



Stormwater Management Acknowledgment Agreement And Indemnification Agreement

The following agreement is made in accordance with the City of Forest Hill Subdivision Ordinance.

Developer acknowledges and understands that the developer of a subdivision shall employ a Licensed Professional Engineer in the State of Texas to design the storm water management system within the subdivision. The engineer shall evaluate the specific local circumstances of the tract being subdivided and to analyze flows of water entering the tract and leaving the tract subsequent to the development of the subdivision. The engineer shall utilize his or her best professional judgment to design a system that will adequately manage storm water at the specific location in question and to ensure that the system conforms to the requirements of Texas law.

Developer acknowledges and understands that the storm water / drainage improvement standards published and approved by the City of Forest Hill are the minimum standards deemed acceptable by the City. **The City does not and has not represented that they are appropriate for every situation and it is the responsibility of the developer's engineer to determine if a more extensive system is necessary to adequately manage storm water issues both onsite and offsite.**

Developer acknowledges and understands that the staff of the City of Forest Hill will undertake a summary review of the storm water analysis and proposed improvements presented by the developer's engineer. The staff will not re-engineer the project but will only be reviewing the developer's work to determine if it appears to be consistent with minimum requirements and to meet or exceed minimum specifications contained in City development requirements. The City's engineering review is not intended to evaluate the detailed engineering analysis and calculations undertaken by the developer's engineer.

DEVELOPER ACKNOWLEDGES AND UNDERSTANDS THAT DEVELOPER SHALL INDEMNIFY AND HOLD HARMLESS THE CITY FROM ANY AND ALL JUDGMENTS, CLAIMS, DEMANDS OR CAUSES OF ACTION FROM ANY PARTY OF ANY NATURE WHATSOEVER OCCASIONED BY OR ARISING OUT OF INADEQUATE OR IMPROPER SURFACE DRAINAGE OF SAID SUBDIVISION OR RE-SUBDIVISION FOR A PERIOD OF FIVE (5) YEARS FROM THE DATE OF THE APPROVAL OF THE FINAL PLAT OF SAID SUBDIVISION OR RE-SUBDIVISION. _____ (Initials of person executing this document).

The person executing this document does hereby affirm that he or she has the requisite authority to bind the Developer.

THIS AGREEMENT is made this ____ day of _____, 20____, by:

(printed name)

(company name)

Principal offices located at _____

Signature