

April 26, 2010

**COVENANT AND ASSURANCE
BY LANDOWNER
TO
NORTH SEWICKLEY TOWNSHIP**

MADE IN CONJUNCTION WITH ZONING/CONSTRUCTION APPLICATION

WHEREAS the undersigned is (are) the owner(s) of that certain parcel of land situate in North Sewickley Township and herein identified by reference to Beaver County Tax Parcel No. 70-_____, upon which the undersigned have as and for his, her or their residence a Mobile Home served by an individual on-lot sewage system which sewage system was installed per Sewage Permit No. _____ and is in proper working operation, i.e. not malfunctioning;

WHEREAS the undersigned is (are) concurrently herewith making Application to North Sewickley Township for a Zoning/Construction Permit for purpose of constructing a new residential building/mobile home to replace the said Mobile Home, which new residential building/mobile home shall not exceed the size and use capacity abilities of the existing sewage system installed on said parcel of land and which new residential building shall be connected to said existing sewage system; and

WHEREAS, the undersigned has or have declared, and do hereby affirm and state, that upon the said new residential building being completed and occupied by the undersigned, that said Mobile Home shall be immediately disconnected from said sewage system and further said Mobile Home shall be removed from said parcel of land within sixty (60) days.

NOW THEREFORE, the undersigned intending to be legally bound hereby does (do) hereby covenant with and assure unto North Sewickley Township that the undersigned upon issuance of the requested Zoning/Construction Permit shall proceed in accordance to the following terms, conditions and requirements:

- 1.) The new residential building/mobile home, for which the Application for Zoning/Construction Permit and this Covenant and Assurance attached thereto are applicable, shall be connected to the existing individual on-lot sewage system situate on the above identified parcel of land, which connection shall be accomplished according to all regulations and requirements applicable under the Pennsylvania Sewage Facilities Act and Ordinances of North Sewickley Township.
- 2.) Upon the said new residential building/mobile home being completed and ready for occupancy:
 - a.) The existing Mobile Home on said parcel shall be disconnected from said sewage system and be rendered to a condition of inability to cause discharge of flow of sewage effluent from same, i.e. no running water supply shall exist within same nor shall other sewage effluent producing activity be in any manner conducted within or from said Mobile Home; and
 - b.) At no time shall both said Mobile Home and new residential building/mobile home be simultaneously occupied for residential purposes or otherwise used to generate flow of sewage effluent into said individual on-lot sewage system.
- 3.) Within sixty (60) days of said new residential structure being completed and ready for occupancy, if not sooner, the undersigned shall cause and effect proper removal of said Mobile Home from said parcel of land.
- 4.) The undersigned acknowledge and consent to the right of entry upon said parcel of land by the Sewage Enforcement Officer, Zoning Officer, and Building Code Official of North Sewickley Township to inspect compliance of the undersigned to the ordinances of North Sewickley Township, applicable laws of the Commonwealth of Pennsylvania, and the compliance of the undersigned to this Covenant and Assurance unto North Sewickley Township.

5.) The undersigned hereby acknowledge that violation of the ordinances of North Sewickley Township and/or applicable regulations and requirements existing under the Pennsylvania Sewage Facilities Act, or the terms and conditions of this Covenant and Assurance unto North Sewickley Township may and can result in the revocation of any Permits issued by North Sewickley Township, and further, subject the undersigned to civil and/or summary offense enforcement proceedings, or subject to other civil proceedings to prohibit the undersigned from maintaining a violation thereof.

MADE and executed this _____ day of _____, 2010, and Attached to Application for Zoning/Construction Permit No. _____.

Witness:

Landowner

Landowner