

**ORDINANCE NO. 2025-\_\_\_\_**

**AN ORDINANCE OF THE CITY OF CASTROVILLE, TEXAS, AMENDING THE KF  
FLAT CREEK DEVELOPMENT AGREEMENT BY UPDATING THE BUILDING  
REGULATIONS TO ALLOW FOR CERTAIN ELEVATIONS.**

This Amendment (“Amendment”) is made and entered into as of September 21, 2023, by and between KF Flat Creek (“Developer”) and City of Castroville (“Municipality”).

**WHEREAS**, the Developer and the Municipality entered into a Development Agreement dated September 21, 2023 (the “Agreement”); and

**WHEREAS**, the Developer and the Municipality desire to amend the Agreement to allow for specific elevations as described herein;

**NOW, THEREFORE**, in consideration of the mutual covenants and agreements contained herein, the parties agree as follows:

**1. Amendment to Section Exhibit I, Masonry:**

- The Agreement is hereby amended to include the following provision:
  - “The Developer is permitted to construct buildings with elevations as specified in Exhibit I-A attached hereto and incorporated herein by reference. The elevations shall conform to the architectural renderings provided in Exhibit I-A.”

**2. Exhibit I-A:**

- Exhibit I-A, attached hereto, shall include architectural renderings.

**3. No Other Amendments:**

- Except as expressly amended by this Amendment, all other terms and conditions of the Agreement shall remain in full force and effect.

**4. Counterparts:**

- This Amendment may be executed in counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument.

**PASSED AND APPROVED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2025.**

\_\_\_\_\_  
**DARRIN SCHROEDER, MAYOR**

**ATTEST:**

\_\_\_\_\_  
**DEBRA HOWE, CITY SECRETARY**

