_, 2023, by and between the City of Ann Arbor, a Michigan municipal corporation, with principal address at 301 East Huron Street, Ann Arbor, Michigan 48107, hereinafter called the CITY; and Packard Row Owner, LLC f/k/a 2111 Packard, LLC, a Michigan limited liability company, with principal address at P.O. Box 711, Leland, Michigan, 49654, hereinafter called the DEVELOPER, amends the development agreement between the City and the DEVELOPER dated \_\_\_\_\_, and recorded in Liber \_\_\_\_\_, Page \_\_\_\_\_, Washtenaw County Records (“Development Agreement”) regarding certain land in the City of Ann Arbor, more particularly described in Exhibit A.

WHEREAS, the DEVELOPER has received site plan approval for certain land in the City of Ann Arbor, commonly known as 2111 Packard;

WHEREAS, the DEVELOPER requests amendment to the Development Agreement to reduce the minimum level of solar energy power on the development;

Therefore, the CITY and the DEVELOPER agree to the following:

Paragraph P-14 from the Development Agreement shall be replaced with the following:

(P-14) To install rooftop solar panels that generate a minimum of 115 kW. The DEVELOPER shall provide written verification by an independent solar energy consultant that the rooftop panels installed meet the minimum rating and are functioning properly prior to the request or issuance of any certificate of occupancy.

(Signatures on the following pages)

CITY OF ANN ARBOR, MICHIGAN  
301 East Huron Street  
Ann Arbor, Michigan 48107

By: \_\_\_\_\_  
Christopher Taylor, Mayor

By: \_\_\_\_\_  
Jacqueline Beaudry, City Clerk

STATE OF MICHIGAN     )  
  ) ss  
County of Washtenaw     )

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_ by Christopher Taylor, Mayor, and Jacqueline Beaudry, Clerk of the City of Ann Arbor, a Michigan municipal corporation, on behalf of the corporation.

\_\_\_\_\_  
NOTARY PUBLIC  
County of Washtenaw, State of Michigan  
Acting in the County of Washtenaw  
My Commission Expires:

Approved as to Substance:

\_\_\_\_\_  
Milton Dohoney Jr., City Administrator

Approved as to Form:

\_\_\_\_\_  
Atleen Kaur, City Attorney



**Exhibit A**

Land Description:

City of Ann Arbor, Washtenaw County, Michigan

THE WEST 17 1/2 FEET OF THE SOUTH 132 FEET OF LOT 26, AND LOTS 5, 6, 7, 8, 24, AND 25, EXCEPT THE EAST 42 1/2 FEET OF THE NORTH 132 FEET OF SAID LOT 25, EASTOVER HILLS AS RECORDED IN LIBER 3 OF PLATS, PAGE 5, WASHTENAW COUNTY, RECORDS, AND ALSO LOT 80, EASTOVER HILLS NO. 1, AS RECORDED IN LIBER 4 OF PLATS, PAGE 40, WASHTENAW COUNTY RECORDS.

**Parcel ID: 09-12-04-119-003**