

After Recording-Return to:  
Town of Ocean Ridge – Building Dept.  
6450 N Ocean Blvd  
Ocean Ridge, FL 33435

## **Nonconversion Agreement** **Floodprone Enclosures Below the Design Flood Elevation**

This DECLARATION made this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, by \_\_\_\_\_  
\_\_\_\_\_ (“Owner”) having an address at \_\_\_\_\_  
\_\_\_\_\_.

WITNESSTH:

WHEREAS, the Owner is the record owner of all that real property located at \_\_\_\_\_  
\_\_\_\_\_ in the Town of Ocean Ridge in the County of Palm Beach, designated in the  
Tax Records as \_\_\_\_\_.

WHEREAS, the Owner has applied for a permit or variance to place a structure on that property that either (1) does not conform, (2) may be noncompliant by later conversion, to the strict elevation requirements of the Town of Ocean Ridge’s Floodplain Management Ordinance (“Ordinance”) and under permit number \_\_\_\_\_ (“Permit”).

WHEREAS, the Owner agrees to record this DECLARATION and certifies and declares that the following covenants, conditions and restrictions are placed on the affected property as a condition of granting the Permit, and affects rights and obligations of the Owner and shall be binding on the Owner, his/her heirs, personal representatives, successors and assigns.

UPON THE TERMS AND SUBJECT TO THE CONDITIONS, as follows:

1. The structure or part thereof to which these conditions apply is: \_\_\_\_\_  
\_\_\_\_\_.
2. At this site, the flood zone is \_\_\_\_\_, and the Base Flood Elevation is \_\_\_\_\_ feet NGVD/NAVD (circle one).
3. Enclosed areas below the Base Flood Elevation shall be used solely for parking of vehicles, limited storage, or access to the building. All interior walls, ceilings and floors below the Base Flood Elevation shall be unfinished or constructed of flood resistant materials. Mechanical, electrical or plumbing devices shall not be installed below the Base Flood Elevation.
4. The walls of the enclosed areas below the Base Flood Elevation shall be equipped and remain equipped with vents as shown on the Permit.
5. Any alterations or changes from these conditions constitute a violation of the Permit and may render the structure uninsurable or increase the cost of flood insurance. The jurisdiction issuing the Permit and enforcing the Ordinance may take any appropriate legal action to correct any violation.
6. Other conditions: \_\_\_\_\_.

\_\_\_\_\_  
Property Owner’s Signature

\_\_\_\_\_  
Date

STATE OF FLORIDA  
COUNTY OF PALM BEACH

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Notary’s Signature

NOTARY SEAL

Personally known \_\_\_\_\_ or Produced Identification \_\_\_\_\_ (Type of Identification Produced).