



**COVENANT FOR MAINTENANCE OF LANDSCAPING AND IRRIGATION WITHIN
RIGHT OF WAY**

WHEREAS, _____
hereinafter referred to as the OWNER(s) of the following legally described property:

Request(s) permission to maintain _____
_____ within the public right of way.
(Please provide the type and number of trees to be planted, as well as irrigation system description, if applicable)

Public Works Field Staff Approval Date

**IN CONSIDERATION of the approval of this permit by the Village of Palmetto Bay
Public Works Department, the Owner(s) agree(s) as follows:**

1. To maintain and replace, where necessary, the above-mentioned items including sod and/or any irrigation equipment, installed within the dedicated right of way. If it becomes necessary to for the Village to maintain said items within the public right of way (including, without limitation, restoration of streets) by reason of the Owner's failure to do so, much expense shall be paid by the Owner or shall constitute a lien against the above- described property until paid.
2. The undersigned further agree(s) that these conditions shall be deemed a covenant running with the land in favor of the Village of Palmetto Bay and shall remain in full force and effect and be binding on the undersigned, his/their heirs and assigns, until such time as this obligation has been cancelled by an affidavit filed in the Public Records of the Village of Palmetto Bay, Florida by the Director of the Public Works Department (or his fully authorized representative).

Signed, sealed, executed and acknowledged on ____ day of _____, 20 ____,
at Palmetto Bay, Florida

Signed, sealed and delivered in the presence of:

Owner of Property:

Notary:

Signature

Signature

Print Name

Print Name

Address (if different from above)

Telephone No.

Public Works Director Date