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PREPARED BY: (Name & Address).

State of Florida, County of Monroe, City of Key West

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**RESTRICTIVE COVENENT**

**NON-CONVERSION AGREEMENT FOR CERTAIN STRUCTURES IN THE FLOODPLAIN**

Permit #: \_\_\_\_\_ or Code Case #: \_\_\_\_\_

Subject Property Address: \_\_\_\_\_, Key West, FL 33040

Alternate Key#: \_\_\_\_\_ RE#: \_\_\_\_\_

Deed dated: \_\_\_\_\_, Recorded: \_\_\_\_\_

Type flood zone: \_\_\_\_\_ Base Flood Elevation at the site is: \_\_\_\_\_ feet (NGVD).

FIRM Map Panel Number \_\_\_\_\_, FIRM effective date \_\_\_\_\_.

In consideration for the granting of a Permit or case settlement for the above structure, the Property Owner agrees to the following:

1. That the enclosed area below the base flood elevation and any area of freeboard shall be used solely for parking of vehicles, limited storage, or access to the building and will never be used for human habitation without first becoming fully compliant with the Flood damage prevention ordinance in effect at the time of conversion.
2. That all interior walls, ceilings, and floors below the Base Flood Elevation shall remain unfinished and constructed of flood resistant materials.
3. That no mechanical, electrical, plumbing devices, open sewer connections nor appliances shall be installed below the Base Flood Elevation or freeboard area, with the exception of a single 110v electrical outlet and one overhead light with related switch.
4. The walls of the enclosed areas below the Base Flood Elevation and freeboard shall be equipped with at least two vents which permit the automatic entry and exit of floodwater with total openings of at least one square inch for every square foot of enclosed area below flood level. The vents shall be on at least two different walls and the bottoms of the vents shall be no more than one foot above exterior grade or interior slab.
5. That any variation in construction/conversion beyond what is permitted shall constitute a violation local flood damage protection ordinances.

**VERIFICATION PURSUANT TO SECTION 92.525, FLORIDA STATUTES**

Under penalties of perjury, I declare that I have read the foregoing [document] and that the facts stated in it are true.

Name, Property Owner (Please print): \_\_\_\_\_

\_\_\_\_\_  
*(Signature of Property Owner)*

\_\_\_\_\_  
*(Date)*

Sworn to (or affirmed) and subscribe before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ by

\_\_\_\_\_, Personally known \_\_\_\_\_ or identification produced \_\_\_\_\_.

\_\_\_\_\_  
Signature of Notary Public-State of Florida