

**STATE REVOLVING FUND
AMENDMENT 1 TO LOAN AGREEMENT DW450511
AMERICAN BEACH WATER AND SEWER DISTRICT**

This amendment is executed by the STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (Department) and the AMERICAN BEACH WATER AND SEWER DISTRICT, FLORIDA, (Project Sponsor) existing as a local governmental entity under the laws of the State of Florida. Collectively, the Department and the Project Sponsor shall be referred to as “Parties” or individually as “Party”.

The Department and the Project Sponsor entered into a State Revolving Fund Loan Agreement, Number DW450511; and

Loan repayment activities need rescheduling to give the Project Sponsor additional time to complete construction; and

Certain provisions of the Agreement need revision and provisions need to be added to the Agreement.

The Parties hereto agree as follows:

1. Section 8.15 is added to the Agreement as follows:

8.15. CIVIL RIGHTS.

The Project Sponsor shall comply with all Title VI requirements of the Civil Rights Act of 1964, Section 504 of the Rehabilitation Act of 1973, and the Equal Employment Opportunity requirements (Executive Order 11246, as amended) which prohibit activities that are intentionally discriminatory and/or have a discriminatory effect based on race, color, national origin (including limited English proficiency), age, disability, or sex.

2. Unless repayment is further deferred by amendment of the Agreement, Semiannual Loan Payments as set forth in Section 10.05 shall be received by the Department beginning on October 15, 2024, and semiannually thereafter on April 15 and October 15 of each year until all amounts due under the Agreement have been fully paid.

3. The items scheduled under Section 10.07 of the Agreement are rescheduled as follows:

- (2) Completion of Project construction is scheduled for April 15, 2024.

- (3) The Loan Debt Service Account shall be established and Monthly Loan Deposits shall begin no later than April 15, 2024.

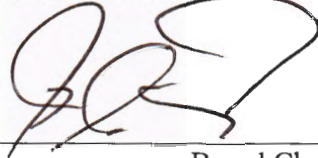
- (4) The first Semiannual Loan Payment in the amount of \$12,729 shall be due October 15, 2024.

4. All other terms and provisions of the Loan Agreement shall remain in effect.

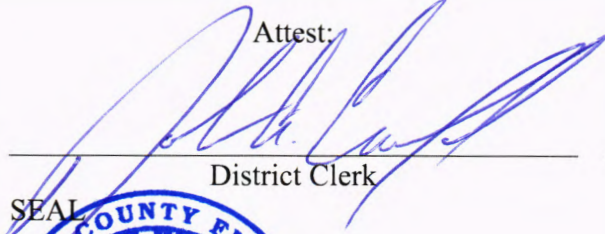
This Amendment 1 to Loan Agreement DW450511 may be executed in two or more counterparts, any of which shall be regarded as an original and all of which constitute but one and the same instrument.

IN WITNESS WHEREOF, the Department has caused this amendment to the Loan Agreement to be executed on its behalf by the Secretary or Designee and the Project Sponsor has caused this amendment to be executed on its behalf by its Authorized Representative and by its affixed seal. The effective date of this amendment shall be as set forth below by the Department.

for
AMERICAN BEACH WATER AND SEWER DISTRICT



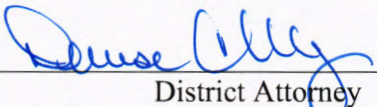
Board Chair

Attest:


District Clerk

SEAL


Approved as to form and legal sufficiency:



District Attorney

for
STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

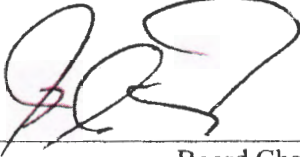
Secretary or Designee

Date

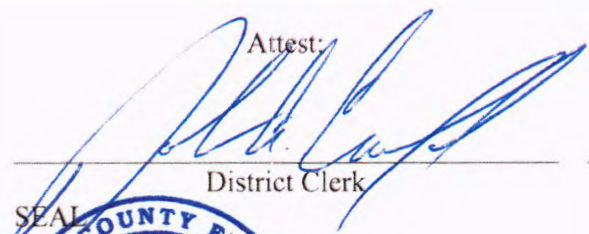
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for
AMERICAN BEACH WATER AND SEWER DISTRICT



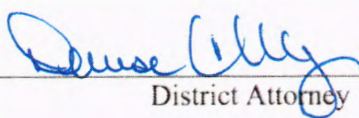
Board Chair

Attest:


District Clerk

SEAL


Approved as to form and legal sufficiency:



District Attorney

for
STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION



Secretary or Designee

Digitally signed by Angela Knecht
Date: 2023.07.06 11:32:51 -04'00'

Date