

Please Return To:  
Growth Management  
City Hall – Winter Haven  
451 Third Street, NW  
Post Office Box 2277  
Winter Haven, FL 33883-2277

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Space For Recording

**AGREEMENT FOR WATER/SEWER SERVICE**  
**EXTENSION AND PETITION/CONSENT FOR ANNEXATION**

THIS AGREEMENT made and entered into this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_,  
by and between \_\_\_\_\_,  
hereinafter referred to as "Owners" and the **CITY OF WINTER HAVEN, a municipal corporation of the State of Florida**, hereinafter referred to as the "City".

WITNESSETH:

WHEREAS, the City provides water and/or sewer services to areas within its city limits and certain areas outside its city limits; and

WHEREAS, the City is currently under no obligation to provide water and/or sewer service to Owner's land which is not within the city limits; and

WHEREAS, the Owner's land is legally described as Parcel Identification No. \_\_\_\_\_ - \_\_\_\_\_ - \_\_\_\_\_ (See Appendix "A" attached hereto and made a part hereof); and

WHEREAS, the Owner's hereby requests the City to provide water and/or sewer service and concurrently petitions the City to annex said property into the corporate limits of the City of Winter Haven immediately upon said property, becoming contiguous and adjacent to the City boundaries; and

WHEREAS, the City has found that generally providing water and/or sewer services imposes an economic burden which is borne by all of its tax paying citizens. Therefore, it is necessary to require annexation of any property requesting water and or sewer services. Such annexation increases the City's revenue base and provides for the equitable sharing of such general costs. Such action is necessary to protect the health, safety, and welfare of the citizens of the City of Winter Haven. This policy is applied to all landowners seeking to have the City provide water and/or sewer services.

NOW, THEREFORE, in consideration of the mutual promises contained herein the parties agree as follows:

1. The City shall provide water and/or sewer service to the land owned by Owner, and referred to in Appendix "A" attached hereto and made a part hereof.

2. Owner's will be responsible for all costs for the establishment and/or improvement of public service delivery systems to the property in accordance with municipal policies and regulations and any other applicable law.

3. As a condition of said provision of water and/or sewer services, the City shall annex the Owner's land upon it becoming contiguous and adjacent to the City corporate limits. The formal petition for annexation is attached hereto as Appendix "A" and made a part hereof. No further consent from Owner's shall be required for the City to annex said property immediately, or at some time in the future.

4. This agreement may be duly recorded in the Public Records of Polk County, Florida, and the terms contained herein shall constitute a covenant running with the land, binding on all owners, successors, heirs, and assigns.

5. Prior to the City providing water and/or sewer service, Owner's shall submit plans, which shall address the overall public service facility needs of the area proposed for utility service. Such plans, upon approval by all applicable municipal staff and agencies, shall become a part of this agreement.

6. That the annexation of said land by the City shall be in accordance with applicable state and local law.

7. Entire Agreement and Modification. This agreement constitutes the entire understanding of the parties and there are no representations, warranties, covenants, or undertakings, other than those expressed and set forth herein. No modification of any of the terms of this agreement shall be valid unless in writing and executed with the same formality as this agreement.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals on the date first written above.

Signed, sealed and delivered  
in our presence as witnesses:

**OWNER (No. 1)**

\_\_\_\_\_  
Signature of Witness

\_\_\_\_\_  
Signature of Owner

\_\_\_\_\_  
Printed Name of Witness

By: \_\_\_\_\_  
Printed Name of Owner

\_\_\_\_\_  
Signature of Witness

As its: \_\_\_\_\_

\_\_\_\_\_  
Printed Name of Witness

STATE OF FLORIDA  
COUNTY OF POLK

**OWNER'S NOTARIZATION (NO. 1)**

The foregoing instrument was acknowledged before me this \_\_\_ day of \_\_\_\_\_,  
20\_\_\_, by \_\_\_\_\_, who is personally known  
to me or who has produced a driver's license as identification and who did not take an oath.

\_\_\_\_\_  
Notary Public  
Notarial Seal and Commission  
Expiration Date

**OWNER (NO. 2)**

\_\_\_\_\_  
Signature of Witness

\_\_\_\_\_  
Signature of Owner

\_\_\_\_\_  
Printed Name of Witness

By: \_\_\_\_\_  
Printed Name of Owner

\_\_\_\_\_  
Signature of Witness

As its: \_\_\_\_\_

\_\_\_\_\_  
Printed Name of Witness

STATE OF FLORIDA  
COUNTY OF POLK

**OWNER'S NOTARIZATION (NO. 2)**

The foregoing instrument was acknowledged before me this \_\_\_ day of \_\_\_\_\_,  
20\_\_\_, by \_\_\_\_\_, who is personally known  
to me or who has produced a driver's license as identification and who did not take an oath.

