

THE CITY OF BURLESON

STATE OF TEXAS

AFFIDAVIT

According to Texas Commission on Environmental Quality Rules for On-Site Sewage Facilities (OSSFs), this document is filed in the Deed Records of Johnson County or Tarrant County, Texas.

I

The Texas Health and Safety Code, Chapter 366 authorizes the Texas Commission on Environmental Quality (TCEQ) to regulate on-site sewage facilities (OSSFs). Additionally, the Texas Water Code (TWC), §5.012 and §5.013, gives the TCEQ primary responsibility for implementing the laws of the State of Texas relating to water and adopting rules necessary to carry out its powers and duties under the TWC. The TCEQ, under the authority of the TWC and the Texas Health and Safety Code, requires owners to provide notice to the public that certain types of OSSFs are located on specific pieces of property. To achieve this notice, the TCEQ requires a recorded deed affidavit. Additionally, the owner must provide proof of the recording to the OSSF permitting authority. This recorded affidavit is not a representation or warranty by the TCEQ of the suitability of the OSSF, nor does it constitute and guarantee by the TCEQ the appropriate OSSF was installed.

II

An OSSF requiring a maintenance contract, according to 30 Texas Administrative Code §285.91 (12) will be installed on the property described as (insert legal description):

The property is owned by (insert owners' full name): _____

The OSSF must be covered by contiguous service policy for the first two years. At the end of the initial two-year service policy, the owner of an aerobic treatment system for a single family residence shall either obtain a maintenance contract within 30 days or maintain the system as prescribed by law.

The owner will, upon any sale or transfer of the above- described property, request a transfer of the permit for the OSSF to buyer or new owner. A copy of the planning materials for the OSSF can be obtained from the City of Burleson.

WITNESSED BY HAND(S) ON THIS _____ DAY OF _____, _____

(Owner(s) Signatures(s))

SWORN TO AND SUBSCRIBED BEFORE ME ON THIS _____ DAY OF _____, _____

Notary's Signature: _____

Notary's Name Printed: _____

My Commission Expires: _____