



December 17, 2021

Via EMAIL

*The City of Dripping Springs
c/o Ginger Faught
511 Mercer Street
Dripping Springs, Texas 78620*

Re: **PDD 11 – Wastewater Agreement Amendment Request**

Dear Ginger,

On November 9, 2021, PDD 11 was notified that the City of Dripping Springs had reached capacity on its current wastewater system, and the project would need to implement and operate on its temporary wastewater facilities from the outset. This notice necessitated the redesign of portions of our plans in order to implement our on-site septic solution simultaneous to project construction. As we navigate the implications of this in our plans, we are seeking additional time in our wastewater agreement to achieve both Plat approval and Site Development Permit approval.

WASTEWATER AMENDMENT REQUESTS:

In Section 5.2 of the 2nd Amended Wastewater Agreement for PDD 11, we have several deadlines agreed to with the City of Dripping Springs. While we have already met the initial deadlines – submitting initial plat, submitting initial SDP, funding the road improvements – we have a few upcoming deadlines we would like to request an extension on. Considering the site plan changes and additional coordination with consultants required to implement our OSSF plans from the outset, as well as the City's submittal and approval calendar dates, we are seeking relief on the deadlines to achieve Site Development Permit approval and Plat approval as follows:

- Section 5.2 (a): If Owner does not file an application that is deemed administratively complete for a Site Development Permit within 365 days from May 12, 2020, and **is approved by August 1, 2022**, then this Agreement expires, and the City will release the LUEs reserved for Owner under this Agreement and the City shall be relieved of its δ2.1 wastewater service obligation for the released LUEs.
- Section 5.2.(c): If the final plat **is not approved by August 1, 2022**, then this Agreement expires, and the City will release the LUEs reserved for Owner under this Agreement and the City shall be relieved of its δ2.1 wastewater service obligation for the released LUEs.

Thank you for all that you have done to help us find a path forward these past few months. We remain excited about this development and being a part of downtown Dripping Springs and are looking forward to bringing this project to life.

Sincerely,

A handwritten signature in black ink that reads "Kim Nettles". The signature is written in a cursive, flowing style.

Kim Nettles
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