\_\_\_\_\_  
Notary Public  
Notarial Seal and Commission  
Expiration Date

Signed, sealed and delivered  
in our presence as witnesses:

**CITY OF WINTER HAVEN, FLORIDA**

\_\_\_\_\_  
Signature of Witness

\_\_\_\_\_  
Signature of City Agent

\_\_\_\_\_  
Printed Name of Witness

By: \_\_\_\_\_  
Printed Name of City Agent

\_\_\_\_\_  
Signature of Witness

As its: City Manager

\_\_\_\_\_  
Printed Name of Witness

STATE OF FLORIDA

**CITY'S NOTARIZATION**

COUNTY OF POLK

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_,  
20\_\_\_\_, by \_\_\_\_\_ who is personally known to me or who  
has produced a driver's license as identification and who did not take an oath.

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Notary Public  
Notarial Seal and Commission  
Expiration Date

**WINTER HAVEN**  
*The Chain of Lakes City*

**Petition/Consent for Annexation**

**Applicant**

The following information is required for submission of an application to annex into the city limits of Winter Haven. **Please print or type the required information below.**

Name of Property Owner: \_\_\_\_\_

Mailing Address: \_\_\_\_\_

Phone: \_\_\_\_\_

Name of Representative, if applicable: \_\_\_\_\_

Mailing Address: \_\_\_\_\_ Phone: \_\_\_\_\_

Reason for Request: \_\_\_\_\_

Property Address or General Location: \_\_\_\_\_

Present Use of the Property: \_\_\_\_\_

Existing Structures Located on the Site: \_\_\_\_\_

Number of Residents on Site: \_\_\_\_\_

Name of Registered Voters Residing on Property: \_\_\_\_\_

Legal Description of the Property (Preferably Metes & Bounds): \_\_\_\_\_

Proof of Property Ownership (copy attached): \_\_\_\_\_

Parcel I.D.#: \_\_\_\_\_

**FOR OFFICE USE ONLY**

Total Acreage: \_\_\_\_\_

Assessed Property Value: \$ \_\_\_\_\_ Taxable Value: \$ \_\_\_\_\_

Subdivision: \_\_\_\_\_

Present County Future Land Use Designation: \_\_\_\_\_

**OWNER'S / AGENT'S SIGNATURE PAGE**

I / We, \_\_\_\_\_ being duly sworn, depose and say that I / we own the properties involved in this petition/consent and that I / we authorize the City of Winter Haven, in accordance with adopted City policy, rules and regulations (Resolution No. R-87-07), and in conformance with State law, to process this petition/consent and annex said property into the corporate limits of the City of Winter Haven. This Petition and Consent shall be irrevocable. No further consent of Owner shall be required for the City to annex said property immediately, or at some time in the future.

Further I / we or any agent or lessee of the subject property authorized by me / us (see attached proof of authorization) to file this petition/consent, deposes and say that the statements and answers contained in the petition/consent for annexation, and any information attached thereto, present the arguments in behalf of this petition/consent to the best of my / our ability; and that the statements and information referred to above are in all respects true and correct to the best of my / our knowledge and belief.

**OWNER(S)/AGENT(S)**

\_\_\_\_\_  
Signature of Owner/Agent

\_\_\_\_\_  
Printed Name of Owner/Agent

\_\_\_\_\_  
Signature of Owner/Agent

\_\_\_\_\_  
Printed Name of Owner/Agent

\_\_\_\_\_  
Signature of Owner/Agent

\_\_\_\_\_  
Printed Name of Owner/Agent

\_\_\_\_\_  
Signature of Owner/Agent

\_\_\_\_\_  
Printed Name of Owner/Agent

STATE OF \_\_\_\_\_  
COUNTY OF \_\_\_\_\_

**OWNER'S/AGENT'S NOTARIZATION**

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, by \_\_\_\_\_, who is personally known to me or who has produced a driver's license as identification and who did not take an oath.

\_\_\_\_\_  
Notary Public  
Notarial Seal and Commission  
Expiration Date

STATE OF \_\_\_\_\_  
COUNTY OF \_\_\_\_\_

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Expiration Date