

After filing, please
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City of Florence
250 Highway 101
Florence, OR 97439

AGREEMENT OF NON-REMONSTRANCE
CONCERNING SIDEWALK IMPROVEMENTS

IN CONSIDERATION of the findings of fact stated herein, the City of Florence, hereinafter referred to as as CITY, and Duman Inc and L & B Development LLC, as APPLICANT, do covenant and agree as follows:

WHEREAS, APPLICANT applied for approval to construct an accessory dwelling unit interior to a home located at 5439 HWY 126, Florence, 97439. Oregon; Map No.18122631; Tax Lot 2300; and further described as: Lots 1 thru 10, Block 66, as platted and recorded in Plat of Gallagher's Part of the City of Florence, Lane County Oregon Plat Records, in Lane County, Oregon.

WHEREAS, this property is abutted by an improved street: HWY 126 which lacks sidewalks, and

WHEREAS, both parties deem it desirable at the present time to waive the requirements of improvement of the sidewalks to City standards as a condition of this accessory dwelling unit approval, and

WHEREAS the sidewalks will be improved to City standards at some future time, with APPLICANT, or APPLICANT'S successors, participating in such improvement, and

FURTHERMORE, APPLICANT agrees that this instrument is a petition for initiation of and participation in a local improvement district or reimbursement district, and will be counted as such, at such time as the City Council finds it is in the best interests of the public to proceed in improving this portion of the above named sidewalks.

THEREFORE, as a condition of this Agreement of Non-Remonstrance, APPLICANT is bound, as well as all successors in interest, purchasers, heirs or assigns, to agree to pay their proportionate share of the expense of sidewalk improvement without remonstrance, and APPLICANT further agrees that this agreement shall be attached to and made a condition of any transfer of APPLICANT'S interest in said property.

CITY OF FLORENCE	APPLICANT: Name of owner/applicant
BY: _____ City Manager, on behalf of the City of Florence	BY: _____ Property Owner
STATE OF OREGON))ss	STATE OF OREGON))ss
COUNTY OF LANE)	COUNTY OF LANE)
On this _____ Day of _____, 20____.	On this _____ Day of _____, 20____.
Notary Public _____	Notary Public _____
My Commission Expires: _____	My Commission Expires: _____

APPLICANT:
(Name of owner/applicant, if multiple)

BY: _____
Property Owner

STATE OF OREGON)
)ss
COUNTY OF LANE)

On this _____ Day of _____, 20 ____.

Notary Public _____
My Commission Expires: _____