

NON-CONVERSION AGREEMENT FOR ENCLOSURES BELOW THE BASE FLOOD ELEVATION

Permit
Number: _____

This DECLARATION made this _____ day of _____, 20____, by

Property Owner(s): _____

At Property Address: _____

Legally Described as:

WITNESSETH:

WHEREAS, the Owner is the owner of record of all that real property described above in the County of Rock Island, Illinois.

WHEREAS, the Owner has applied for a permit to place a structure or improve a structure on that property that has an enclosed area below the base flood elevation constructed in accordance with the requirements of Title 3 Section 2-38 (Floodplain Management Ordinance) of the Rock Island County Code of Ordinances ("Ordinance").

WHEREAS, the Owner agrees to record this DECLARATION and certifies and declares that the following covenants, conditions and restrictions are placed on the affected property as a condition of granting the Permit, and affects rights and obligations of the Owner and shall be binding on the Owner, his heirs, personal representatives, successors, future owners, and assigns.

UPON THE TERMS AND SUBJECT TO THE CONDITIONS, as follows:

The structure or part thereof to which these conditions apply is:

1. At this site, the Base Flood Elevation is _____ feet and the Flood Protection Elevation is _____ above mean sea level, National American Vertical Datum.

2. Enclosed areas below the Flood Protection Elevation shall be used solely for parking of vehicles, limited storage, or access to the building.
3. All interior walls, ceilings, floors and stairs below the Flood Protection Elevation shall be constructed of flood resistant materials.
4. All Mechanical, electrical or plumbing devices shall not be installed below the Flood Protection Elevation.
5. The walls of the enclosed areas below the Base Flood Elevation shall be equipped and remain equipped with permanent flow-thru openings as shown on the Permit.
6. The jurisdiction issuing the Permit and enforcing the Ordinance may take appropriate legal action to correct any violation. Any alterations or changes from these conditions also may render the structure uninsurable or increase the cost for flood insurance to \$25.00 per \$100.00 of coverage.
7. A duly appointed representative of the County is authorized to enter the property for the purpose of inspecting the exterior and interior of the enclosed area to verify compliance with this Declaration. Such inspections will be conducted upon due notice to the Owner and no more frequently than once each year. More frequent inspections may be conducted if an annual inspection discovers a violation of the Permit.
8. Other conditions:

Property Owner's Signature

Sworn to and subscribed before me this
____ day of _____, 20____.

Property Owner's Signature

Sworn to and subscribed before me this
____ day of _____, 20____.

NOTARY PUBLIC

NOTARY PUBLIC