MONTGOMERY COUNTY
TENNESSEE

BUILDING AND CODES DEPARTMENT

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Montgomery County, TN. Stormwater Maintenance Agreement Policy

1.) A Stormwater Maintenance Agreement is required for all development sites that have stormwater control structures or Best Management Practices (BMPs) installed. A Stormwater Maintenance Agreement must be filed with the Montgomery County Register of Deeds before a development permit will be issued.

2.) The following note must be included on all final plats to designate lots with storm water control structures or BMPs that require a Stormwater Maintenance Agreement prior to the sale or transfer of that lot. Lots that have storm water control structures or BMPs that require regular inspection and maintenance) must be marked with a referral to this note. Failure to add this note or properly mark the affected lots will result in the rejection of the final plat by the Montgomery County Building and Codes Department:

> Lot(s) _____ have storm water control structures or BMPs that require a Storm Water Maintenance Agreement to be filed with the Montgomery County Register of Deeds and the Montgomery County Building and Codes Dept. before all or any portion of the property is transferred or conveyed.

3.) After the initial Storm Water Maintenance Agreement is filed with the Montgomery County Register of Deeds and the Montgomery County Building and Codes Department, the Storm Water Maintenance Agreement will act as a permanent deed restriction and shall constitute a covenant running with the land, and shall be binding on the Landowner, its administrators, executors, assigns, heirs, and any other successors in interest.

4.) Montgomery County Storm Water Inspectors may perform periodic inspections of storm water structures in order to determine that the structure is being maintained in proper operating condition. Montgomery County will order corrective actions for components of the system that are determined to be improperly maintained.

Montgomery County, TN. Storm Water Maintenance Agreement Policy (Version Dated 10/8/2014) is approved for use by the Montgomery County, TN Storm Water Control and Management Program. Changes to this document must be submitted to the Montgomery County, TN Building and Codes Committee for approval.

Policy Effective Date: 1/7/2015

Submitted by: _____ Date: 1/6/2015
John H. Doss
Montgomery County, TN
Storm Water Coordinator

Approved by: _____ Date: 1/6/2015
Rod Streeter
Montgomery County, TN
Building Commissioner

Approved by: _____ Date: 1/6/2015
Chairman,
Montgomery County, TN
Building and Codes Committee