

RETURN ADDRESS:

Cowlitz County
Department of Building & Planning
207 4th Ave. N.
Kelso, WA 98626

DECLARATION OF RESTRICTIVE COVENANT (*Defensible Space*)

I, the Grantor(s), herein, am the owner of the following described real estate situated in Cowlitz County, State of Washington, to wit:

Parcel Number: _____ **Address:** _____

Abbreviated Legal Description: _____

Full Legal Description: (Attached as Exhibit A)

On which the grantor wishes to construct a use requiring demonstration of available fire flow – specifically:

Project Description: _____

The grantor wishes to receive credit for all or part of said fire flow by establishing and maintaining defensible space pursuant to the Cowlitz County Building Code, Appendix N, Sections 603 and 604 in effect at the date of this covenant. It is the purpose of this covenant to acknowledge that modified fuel loads (defensible space) will be established and maintained within _____ **feet** of structures developed as part of the project description (above). It is also acknowledged that ongoing maintenance of defensible space is the obligation and responsibility of the property owner.

Any modification to the approved plan for the development detailed in the project description (above) may be subject to further review and require modification to or expansion of defensible space. Establishment and maintenance of this defensible space does not guarantee that structures on this property will survive a fire event.

The provisions of this covenant are enforceable in law or equity by Cowlitz County and its successors or assigns. The County may inspect defensible space periodically. This covenant shall run with the land and shall be binding to all parties having or acquiring any right, title, or interest in the land described herein or any part thereof, and shall insure to the benefit of each owner thereof.

Signed: _____
Grantor(s)

Grantor(s)

Print Name: _____
Grantor(s)

Grantor(s)

State of _____
County of _____

I the undersigned, a Notary Public in and for the above named County and State, do hereby certify that on this _____ day of _____, 20_____, personally appeared before me, _____ to me known to be the individuals described in and who executed the within instrument, and acknowledge that he (she) (they) signed and sealed the same as free and voluntary act and deed, for the users and purposes wherein mentioned.

GIVEN under my hand and official seal the day and year last above written. _____

Notary Public in and for the State of Washington
residing at:
My Commission Expires: