

RECORDING REQUESTED BY:

WHEN RECORDED MAIL TO:

(property owner)

SPACE ABOVE THIS LINE FOR RECORDER'S USE

MAINTENANCE NOTIFICATION AGREEMENT FOR CATEGORY 1 STORMWATER STRUCTURAL BMPs

This Maintenance Notification Agreement rescinds and replaces Doc# _____

THIS AGREEMENT is made on the _____ day of _____, 20_____.

_____, the Owner(s) of the hereinafter described real property:

Address _____ Post Office Box _____ Zip Code _____.

Assessor Parcel No.(s) _____

List each Structural Best Management Practice (BMP) for the property as follows: BMP ID, Type, Permit #, Sheet #.

_____ *Attach BMP sheets and details as Exhibit A.*

Owner(s) of the above property acknowledge the existence of the stormwater Structural BMP(s) on the said property. Perpetual maintenance of the Structural BMP(s) is the requirement of the State NPDES Permit, Order No. R9-2013-0001 and subsequent amendments, Section E.3.e. and the County of San Diego Watershed Protection Ordinance (WPO) Ordinance No. 10410 Section 67.812 through Section 67.814, and County BMP Design Manual Chapters 7 & 8. In consideration of the requirement to construct and maintain Structural BMP(s), as conditioned by Discretionary Permit, Grading Permit, and/or Building Permit (as may be applicable), I/we hereby covenant and agree that:

1. I/We are the owner(s) of the existing (or to be constructed concurrently) premises located on the above described property.
2. I/We shall take the responsibility for the perpetual maintenance of the Structural BMP(s) as listed above in accordance with the maintenance plan(s) attached in *Exhibit B* and in compliance with County's self-inspection reporting and verification for as long as I/we have ownership of said property(ies).
3. I/We shall cooperate with and allow the County staff to come onto said property(ies) and perform inspection duties as prescribed by local and state regulators.
4. I/We shall inform future buyer(s) or successors of said property(ies) of the existence and perpetual maintenance requirement responsibilities for Structural BMP(s) as listed above and to ensure that such responsibility shall transfer to the future owner(s).
5. I/We will abide by all the requirements and standards of Section 67.812 through Section 67.814 of the WPO (or renumbering thereof) as it exists on the date of this Agreement, and which hereby is incorporated herein by reference.

This Agreement shall run with the land. If the subject property is conveyed to any other person, firm, or corporation, the instrument that conveys title or any interest in or to said property, or any portion thereof, shall contain a provision transferring maintenance responsibility for Structural BMP(s) to the successive owner according to the terms of this Agreement. Any violation of this Agreement is grounds for the County to impose penalties upon the property owner as prescribed in County Code of Regulatory Ordinances, Title 1, Division 8, Chapter 1 Administrative Citations §§18.101-18.116.

Owner Signature(s)

Print Owner Name(s) and Title

Prior to notarizing the Maintenance Notification Agreement please attach the following Exhibits using 8.5x11 sheets:

- Exhibit A: Create and attach an “Exhibit A” which shows the Project Site Vicinity; the Project Site Map; and a map for each BMP and its Drainage Management Area. Samples of each of these map types are shown in Figure I.11-1 through Figure I.11-4.
- Exhibit B: Attach the maintenance plan for each BMP type as “Exhibit B”.

