



LAND DEVELOPMENT COVENANT

The undersigned does hereby swear or affirm to be the fee simple title holder and owner of record of the property commonly known as:

Unit _____ Block _____ Lot _____ Plat Book _____, Page _____

Or

Legal Description: (further described as exhibit A and attached hereto)

The property described herein is the subject of application for Site/Subdivision Development Plan, SDP, Approval.

I hereby designate _____ as the legal representative of the property and as such, this individual is authorized to legally bind all owners of the property in the course of seeking the necessary approvals to develop the property. This authority includes but is not limited to the hiring and authorization of agents to assist in the preparation of applications, plans, surveys, and studies necessary to obtain SDP Approval. This representative will remain the only entity to authorize development activity on the property until such time as a new or amended authorization is delivered to the City of Cape Coral.

I also authorize the staff of the City of Cape Coral to enter upon the property for the purposes of investigating and evaluating the request made through this application.

The undersigned recognizes the following and will be guided accordingly in the pursuit of developing the property:

The property will be developed and used in conformity with the approved SDP development order including all conditions placed on the development and all commitments agreed to in connection with the development order. The legal property owner(s), successors and assigns are responsible for compliance with all requirements, conditions, safeguards, and limitations made at the time of approval of the development order, even if the property is subsequently sold in whole or in part. A departure from the provisions of the approved plans or a failure to comply with any requirements, conditions, safeguards and limitations provided for in the development order will constitute a violation of the Land Use and Development Regulations.

The development order may be recorded in the public records so as to provide notice to subsequent owners that all development must be consistent with the SDP development order.

So long as this covenant is in force, the City of Cape Coral, upon the discovery of noncompliance, may not issue permits, certificates, or licenses to occupy or use any part of the development and may stop ongoing construction activity until the project is brought into compliance with all requirements, conditions, safeguards and limitations of the SDP development order, and can seek equitable relief as necessary to compel compliance.

Signature of owner

Date

Typed or printed name & Title

In the STATE OF _____, COUNTY OF _____, The foregoing instrument was acknowledged before me by means of _____ physical presence or _____ online notarization, this _____ by _____ of _____ a _____ corporation, on behalf of the corporation. He/she is personally known to me or has produced _____ as identification.

(Signature of person taking acknowledgment)

(Name typed, printed, or stamped)

(Title or rank)

(Serial/Commission number, if any)