



## Right-of-Way Driveway Covenant for Alternative Material

Martin County Public Works Department  
2401 SE Monterey Road, Stuart, Florida 34996  
Telephone: (772) 288-5927  
Email: [pwdpermits@martin.fl.us](mailto:pwdpermits@martin.fl.us)

PERMIT NUMBER \_\_\_\_\_

**This covenant must be recorded at the clerk's office and the recorded copy must be submitted to the building department before issuance of the permit.**

THIS COVENANT, made by \_\_\_\_\_, the legal owners (hereinafter "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, which is addressed as \_\_\_\_\_.

WHEREAS, the Owner(s) have applied for a permit to construct a portion of a driveway within County right-of-way that is not Portland cement concrete or asphaltic concrete, which are typical and acceptable materials for residential driveways in rights-of-way; and

WHEREAS, the Owner(s) acknowledge that the proposed driveway materials are not typical nor acceptable for Martin County's maintenance, repair, or replacement.

NOW, THEREFORE, in return for the benefits that the Owner(s) will accrue from the construction of the proposed driveway(s), and in accordance with the criteria for permits for constructing driveways in the County's right-of-way, the Owner(s) hereby agrees and covenants that Martin County shall not bear any responsibility for maintenance, repair, or replacement of the driveway located within the right-of-way, and, should the need arise, the cost of the maintenance, repair, or replacement of the driveway(s), will be borne by the Owner(s), their heirs, assigns, and successors. This Covenant shall run with the land.

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_

Owner

\_\_\_\_\_

Witness

\_\_\_\_\_

Owner

\_\_\_\_\_

Witness

STATE OF \_\_\_\_\_]

COUNTY OF \_\_\_\_\_]

The foregoing instrument was acknowledged before me by means of [ ] physical presence or [ ] online notarization, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, by \_\_\_\_\_, as \_\_\_\_\_ (title) of \_\_\_\_\_. (address), to me known to be the person described herein and who executed the foregoing instrument and acknowledged before me that he executed same. Witness my hand and official seal in the County and State last aforesaid this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

NOTARY PUBLIC

By: \_\_\_\_\_

[SEAL]

Name: \_\_\_\_\_

My Commission Expires: \_\_\_\_\_