

DRAINAGE COVENANTS AGREEMENT

The owner(s) for themselves, their heirs, executors, administrators, and successors and assigns do hereby covenant to bind themselves, their heirs executors, administrators, successors, and assigns and the lands to faithfully perform all of the following requirements.

Owner(s) shall be responsible for stabilization and reconstruction (to approved design grades and specifications) of all drainage swales and detention basins within an owner's lot, which because of construction activities, grading, or stripping of vegetation on owner's lot has caused damage to said public improvements.

All drainage and detention pond assessments shown on this plan shall be maintained in a grassed or otherwise improved condition, in accordance with the grades and designs shown on the approved development plans for this project. All these easements shall be kept free of all obstructions including but not limited to, such obstructions as fill, temporary or permanent structures, and plants (other than grass). The maintenance of all such easements shall be the responsibility of the future lot owners.

Wherever sedimentation is caused by stripping vegetation, grading or other earth moving activities, it shall be the responsibility of the owner(s) to remove it from all adjoining surfaces, drainage systems and water courses, and to repair any damage at owner(s) expense.

Owner(s) shall make provision for and be personally responsible for agreement confined in any and all agreements with township. Upon a failure by Owner(s) to comply within the time period specified by oral or written notice, or in the event the township in its sole and absolute discretion determines the work to be of an emergency nature, then township may perform such work as may be necessary in its sole and absolute discretion to bring owner(s) into compliance at the owner'(s) expense and the owner(s) shall be charged for said expense, plus a 20% surcharge for administrative expense, plus the costs expended by the township if a municipal lien or suit in assumpsit of equity is filed, which expense the owner(s) hereby agree to assume and pay.