

AGREEMENT to Repair or Alter an On-Site Wastewater Treatment System for Continued Use

Existing Permit Year and Number: WWP_____ - _____ (if more than one, the most recent)
Property Address: _____ Parcel Number: _____
Property Legal Description: _____
Current Property Owner(s): _____
Closing Date of Transaction: _____

PERSON(S) ACQUIRING TITLE TO THE PROPERTY (hereafter "Purchasers")

Name: _____
Mailing Address: _____
Phone: _____ Email _____
address: _____

INSPECTION INFORMATION

Date of Most Recent Inspection: _____ Inspector: _____

RECITALS

As a condition of selling the Property, the Current Property Owner was required to obtain a Transfer of Title Acceptance Document for the Property under the provisions of the La Plata County Public Health (LPCPHD) On-site Wastewater Treatment System (OWTS) Regulations 2026 ("LPCPHD Regulations").

An inspection by an inspector certified by the National Association of Wastewater Technicians has determined that certain components of the OWTS on the Property are not functioning in compliance with LPCPHD Regulations and require repair or alteration to provide on-going protection of public health and the environment.

The closing on the continued use permit to the Property to the Purchasers is scheduled to occur prior to the completion of repairs or alterations to the OWTS.

The Purchasers are desirous of proceeding with their acquisition of the Property, subject to the terms and conditions of this Agreement. LPCPHD is desirous of permitting them to do so by issuance of a Conditional Continued Use Permit as described in Section 10.F of the LPCPHD Regulations, and subject to the following terms and conditions.

Now, therefore, in consideration of the above, the Purchasers agree as follows:

1. Purchasers agree to apply for an OWTS Permit as required by LPCPHD, to pay all required application fees, to submit a scope of work and site plan for the required repairs, changes, alterations, or replacement, and to complete all necessary repairs, changes, alterations or replacement within 90 days of conditions on the property allowing the repairs to proceed.
2. Purchasers acknowledge that repairs, changes, alterations or replacements that require a permit may not be commenced until LPCPHD issues the appropriate permit, following receipt of Purchasers' application.
3. Purchasers acknowledge and agree that Purchasers' failure to comply with the terms of this Agreement may result in enforcement actions being commenced against Purchaser, in accordance with OWTS Regulations.

4. The terms and conditions of this Agreement shall be null and void in the event that Purchasers do not complete the acquisition of title to the Property.

Print Name(s) of Purchasers: _____

Purchasers:

Signature: _____ Date: _____

Signature: _____ Date: _____

State of _____

County of _____

The foregoing instrument was acknowledged before me this _____ day of _____, 20____.

Witness my hand and official seal.

Notary Public
My Commission Expires: _____