



## SARASOTA COUNTY

*"Dedicated to Quality Service"*

Dear Sir/Madam,

In 2007, the county began notifying homeowners associations in the unincorporated areas of the county that in the event of a disaster, debris removal from private roadways is not eligible for public assistance from the Federal Emergency Management Agency (FEMA). This means that if a disaster strikes in a community with private roadways, the debris resulting from the disaster might not be removed by a government agency.

As with most policies, there are exceptions to FEMA's policy on debris removal from private roadways. Should FEMA determine that disaster debris on private roadways is eligible for removal, **written permission to enter private roadways must be granted to Sarasota County by the legal owner or their legal designee prior to debris removal.**

Because Sarasota County has so many private roadways, we are asking their owners to grant written permission to enter them prior to a disaster occurring. Establishing a plan now on how you and your community will recover from a disaster should be a top priority, and Sarasota County is ready to assist.

This letter includes the ROE/HHA document that must be signed by the **roadway's legal owner or their legal designee. This document must be notarized and then recorded by the Clerk of the Court at one of the following locations:**

**2000 Main Street in Sarasota or 4000 S. Tamiami Trail in Venice**

There is a recording fee of \$10.00 for the first page and \$8.50 for each additional page. The authorized signor should keep the original form, and provide the county with a certified copy of the recording. The certified copy fee is \$1.00 per page plus \$1.50 for the certification. All recording fees are the responsibility of the legal owner or HOA.

**Do not send unrecorded documents with payment for the recording to the address listed below. The ROE/HHA document must be recorded prior to its return to Sarasota County.** For additional questions regarding recording procedures, contact the Clerk of the Court at (941) 861-7400

Also with this letter is a contact information form for your homeowners association. **Please complete the form with current HOA contact information and return it with the**

**recorded ROE/HHA document to Sarasota County** in the self addressed envelope.  
Return all documents to: Sarasota County Solid Waste, 8750 Bee Ridge Road, Sarasota,  
FL. 34241.

Signing the ROE/HHA form does not guarantee debris removal services; it merely fulfills one portion of FEMA requirements to remove debris from private roadways. Sarasota County reserves the right to determine whether or not disaster debris posed a threat to the overall health and safety of the community and reserves the right to determine whether to initiate county debris removal. These determinations will be made by the Sarasota County Commission after a disaster has impacted the county.

If you have questions, please contact our office at (941) 861-1531. We appreciate your participation as Sarasota County prepares residents for disasters and the upcoming hurricane season.

Warmest Regards,  
**SARASOTA COUNTY**

Gary Bennett  
General Manager, Solid Waste

Edward J. McCrane, Jr.  
Emergency Management Chief

Return to (legal owner):

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



**RIGHT OF ENTRY/HOLD HARMLESS AGREEMENT**  
**Sarasota County, Florida**

The undersigned hereby certifies that he/ she is the title owner or authorized agent of the property (the "Property") described herein as:

Street Name/Names or Legal Description (List all street names covered by this agreement or provide a map attached to this agreement with the roads marked that are covered by this agreement. If a portion of a road is covered, then list the starting and ending addresses of the road that is covered by this agreement):

LAKE PARK LANE (in it's entirety) - #3101, #3109, #3113, #3117, #3121,  
#3125, #3133, #3139, #3145, #3147, #3161, #3165, #3173, #3177, #3185,  
#3189, #3191, #3193, #3114, #3118, #3122, #3126, #3130, #3138, #3144,  
#3148, #3150, #3156, #3162 and #3166.

Sarasota County, State of Florida, and does hereby request aid in removing natural or man made disaster-generated debris from the Property and grants and gives freely without coercion, the right of access and entry to the Property to the County of Sarasota (the "County"), its successors and assigns, including its contractors and subcontractors, the Federal Emergency Management Agency (FEMA), the U.S. Army Corps of Engineers (USACE), USDA Forest Service and the Florida Division of Emergency Management (the "Invitees") for the purposes of removing disaster-generated debris.

The undersigned acknowledges that this Right of Entry/Hold Harmless Agreement does not obligate any or all of the Invitees to perform disaster-generated debris removal. In the event, any or all of the Invitees removes or causes to be removed disaster-generated debris from the Property, the undersigned agrees and warrants to hold harmless the Invitees of any damage of any type whatsoever, either to the Property or persons situated thereon, and hereby releases, discharges and waives any and all actions, either legal or equitable, which the undersigned has or ever might or may have by reason of any action of the Releases related to the removal of disaster-generated debris from the Property.

Further, the undersigned acknowledges that federal law (42 U.S. C. 5155 et seq.) requires that property owners to reimburse the County for the cost of removing the disaster-generated debris to the extent such costs are covered in the property owner's insurance policy. The undersigned also understands that he/she must provide a copy of the proof/statement of loss from the insurance company to the County. The undersigned agrees that upon receipt of payment from his/her insurance company for disaster-generated debris removal, he/ she shall promptly notify and send payment and proof/statement of loss to the County so that the County may reimburse FEMA. The undersigned further acknowledges that that all disaster-debris funding, including that for disaster-generated debris removal from private property, is subject to audit by the County and/or FEMA.

For the considerations and purposes set forth herein, I hereby set my hand this 15<sup>th</sup> day of June, 2009.

Property Owner/Authorized Agent: Right of Entry/Hold Harmless Accepted

Print Name: Deborah K. Miller

Title: Community Association Manager

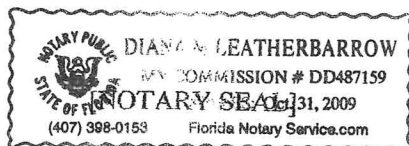
Signature: Deborah K. Miller Date: 06/15/09

Current Address: 2848 PROCTOR ROAD, SARA, FL 34231

Current Telephone Number: 941/923-5811 x30

STATE OF FLORIDA  
COUNTY OF SARASOTA

The foregoing instrument was acknowledged before me this 15<sup>th</sup> day of June, 2009  
by Deborah K. Miller, who is personally known to me or who  
has produced \_\_\_\_\_ as identification.  
(type of identification)



Diana M. Leatherbarrow  
Signature - Notary Public, State of Florida

DIANA M. LEATHERBARROW

EXPIRES OCT 31, 2009