

Maintenance Agreement for a Storm Water Management System

This agreement is made this _____ day of _____ 20____ by and between _____ and the Town of Freeport, Maine.

The project name is _____.

The location is: _____, Freeport, Maine.

The project's Tax Map and Lot Numbers are Tax Map _____, Lot _____.

The project is shown on a plan entitled " _____ " dated _____, most recently revised _____, approved by the Freeport Project Review Board on _____.

WHEREAS, the approval of the project includes a stormwater management system which requires periodic maintenance; and

WHEREAS, in consideration of the approval of the project the Town of Freeport requires that periodic maintenance be performed on the stormwater management system;

NOW, THEREFORE, in consideration of the mutual benefits accruing from the approval of the project by the Town and the agreement of _____ to maintain the stormwater management system, the parties hereby agree as follows:

1. _____, for itself, and its successors and assigns, agrees to the following:
 - a) To inspect, maintain, and clean the storm water management system, including, to the extent they exist, parking areas, catch basins, drainage swales, pipes, stormwater filter systems, and related structures, at least annually, to prevent improper operation, including the build-up and storage of sediment in the system;
 - b) To repair any deficiencies noted during the annual inspection;
 - c) To provide a summary report on the inspection, maintenance, and repair activities performed annually to the Freeport Town Engineer by May 31st of each year (reporting for the previous calendar year) in accordance with the Town's Post-Construction Stormwater Management Ordinance (Chapter 53);
 - d) To allow access by Town personnel for inspecting the storm water management system for conformance with these requirements.
2. This agreement shall constitute a covenant running with the land, and _____ shall reference this agreement in all deeds.

WITNESS:

Printed Name: _____

By: _____
Its _____

TOWN OF FREEPORT, MAINE

WITNESS:

Printed Name: _____

By: _____
Its _____

STATE OF MAINE

CUMBERLAND COUNTY, ss:

_____, 20____
Personally appeared the above-named _____, the
_____ of _____, and acknowledged the
foregoing Declaration to be his/her free act and deed in his/her said capacity.

Before me,

Notary Public / Attorney at Law

Print Name

STATE OF MAINE

CUMBERLAND COUNTY, ss:

_____, 20____
Personally appeared the above-named _____, the
_____ of _____, and acknowledged the
foregoing Declaration to be his/her free act and deed in his/her said capacity.

Before me,

Notary Public / Attorney at Law

Print Name