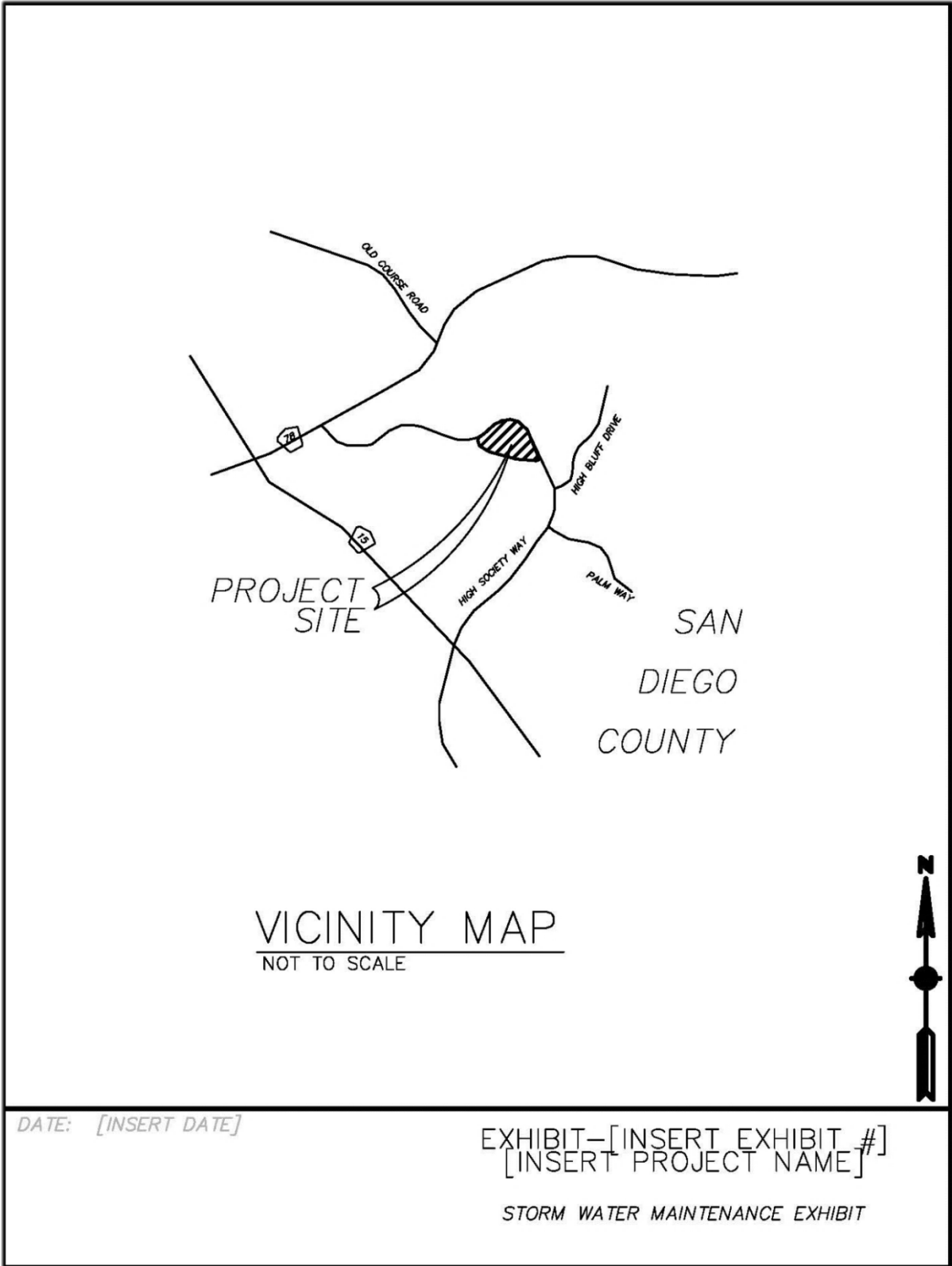


Figure I.11-1 Sample Vicinity Map

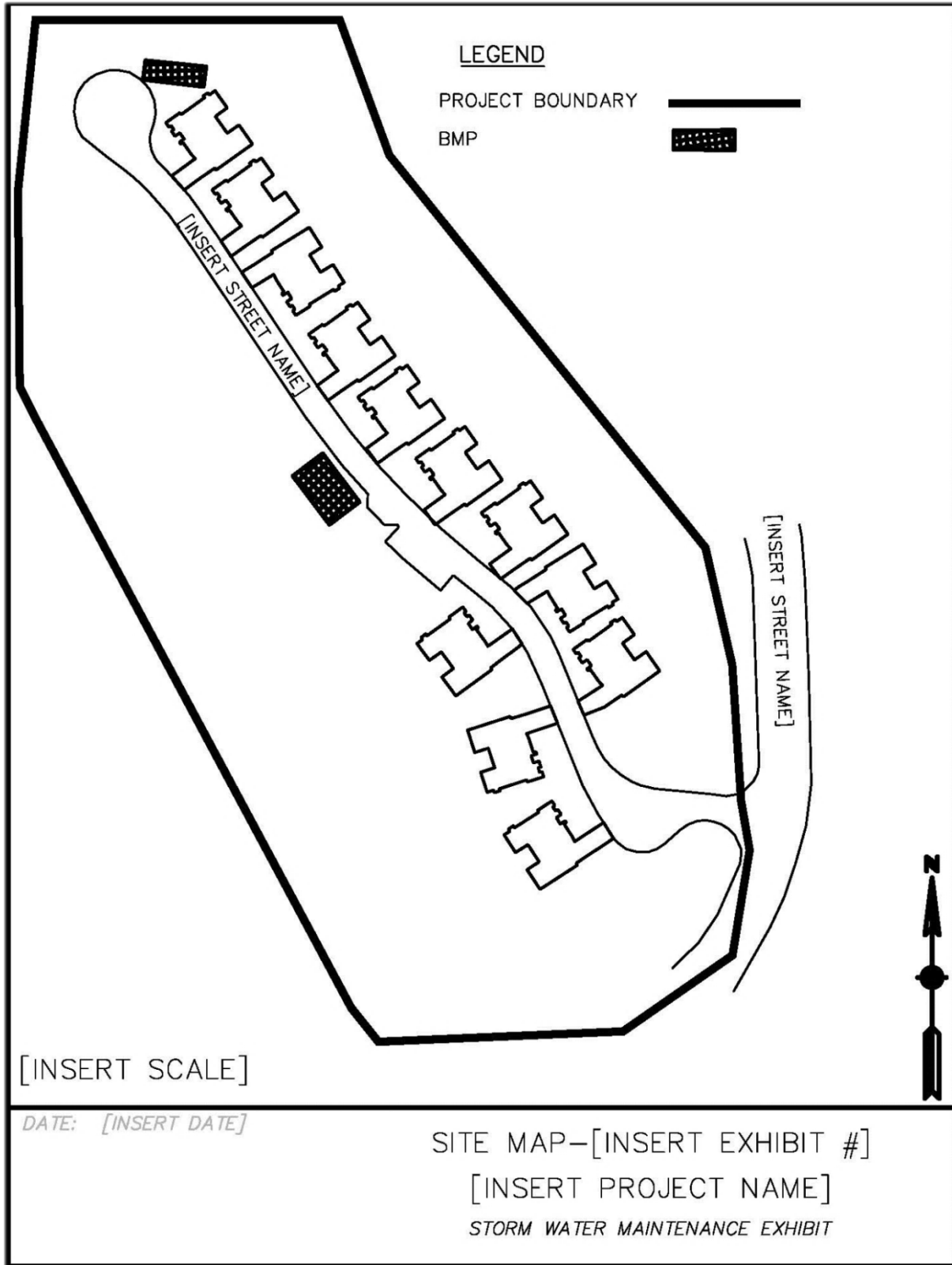


