## Attachment 3: Sample Declaration of Restrictive Covenant,

**Forms A and B**

Sample Declaration of Restrictive Covenant (DRC) Forms A and B are in this attachment. Use Form A if any section of the DRC encumbers the entire property. Use Form B if only portions of the property are to be encumbered.

In the following sample DRCs, {{ }} double brackets indicate information that should be provided by the owner/responsible party, instructions for using the template, or optional language (e.g., use of the phrase “portion of” in front of “Property”). At least a three inch by three inch (3”x3”) blank space must be reserved at the top right hand corner of the first page, and a one inch by three inch (1”x3”) space must be reserved at the top right hand corner on each subsequent page of the document**.[[1]](#footnote-2) Please** **instruct your office staff to refrain from date stamping in this blocked area.**

Once the form is completed, please remove the italicized instructions.

Remember this is sample language only. The site manager will review and approve the actual restriction language selected for the DRC prior to sending the DRC to OGC with the supporting documentation. If there is a consent order addressing this discharge, please mirror exactly the language used in the consent order to describe the discharge contamination and restrictions in this document. If the consent order was executed some time ago, it may be necessary to clarify that language in the DRC; please do so but reference the consent order language first.

Please insert page numbers at the bottom of each page in the “page X of Y” format and ensure that all Exhibits to the DRC include such page numbering.

1. See Section 695.26(1)(e), F.S. [↑](#footnote-ref-2)