**2 Examples of Escrow Agreements**

**1**

LONG-TERM CARE ESCROW AGREEMENT for [Name] LANDFILL, CITY OF [CITY]

The [City] is the owner of the [Name] Landfill located at [site address] in [City], [County], Florida.

The [City] Clerk hereby establishes an interest-bearing landfill management escrow account, General Ledger Account number [number]. The beneficiaries of this account are (1) the [City] and (2) Secretary, Florida Department of Environmental Protection (FDEP). The Trustees of this account shall be the [City] Finance Director and Public Works Director.

This account is an accumulative escrow account for the sole purpose of long-term care of the [Name] Landfill.

Long-term care costs will be funded in accordance with estimates provided by a registered professional engineer and approved by the FDEP in accordance with Rule 62‑701.630(5), Florida Administrative Code (F.A.C.). The [Facility Name] Long-Term Care Escrow Account will remain dormant until the time of facility closing when it will be funded. Per Rule 62-701 .630(5), F.A.C., funds will be deposited in an institution acceptable to FDEP and the [City] may only expend funds from this account for the purpose of landfill long-term care.

The [City] recognizes the City Finance Director and Public Works Director as the trustees of this account who both must agree to each disbursement of funds from this account for such disbursement(s) to occur. The signatures below certify that they have read and fully understand the content of this Escrow Agreement.

Name Date

City Manager, (City)

Name Date

Finance Director, (City)

Name Date

Public Works Director, (City)

**2**

**CLOSING AND LONG-TERM CARE ESCROW AGREEMENT**

For XXXX COUNTY SOLID WASTE FACILITIES

The XXXX County Clerk of Circuit Court has established an interest-bearing landfill management escrow account in an institution(s) according to Rule 62-701.630(5), Florida Administrative Code, (F.A.C.). The beneficiaries of this account are (1) XXXX County Board of County Commissioners and (2) Secretary, Florida Department of Environmental Protection. The trustee of this account shall be the XXXX County Clerk of Circuit Court.

This account is an accumulative escrow account maintained for the sole purpose of facility closing and long-term care of the county’s solid waste facilities according to Rule 62-701.630(5), F.A.C. The total amount of money kept on deposit shall be determined by a Registered Professional Engineer with the State of Florida and approved by the Department of Environmental Protection.

Funds in this account will not be used for any purposes other than landfill closing and long-term care. Disbursements from this escrow account shall be made by the Finance Department upon authorization of the XXXX County Director of Public Works or his designee.

I have read this statement and agree to its contents.

Chairman Date

[County] County Board of County Commissioners

Name Date

[Clerk of Circuit Court

Name Date

Director of Public Works