



Return document to:
Surface and Stormwater Management Utility
C/O Chelan County Public Works
316 Washington Street, Suite 402
Wenatchee, WA 98801

Document Title: Declaration of Storm Water System Maintenance Covenants
Related Documents:
Grantor:
Grantee: Chelan County through its Public Works Department
Legal Description:
Parcel Numbers(s):

**DECLARATION OF STORM WATER SYSTEM MAINTENANCE COVENANTS
FOR _____
[Plat Name]**

The Grantors, Owners and Developers of _____,
hereby declare and agree as follows:

1. The Grantors are the Owners and Developers of the following described real property located at Chelan County, Washington: **[Enter or attach]**

The Grantors intend to sell the lots created by approval of _____
(Plat Name)

2. The Grantors have designed and constructed a private storm water drainage system to serve the above real property in accordance with the plans Grantors have filed with Chelan County. The approved plans are attached hereto as **Exhibit A.**
3. The Grantors agree to maintain the storm water drainage system as originally designed, and in accordance with the Chelan County Code and the specifications attached hereto as **Exhibit B.** The Grantors shall not reduce, expand or otherwise modify the design or



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- operation of the storm water drainage system without first obtaining review by and written approval of Chelan County.
4. The Grantors agree to implement a long-term funding mechanism to support operation, maintenance, repairs and improvements required for proper functioning of the private storm water drainage system. Such funding mechanism shall be implemented by creation of an Owner's Association by further declarations and covenants binding upon the real property described above, all lots within the above development and Grantors' purchasers, successors and assigns.
 5. The Grantors agree to maintain logs of inspection and maintenance activities for the storm water drainage system and to submit copies of the logs to Chelan County not less than once each calendar year.
 6. All inspection and maintenance logs, and other documents and records pertaining to the storm water drainage system shall, upon request, be made available to Chelan County and any other agencies having jurisdiction for inspection and copying.
 7. Chelan County shall have the right to enter the above-described real property for the purpose of inspecting the condition and/or maintenance of the storm water drainage system and/or to determine the Grantors' compliance with these Covenants. The Grantors agree to fully comply with all written notices of corrective action issued by Chelan County and other agencies having jurisdiction. If the Grantors fail to fully and timely comply as required by a written notice of corrective action, then Chelan County may enter the above-described property to perform all work necessary to fully complete repairs and maintenance to the storm water drainage system or otherwise bring the system into compliance with these Covenants. The Grantors agree to pay all costs and expenses incurred by Chelan County for such repairs and maintenance, including the cost of personnel, equipment and materials and Chelan County's contractors.
 8. The Grantors hereby waive any and all claims for damages against Chelan County arising from the design, construction, inspection, repair and/or maintenance of the storm water drainage system. The Grantors agree to indemnify, defend and hold Chelan County harmless from any and all claims arising from the design, construction, inspection, repair and/or maintenance of the storm water drainage system.
 9. These Covenants shall continue in perpetuity.
 10. The covenants shall run with the land described above and shall be binding on all Grantors' purchasers, successors and assigns.



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DATED this _____ day of _____, 20__.

OWNERS

Date: _____

 [*Name/Title*]

Date: _____

 [*Name/Title*]

DEVELOPER

Date: _____

 [*Name/Title*]

Date: _____

 [*Name/Title*]

STATE OF WASHINGTON)
) ss.
 County of)

I certify that I know or have satisfactory evidence that _____
 signed this instrument and acknowledged it to be their/his/her free and voluntary act for the uses
 and purposes mentioned in this instrument.

DATED this _____ day of _____, 20__.

By: _____



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EXHIBIT A



Return document to:
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EXHIBIT B