



**TOWN OF SEWALL'S POINT BUILDING DEPARTMENT**  
 One S. Sewall's Point Road  
 Sewall's Point, Florida 34996  
 Tel 772-287-2455 Fax 772-220-4765

**RIGHT OF WAY DRIVEWAY COVENANT  
 FOR MATERIAL OTHER THAN BROOM FINISHED CONCRETE OR ASPHALT**

STATE OF FLORIDA PERMIT NUMBER \_\_\_\_\_  
 COUNTY OF MARTIN

THIS COVENANT, made by \_\_\_\_\_ and legal owners  
 (hereinafter "The Owners") of the property described as: Lot \_\_\_\_\_, Block \_\_\_\_\_, according to the Plat of  
 \_\_\_\_\_, as recorded in Plat Book \_\_\_\_,Page \_\_\_\_\_, of the Public Records of Martin  
 County, Florida, also known as \_\_\_\_\_.  
 (Street address)

WHEREAS, the Owners have applied for a permit to construct a driveway of \_\_\_\_\_  
 construction, a portion of which will be constructed in the Town right-of-way, and such construction will not be  
 of asphalt or regular broom finish concrete, typical for driveways in right-of-way, and such construction will not  
 be of asphalt or regular broom finish concrete, typical for driveways in right-of-way authorized by the Town of  
 Sewall's Point or of driveway materials which the Town constructs, repairs, or replaces when it performs  
 activities in its rights-of ways; and

WHEREAS, the Owners desire to construct the driveway and wish to recognize that the Town of Sewall's Point  
 shall have no responsibility to replace the driveway if it performs any activity on the right-of-way.

NOW THEREFORE, in return for the benefits that will accrue from the construction of their driveway, and in  
 accordance with the criteria for permits for constructing driveways other than those types aforementioned through  
 Land Covenant right-of-way, The Owners of the above described property hereby agree and covenant that the  
 Town of Sewall's Point shall not bear any responsibility for replacement of such driveway located within the  
 right-of-way on this said property, should the need arise.

The Owners agree and covenant that the cost of replacement of the driveway, if required, will be borne by the  
 Owners, their heirs, assigns and successors. This Covenant shall run with the land.

\_\_\_\_\_  
 OWNER

SWORN TO AND SUBSCRIBED BEFORE ME THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 20\_\_\_\_

BY \_\_\_\_\_

PERSONALLY KNOWN \_\_\_\_\_ OR PRODUCED ID \_\_\_\_\_

TYPE OF ID \_\_\_\_\_

\_\_\_\_\_  
 NOTARY SIGNATURE

**THIS COVENANT MUST BE RECORDED AT THE CLERK'S OFFICE AND THE RECORDED COPY  
 SUBMITTED TO THE BUILDING DEPARTMENT PRIOR TO ISSUING CERTIFICATE OF OCCUPANCY  
 OR A FINAL DRIVEWAY INSPECTION.**