

This instrument was prepared by:

Name:

Address:

(Space reserved for Clerk)

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**DECLARATION OF USE**

In consideration of the issuance of a **building permit/Certificate of Use and Occupancy**, as hereinafter described, the undersigned, as Owner(s) of the property herein legally described, hereby agree and bind myself, or ourselves, and my, or our, heirs, successors and assigns as follows:

The property herein described shall be used for: \_\_\_\_\_

On Lot \_\_\_\_\_ Block \_\_\_\_\_ of \_\_\_\_\_  
P.B. \_\_\_\_\_ Pg. \_\_\_\_\_ of the Public Records of Miami-Dade County, Florida.

Also known as \_\_\_\_\_  
Miami-Dade County, Florida.

This agreement is hereby made and accepted as a condition of the issuance of a building permit/Certificate of Use and Occupancy for:

**Covenant Running with the Land.** It is further understood and agreed that this agreement shall be deemed a covenant running with the land and shall remain in full force and effect and be binding upon the owner, their heirs, successors and assigns until such time as the same may be released in writing by the Director of the Miami-Dade County Building and Zoning Department, or the executive officer of the successor of such department or, in the absence of such director or executive officer, by his assistant in charge of the office in his absence.

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**County Inspection.** As further part of this agreement, it is hereby understood and agreed that any official inspector of the Miami-Dade County or its agents duly authorized, may have the privilege at any time during normal working hours of entering and investigating the use of the premises, to determine whether or not the requirements of the Building and Zoning Regulations and the conditions herein agreed to are being complied with.

**Enforcement.** Enforcement shall be by action against any parties or person violating, or attempting to violate, any covenants. The prevailing party in any action or suit, pertaining to or arising out of this declaration, shall be entitled to recover, in addition to costs and disbursements allowed by law, such sum as the Court may adjudge to be reasonable for the services of his attorney. This enforcement provision shall be in addition to any other remedies available at law or in equity or both.

**Recording.** This Declaration shall be filed of record in the public records of Miami-Dade County, Florida at the cost to the Owner following the adoption by the Miami-Dade County Board of County Commissioners or Zoning Appeals Board of a resolution approving the Application.

[EXECUTION PAGES FOLLOW]