

RELEASE AND INDEMNITY AGREEMENT

This Agreement is made this \_\_\_\_\_ day of \_\_\_\_\_, 201\_, between the Town of Paradise Valley (Town) and \_\_\_\_\_ (Owner), owner of real property located at \_\_\_\_\_ (address of Property) (See attached Exhibit A for legal description).

In consideration of issuance by the Town of a building permit for construction of a residential structure on the Property, Owner agrees to install at its own expense a self contained residential fire suppression system designed and constructed in accordance with generally accepted and nationally recognized fire standards. This system is necessary because the existing public water distribution system does not have adequate fire safety flow.

**OWNER HEREBY WAIVES AND RELEASES ANY CLAIM THAT IT HAS OR MAY HAVE IN THE FUTURE AGAINST THE TOWN ARISING FROM OR RELATING TO THIS AGREEMENT. IT IS UNDERSTOOD THAT SAID INABILITY TO PROVIDE ADEQUATE WATER FLOW IS THE RESULT OF FACTORS BEYOND THE CONTROL OF THE TOWN.**

**OWNER FURTHER AGREES TO DEFEND, INDEMNIFY AND HOLD THE TOWN HARMLESS FROM ANY CLAIMS, COSTS, OR LIABILITIES OF ANY DESCRIPTION ARISING FROM OR RELATING TO THE SUBJECT MATTER OF THIS AGREEMENT.**

It is understood that the Town will not issue a Certificate of Occupancy or approve a Final Inspection for the Property until adequate fire protection is provided for the Property, as aforesaid. Nothing in this Agreement may be construed to require issuance of a building permit or other Town permit or approval unless and until all conditions for the issuance of said permit or approval have been met.

This Agreement is binding upon and inures to the benefit of the parties hereto and their respective successors, assigns, affiliates, agents and tenants. This Agreement and other rights and obligations created, granted and conveyed shall run with the land as a burden upon the land over which the permit is granted and as a benefit upon the land intended to be benefited. This document shall be properly recorded in the County in which the property lies.

TOWN OF PARADISE VALLEY

By: \_\_\_\_\_

Its: \_\_\_\_\_

OWNER

\_\_\_\_\_

STATE OF ARIZONA        )  
  ) ss  
COUNTY OF MARICOPA    )

This instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 201\_\_\_\_, by \_\_\_\_\_.

In witness whereof I herewith set my hand and official seal.

\_\_\_\_\_  
Notary Public