

Private Stormwater Quality Best Management Practices Maintenance Covenant

**STATE OF LOUISIANA
PARISH OF EAST BATON ROUGE**

THIS MAINTENANCE COVENANT made and entered into this ____ day of _____, 20____, by and between _____, hereinafter designated as *Developer/Owner*, and the **City of Baton Rouge & Parish of East Baton Rouge, Department of Public Works**.

The Developer/Owner has developed Lot/Tract _____ of _____ Subdivision (*the Property*) located at the following address: _____ and has received a Building Permit or Permits from the Department of Public Works for site improvements to be constructed thereon.

After completion of the site construction and prior to Final Occupancy of the development or building, the Developer/Owner agrees to provide a Schedule of Maintenance for the constructed Best Management Practices (BMPs) as recommended in the approved Water Quality Impact Study (WQIS) and/or Stormwater Management Plan (SMP). **This Schedule of Maintenance shall be attached and recorded as part of this Maintenance Covenant.**

It is hereby agreed by and between the Developer/Owner and the City of Baton Rouge & Parish of East Baton Rouge, Department of Public Works that the Developer/Owner and his heirs, successors, assigns, or subsequent owners hereby does agree to keep the private BMPs in said development maintained in good working and functional condition according to the attached Schedule of Maintenance. In the event of BMP failure, if prompted by the Department of Public Works, the Developer/Owner shall rehabilitate, repair or replace the BMP to return it to its intended functional condition.

Additionally, this Covenant is to be recorded in the Conveyance Records of the Clerk of Court of East Baton Rouge Parish. A certified true copy with recording data and filing date shall be furnished to the Inspection Division prior to Final Occupancy of the building. The owner and all subsequent owners of the above named property shall make reference to this Covenant and its recordation in any sale of said property or portion thereof.

IN WITNESS WHEREOF, these documents have been signed in the presence of the undersigned competent witnesses, at _____, _____, on this _____ day of _____, 20_____.

WITNESSES:

DEVELOPER/OWNER
BY: _____
Name of Developer/Owner:

Address: _____
City: _____ State: _____