



AGREEMENT TO LIMIT OCCUPANCY OF DWELLING OR STRUCTURE

AGREEMENT made and entered into this ____ day of _____, 20__, by and between

Purchaser 1 (print name)

and

Purchaser 2 (print name)

(the “Purchasers”) and the Summit County Environmental Health (“Department”).

RECITALS

Owner 1 (print name)

and

Owner 2 (print name)

is (are) the owner(s) of certain real property and improvements (“Property”) described as follows:

LEGAL DESCRIPTION: _____

More commonly known and referred to as:

PHYSICAL ADDRESS: _____

As a condition to selling the Property, the owners were required to obtain a use permit for the Property under the provisions of the Department’s Onsite Wastewater Treatment System Regulation (“Regulation”).

The Property is not served by a water carried sewage system, i.e. a system for on-site collection, treatment and subsurface disposal of sewage that includes all or a portion of the following plumbing fixtures: a kitchen sink, a bathroom sink, a shower or tub, and a flush water closet.

The Regulation defines such properties as “Limited Use Occupancy” and prohibits the occupancy of such dwellings or structures except on a limited basis, i.e. less than 90 consecutive days per year or no more than 120 total days per year.

The Purchasers are desirous of proceeding with their purchase of the Property subject to the limitations on occupancy as set forth in the Regulations, and the Department is desirous of permitting them to do so subject to the following terms and conditions.

NOW, THEREFORE, for good and valuable consideration the mutual receipt and sufficiency of which is hereby mutually acknowledged by the parties, the parties agree as follows:

Notary Public Signature
Commission Expiration: _____

CONTACT PERSON and phone _____

SUMMIT COUNTY GOVERNMENT

**Philip Gonshak, Interim County
Manager**