

**AGREEMENT AND COVENANT CONCERNING MAINTENANCE
OF NEW PRIVATE DRIVEWAY**

The proposed private driveway, a part of Homolka Subdivision, shall be open at all times for emergency vehicle use and the undersigned, his heirs, successors and assigns and any subsequent owner of the private driveway herein described or a portion thereof, or of the property accessing onto the private driveway shall provide for the perpetual maintenance of said driveway in compliance with the standards established by the City of Peoria and Land Development Code, as it may be amended from time to time.

This Agreement shall be a covenant running with the land binding upon the undersigned private driveway owner, his successors and assigns, and all subsequent owners of the property herein described and property herein accessing onto the private driveway described for the benefit and enforceable by the City of Peoria; and this Agreement and covenant shall be recorded in the Office of the Recorder of Deeds of Peoria County, Illinois and shall run in relation to the following described private driveway as well as the property accessing onto the described property.

The private driveway, to which this covenant applies is described as follows:

Outlot A of Homolka Subdivision

The property accessing onto said private driveway is described as:

Lots 1, 2, and 3 of Homolka Subdivision

This Agreement and covenant was approved by the City Council of the City of Peoria on the _____ day of _____ 2015.

CITY OF PEORIA

Property Owner/Developer

City Manager

Record this document against Parcel Identification No: 14-28-451-007