Figure I.11-2 Sample Site Map Showing Structural BMP Location

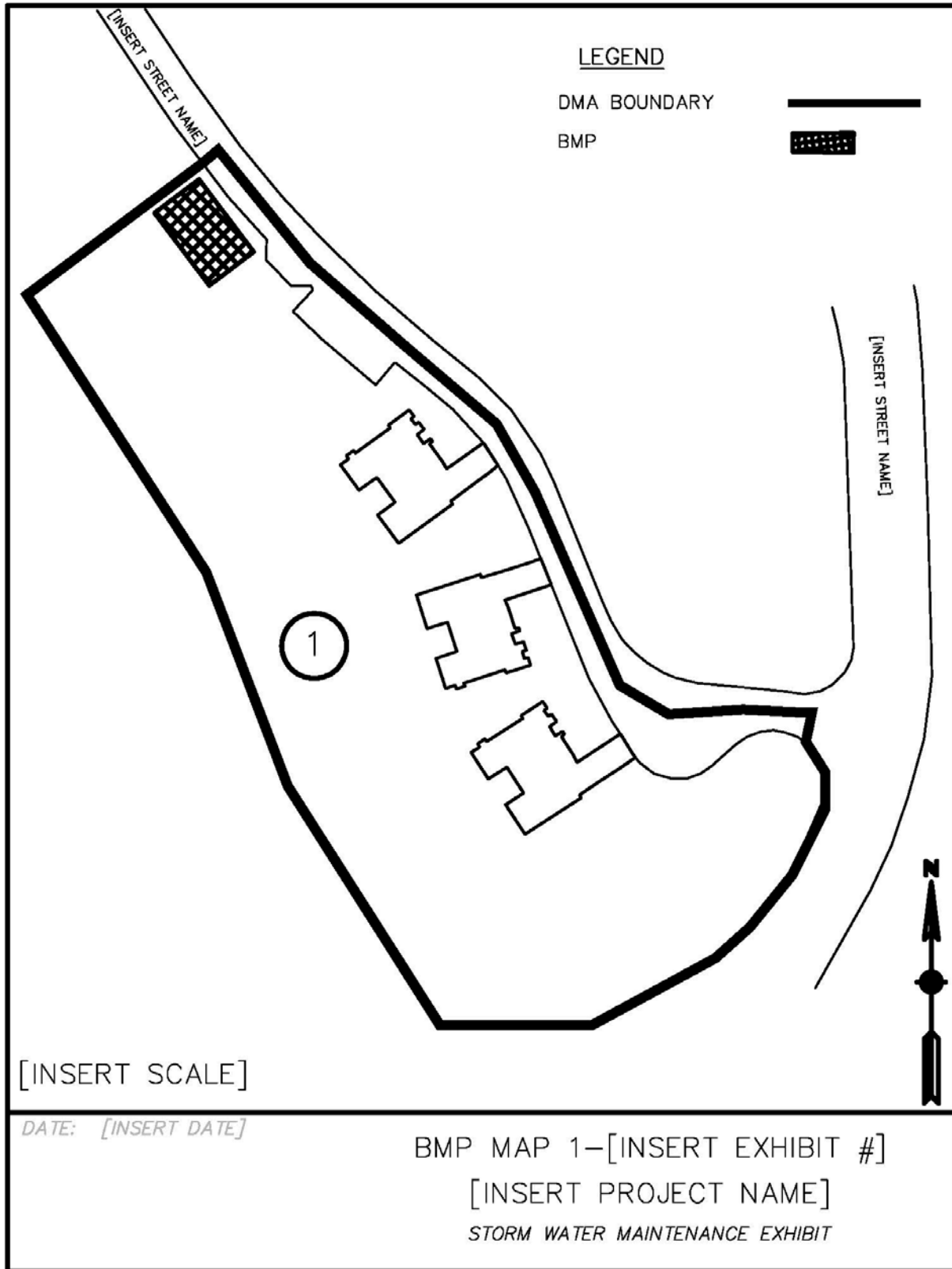


