

Please return a Copy of this Document After it is Recorded to:
Attn: City Engineer
City of Dardenne Prairie
2032 Hanley Road
Dardenne Prairie, MO 63368

Maintenance Agreement for Urban BMPs and Detention Facilities
(DP ORD. No. 1684)

GRANTOR: 1) _____
2) _____
3) _____
 Additional Owners/Grantors on page _____

GRANTEE: The City of Dardenne Prairie, Missouri

LEGAL DESCRIPTION OF PROPERTY (ABBREVIATED):

Additional legal description on page _____

Assessor's Tax Parcel ID No(s). _____

Permit Street Address _____

Application No. (by City staff): _____

Date (by City staff): ____ / ____ / ____.

Grantor's Address _____

City State Zip _____

Maintenance Agreement for Urban BMPs and Detention Facilities
(DP ORD. No. 1684)

THIS AGREEMENT is executed in favor of the City of Dardenne Prairie, Missouri ("City") by

_____, ("Owner")
the owner of the above-described property situated in City of Dardenne Prairie, St. Charles County, State of Missouri:

In consideration of the City's permitting the construction of the stormwater control facilities proposed by the land owner to control stormwater at the above-described property as shown in the construction plans known as:

Title: _____

Prepared by: _____

Date: _____

Latest Revision Date: _____

For and in consideration of the sum of \$10.00 and other good and valuable consideration paid to the Owner by the City, the receipt and sufficiency of which is hereby acknowledged, Owner hereby agrees and covenants as follows:

WHEREAS; aforesaid construction plans were approved by the City on _____, 20____, and _____

WHEREAS; the stormwater control facilities permitted by said approval are depicted on the construction plans (mark one) attached to this Agreement as "Exhibit A" or attached to this Agreement by reference in "Exhibit A", and

WHEREAS; the stormwater control facilities permitted by said approval contain the following:

flow control facilities:

- detention basin or tank and flow control structure
- infiltration trench system or drywell
- bioengineered planting strip
- stormwater planter or infiltration planter
- other _____

stormwater treatment facilities:

- none
- infiltration
- wetpond or stormwater wetland
- biofiltration swale
- filter strip or media filter
- wet vault
- coalescing plate/oil water separator
- other _____

the following source control structures:

to contain _____ activities.

and the following items, terms and/or limitations:

- ____ catch basin(s)
- ____ submersible pump(s)
- roof leader connections
- pipes with less than 1% grade
- invert connection less than 12 inches above main sewer or drain
- surface ponding
- described on attached Page No. _____
- other: _____

NOW THEREFORE; the undersigned Owner agrees to maintain the above described Stormwater control Facility in accordance with the provisions of the City of Dardenne Prairie, Missouri's stormwater regulations and consistent with the terms of the drainage control plan described above, and to inform all successors and assignees of the existence of the stormwater control facilities, and of the requirement for its continued maintenance; and

The Owner grants to the City right to access by authorized representatives of the City, for entry onto the property for inspection of the stormwater control facility or for monitoring, correction or abatement of conditions related to the stormwater control plan and the City of Dardenne Prairie, Missouri's stormwater regulations (pursuant to City Code, in order to recoup the actual costs for administration and field inspection of developments within the City, the costs associated with such inspections shall be reimbursed to the City by Owner based on periodic billings to the Owner by the City); and

The Owner acknowledges that the City is not responsible for the adequacy or performance of the stormwater control plan or the stormwater control facilities and waives any and all claims against the City for any harm, loss or damage related to the plan or to the property except for claims arising from the City's sole negligence.

All provisions of this instrument, including the benefits and burdens, are deemed to be covenants running with the land and are binding upon and to the benefit of the parties hereto, their respective heirs, successors and assigns.

SIGNATURES, ACKNOWLEDGEMENTS AND NOTARY
(CORPORATE OWNER, PARTNERSHIP OWNER, LIMITED LIABILITY COMPANY OWNER OR
OTHER LEGAL ENTITY OWNER - attach more pages if needed)

Date: _____

Grantor/Owner _____

Printed Name _____

Street Address _____

City State Zip _____

By: _____

Printed Name _____

Title _____

State of Missouri)
) SS
 County of)

On this the _____ day of _____, 20____ before me personally appeared _____ (Grantor/Owner) known to be, did state and acknowledged that the foregoing instrument is to be the free act and deed of himself/herself and said person acknowledged that he/she signed this instrument, on oath stated that he/she was authorized to execute the instrument and acknowledged it as the (type of authority, e.g., partner, trustee, title of officer, personal representative, Printed Name guardian, attorney in fact for a principal, etc.) of (name of owner/entity on behalf of whom instrument was executed), to be the free and voluntary act of such party for the uses and purposes mentioned in the instrument.

In witness whereof, I have hereunto set my hand and affixed my notarial seal in the county and state aforesaid the day and year last above written.

 My Commission Expires Notary Public

Date: _____

Grantor/Owner _____

Printed Name _____

Street Address _____

City State Zip _____

By: _____

Printed Name _____

Title _____

State of Missouri)
) SS
 County of)

On this the _____ day of _____, 20____ before me personally appeared _____ (Grantor/Owner) known to be, did state and acknowledged that the foregoing instrument is to be the free act and deed of himself/herself and said person acknowledged that he/she signed this instrument, on oath stated that he/she was authorized to execute the instrument and acknowledged it as the (type of authority, e.g., partner, trustee, title of officer, personal representative, Printed Name guardian, attorney in fact for a principal, etc.) of (name of owner/entity on behalf of whom instrument was executed), to be the free and voluntary act of such party for the uses and purposes mentioned in the instrument.

In witness whereof, I have hereunto set my hand and affixed my notarial seal in the county and state aforesaid the day and year last above written.

 My Commission Expires Notary Public

Exhibit A

[ATTACH OR REFERENCE CONSTRUCTION PLANS]

Title of Plans: _____

Prepared by: _____

Dated: _____

With the Latest Revision Date: _____