

WASTE FEE WAIVER FOR QUALIFYING AUXILIARY LIVING UNITS

In accordance with Section 54-183 of the City of Coral Gables' Municipal Code, residential property owners may qualify for a waste fee waiver for auxiliary units, if those units are occupied by persons who are servants or members and/or guests of the family occupying the principal residence on the property. More specifically, in relevant part, Section 54-183 states as follows:

Where auxiliary or separate living units exist upon property otherwise residential in character, such as garage apartments, and such auxiliary or separate living units are occupied by persons who are not servants, members or guests of the family occupying the principal residence on the premises, a separate collection fee shall be due and payable for each such auxiliary or additional living unit in accordance with the schedule of fees set forth in this article, provided, however, that in no case shall there be less than one single-family residence garbage and trash fee paid for such premises.

City of Coral Gables' Municipal Code, § 54-183. To apply for such a waiver, a residential property owner must complete and submit *both* the *Waste Fee Waiver Declaration* and the *Waste Fee Waiver Qualifying Covenants, Warranties, Representations, & Conditions Agreement* to the City of Coral Gables' Finance Department.

WASTE FEE WAIVER DECLARATION

Pursuant to Florida Statutes § 95.525, I, _____ [*insert name*], hereby declare under penalty of perjury as follows:

1. I, _____, affirm that I am the property owner of the property located at _____ [*insert property address*] situated in the City of Coral Gables, and that said property has an auxiliary unit that qualifies for a waste fee waiver under Section 54-183 of the Municipal Code for the City of Coral Gables.

2. More specifically, I covenant, warrant, represent, and affirm that the above referenced auxiliary unit has been, remains, and will continue to be, occupied by persons who are servants, members, and/or guests of the family occupying the principal residence on the above-described property.

I, _____ [*insert name*], hereby declare under penalty of perjury that the foregoing is true and correct. Executed on this ____ day of _____, 2013.

[Printed name of Property Owner]

[Property Owner Signature]

NOTARIZATION

STATE OF FLORIDA)
COUNTY OF MIAMI DADE)

Sworn to and subscribed before me this ____ day of _____, in the year 20____, by
_____ who has taken an oath and is personally known to me
or has produced _____ as identification.

My Commission Expires:

Notary Public

**WASTE FEE WAIVER QUALIFYING COVENANTS, WARRANTIES,
REPRESENTATIONS & CONDITIONS AGREEMENT**

I, _____ [*insert name*], hereby covenant, warrant, and represent that I am the property owner of the following described property _____ [*insert address*] situated in the City of Coral Gables, and that I have legal authority and legal capacity to enter into this Agreement as the Property Owner for the above-described property.

I additionally covenant, warrant, and represent that above-described property has an auxiliary unit that qualifies for a waste fee waiver under Section 54-183 of the Municipal Code for the City of Coral Gables. More specifically, I warrant that the above referenced auxiliary unit has been, remains, and will continue to be, occupied by persons who are servants, members, and/or guests of the family occupying the principal residence on the above-described property.

I further covenant, warrant, and represent that if the auxiliary unit becomes occupied by persons who are not servants, members, and/or guests of the family occupying the principal residence on the above-described property, then, within *fourteen (14) days* of such change of occupancy, I will provide written notice, via certified mail, of the change of occupancy to the City of Coral Gables' Finance Department.

I also agree and understand that should a change in occupancy occur that renders my property no longer eligible for a waste fee waiver under Section 54-183 of the Municipal Code for the City of Coral Gables, then I will be responsible for promptly paying a separate collection fee to the City for each such auxiliary or additional living unit on the above-described property in accordance with Section 54-183 of the Municipal Code for the City of Coral Gables.

I understand that based upon my representations contained herein the City of Coral Gables may waive the waste fees for the auxiliary unit referenced above. Moreover, I understand that should the City determine that any of the covenants, warranties, and/or representations contained herein are false, misleading, or inaccurate as to my eligibility for a waste fee waiver, under Section 54-183 of the Municipal Code for the City of Coral Gables, then I will be responsible for paying a separate collection fee to the City of Coral Gables for each such auxiliary or additional living unit located on the above-described property *retroactively* from the date of execution of this Waste Fee Waiver Agreement; additionally, I understand that the City may pursue any other remedies available at law.

Executed on this ____ day of _____, 20__.

Printed name

Signature

