LIBER 3580 PAGE 0917 RECORDED

2002 OCT 25 A 10:55

NANCY HAVILAND
REGISTER OF DEEDS
LIVINGSTON COUNTY, MI.
48843

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STATE OF MICHIGAN

COUNTY OF LIVINGSTON

TOWNSHIP OF GENOA

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AMENDMENT TO PLANNED UNIT DEVELOPMENT AGREEMENT

THIS AMENDMENT TO PLANNED UNIT DEVELOPMENT AGREEMENT is made and entered into on this 14th day of October, 2002, by SINGH IV LIMITED PARTNERSHIP, a Michigan limited partnership, having its principal office at 7125 Orchard Lake Road, Suite 200, West Bloomfield, Michigan 48322 (the "Owner"), and the TOWNSHIP OF GENOA, a Michigan municipal corporation, whose address is 2980 Dorr Road, Brighton, Michigan 48116 (referred to as "Township")

R E C I T A L S:

The Township and Birgit Lorentzen entered into a Planned Unit Development Agreement (the "PUD Agreement") on April 12, 1996, which was recorded on May 9, 1996 in Liber 2038, Page 039 of Livingston County Records.

The Owner has purchased from Birgit Lorentzen a parcel of land situated in the Township of Genoa, Livingston County, Michigan, as more fully described in Exhibit "A" (the "Property"). The Property is designated by the PUD Agreement for Industrial and Neighborhood Commercial Use.

Based on the development patterns which have occurred surrounding the Property, the Township and the Owner have determined that a residential use of the Property is more compatible and harmonious with the existing and proposed development in the vicinity.

The Owner and Township desires to amend the PUD Agreement to permit a change in the PUD Concept Plan to redesignate the Property for residential use.

NOW, THEREFORE, OWNER AND TOWNSHIP, in consideration of the mutual promises contained in this amendment and in the PUD Agreement, HEREBY AGREE AS FOLLOWS:

1. The PUD Plan, which is attached to the PUD Agreement as Schedule B, is hereby amended as it pertains to the Property by substituting Exhibit B attached hereto as the new PUD Plan for the Property.

2. The Property shall be developed in accordance with the MDR zoning requirements of the Township's zoning ordinance, except that the required front yard distance from the back of the curb from any internal (private) street to any building shall be not be less

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110 North Michigan Avenue
Howell, MI 48843

than twenty (20) feet, and the front yard requirement with respect to any public right-of-way shall remain as indicated in the zoning ordinance.

3. The total number of units permitted in the Property shall not exceed 264 units. Supporting amenity areas shall also be allowed, including a clubhouse, swimming pool, play area, basketball court, tennis court, maintenance building and related ancillary facilities.

4. Owner, at its own cost, shall install all roadway and utility extensions to be located on the Property as shown by Exhibit "B" attached hereto, and Owner shall have no obligation to install roadway or utility extensions on adjacent properties. The roadway connections shall include the construction of Whitehorse Drive to the east/west boundary lines of the Property, as reflected on Exhibit B. Access easements shall be provided over Whitehorse Drive and the connector roads running between Whitehorse Drive and Grand River Avenue for use by adjoining developments within the PUD area.

5. The woodland area designated on the approved conceptual PUD Site Plan for the MDR East property, comprising approximately 8 acres, shall be designated as a natural preservation area in perpetuity and shall be conveyed by the Owner to the Township.

6. All provisions set forth in the PUD Plan, except as indicated herein, have not been amended and shall remain in full force and effect.

7. This Amendment to Planned Unit Development Agreement was approved by the Township Board on the 4th day of September, 2002, at a meeting duly called and held.

IN WITNESS WHEREOF, the undersigned have executed this Amendment to Planned Unit Development Agreement as of the day and year first above written.

WITNESSES:

David Zaitchik

Jane Dietrich

OWNER:

Singh IV Limited Partnership, a Michigan limited partnership, by its sole general partner, Singh General Corp., a Michigan corporation

By: _____
Lushman S. Grewal, Vice President

TOWNSHIP:

The Township of Genoa, a Michigan municipal corporation

By: Paulette A Skolarus
PAULETTE A. SKOLARUS

Michael Archinal
MICHAEL ARCHINAL

Lillian E Tubbs
LILLIAN E. TUBBS

STATE OF MICHIGAN)
) SS
COUNTY OF OAKLAND)

The foregoing instrument was acknowledged before me this 14th day of October, 2002, by Lushman S. Grewal, the Vice President of Singh General Corp., a Michigan corporation, which is the sole general partner of Singh IV Limited Partnership, a Michigan limited partnership, on behalf of the said limited partnership.

Janet E Diebrich
Notary Public, Oakland County, Michigan
My commission expires: 06-08-2005

STATE OF MICHIGAN)
) SS
COUNTY OF LIVINGSTON)

The foregoing instrument was acknowledged before me this 24th day of October, 2002, by Paulette A Skolarus ~~and~~ _____, being the ~~Supervisor and~~ Clerk, ~~respectively~~, of Genoa Township, a Michigan municipal corporation.

Renee M. Gray
Notary Public, Livingston County, Michigan
My commission expires: 7-19-2005

Drafted by, and when
recorded return to:

The Heikkinen Law Firm, P.C.
110 North Michigan Avenue
Howell, MI 48843

Richard Heikkinen