



FORM F

CONDITIONAL APPROVAL CONTRACT

KNOW ALL MEN BY THESE PRESENTS:

That whereas the applicant (s) has (have) submitted application signed by

_____ and dated _____, 20____
to the Pittsfield Community Development Board for approval of a definitive plan of a certain subdivision
entitled _____
and dated _____, 20____, and has requested the Pittsfield Community
Development Board to approve such plan without requiring the subdivider to furnish a performance bond.

NOW, THEREFORE, THIS AGREEMENT WITNESSETH that in consideration of the Pittsfield
Community Development Board's approving said plan without requiring a performance bond, and in
consideration of _____(\$ _____) to the City of Pittsfield paid, receipt whereof is
hereby acknowledged, the undersigned contracts, covenants, and agrees with the City of Pittsfield as
follows:

- 1 The applicant (s) will not sell any lot in the said subdivision or erect, places or maintain
thereon any building until the ways and other improvements necessary to adequately serve such lot
have been completely constructed and installed in the manner specified in the aforesaid application
and in accordance with the covenants, conditions, agreements, terms and provisions of the
Community Development Board's approval.
- 2 The applicant (s) represents and covenants that he is the owner in fee simple of all the land
included in the aforesaid subdivision and that there are no mortgages or encumbrances of record or
otherwise on any of said land, except such as are noted below and subordinated to this contract.
- 3 This agreement shall be binding upon the undersigned as well as upon his (its, their)
successors, assigns, executors, administrators, heirs, and devisees.

It is the intention of the undersigned and it is hereby understood and agreed that this contract shall
constitute a covenant running with the land.

It is understood and agreed that lots within the subdivision shall, respectively, be released from the
foregoing conditions upon the recording of a certificate of performance executed by a majority of the
Pittsfield Community Development Board and enumerating or identifying the specific lots so released.

IN WITNESS WHEREOF the undersigned applicant and said Pittsfield Community Development Board
hereunto set his (their) hand(s) and seal(s) this _____ day of _____, 20____.

APPLICANT: _____

COMMUNITY DEVELOPMENT BOARD: _____

_____, the present holder of a mortgage on the above described land,
dated _____, 20____, and recorded with Berkshire District Registry of Deeds,
Book _____, Page _____, or registered in the Berkshire Land Registry District as
Document No. _____, and noted on Certificate of Title Number _____, in Registration
Book _____, Page _____, for consideration paid, hereby subordinates said contract shall
have the same status, force, and effect as though it had been made and recorded, or registered, before the making of
said mortgage.

IN WITNESS WHEREOF this instrument has been executed in the name and on behalf of said mortgagee (and its

Corporate seal hereto affixed by _____, its _____ hereunto
duly authorized this _____, day of _____, 20____.

COMMONWEALTH OF MASSACHUSETTS

_____, ss. _____, 20____

This personally appeared the above-named _____

And acknowledged the foregoing instrument to be his free act and deed (or the free act and deed of said)

_____ before me.

NOTARY PUBLIC

My commission expires _____, 20____