Figure I.11-3 Sample Structural BMP Map 1

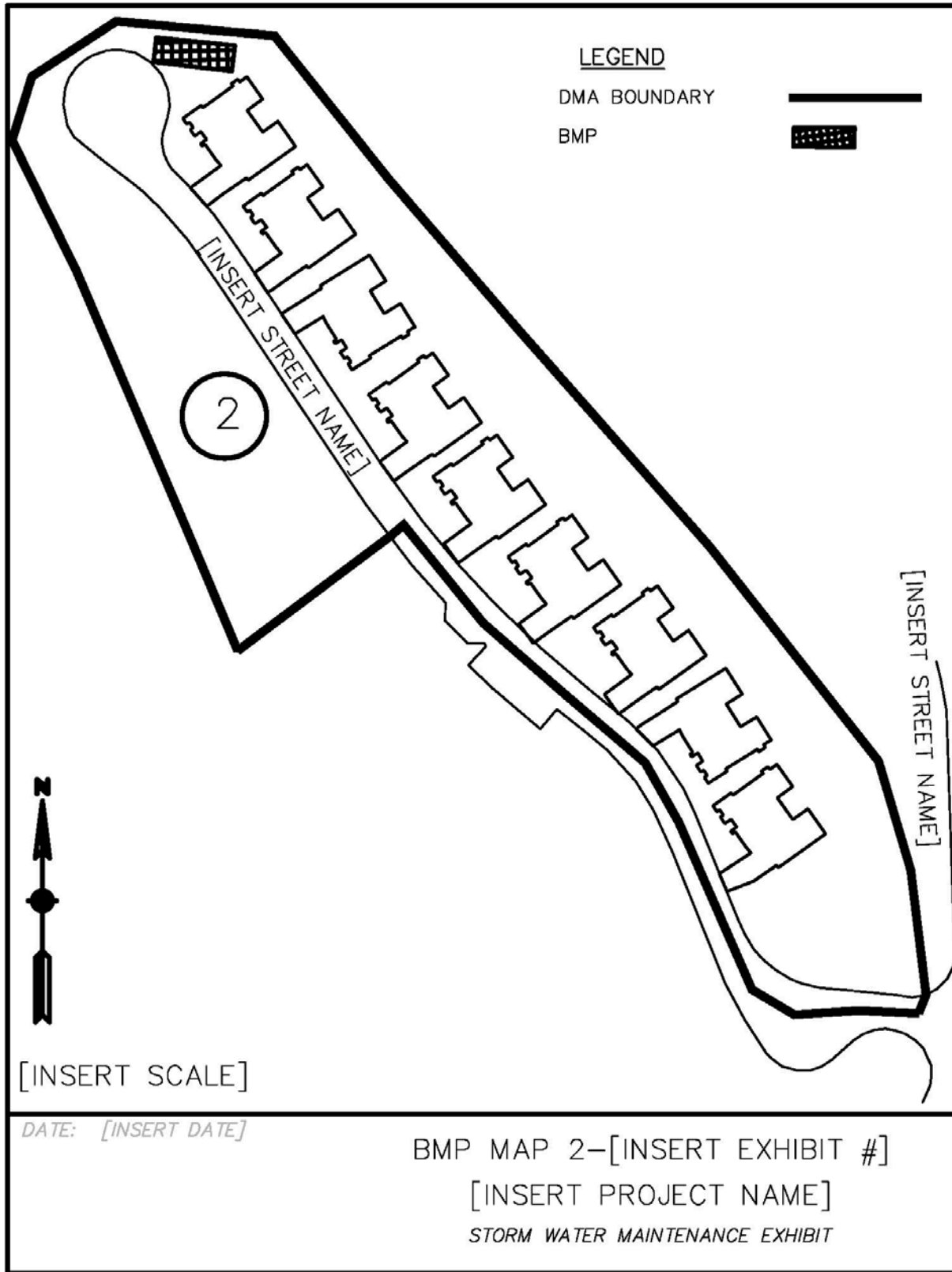


Figure I.11-4 Sample Structural BMP Map 2