

PLUMSTEAD TOWNSHIP
SITE ACCESS AGREEMENT

_____ (“Property Owner”) grants Plumstead Township, its employees, agents, consultants, contractors, subcontractors, designees and/or its Planning Commission and Environmental Advisory Council members, (collectively “Plumstead Township”) permission to enter upon certain property located on _____, Plumstead Township, Bucks County, Pennsylvania (“the site”), this property being also known and designated as Parcel(s) _____, on the Bucks County Tax Maps for Plumstead Township.

PURPOSE

1. Plumstead Township and the Property Owner are entering in this Agreement so Plumstead Township may enter upon the Site to perform an environmental preliminary assessment and site investigation in relation to Property Owner’s or a third party’s land development or subdivision application filed with Plumstead Township. Plumstead Township shall perform the preliminary assessment and site investigation in accordance with all applicable statutes and regulations.
2. In return for the Property Owner granting Plumstead Township access to the Site for the preliminary assessment and site investigation, Plumstead Township agrees to the following:
 - a. Plumstead Township will give the Property Owner or designee reasonable notice for before commencing the on-site portion of the preliminary assessment and site investigation.
 - b. The Property Owner or designee shall have the opportunity to be present at any on-site sampling event and to split any sample Plumstead Township takes to the extent the sample can be split. The Property Owner shall do so only when he agrees to:
 - i. Provide Plumstead Township with notice of his intention to be present when Plumstead Township performs the sampling and his intent to split the sample(s);
 - ii. Not in any way interfere with the timing or performance of the sampling;
 - iii. Supply, at his own expense, any equipment Plumstead Township requires for splitting the sample(s);
 - iv. Perform, or arrange for the performance of, the analysis of the Plumstead Township split sample he obtains, at his own cost and expense.
 - c. Plumstead Township shall, at the Property Owner’s request, provide the Property Owner with a copy of any final report concerning the preliminary assessment and site inspection, to the extent that the report does not contain confidential or otherwise privileged information.

TERMS OF AGREEMENT

- 3. The Property Owner shall promptly sign, date and return this Agreement to Plumstead Township, c/o Director of Land Use and Preservation, 5186 Stump Road, P.O. Box 387, Plumsteadville, PA 18949 or return, in person, this Agreement with the submission of Subdivision and/or Land Development Application.
- 4. Unless terminated sooner by mutual agreement of the parties, this Agreement shall expire upon Plumstead Township giving the Property Owner written notice that the preliminary assessment and site investigation is complete.

GENERAL CONDITIONS

- 5. The Property Owner agrees to notify Plumstead Township, in writing, no later than 30 calendar days before transferring title to some or all of the Property. The Property Owner shall submit this notice to Plumstead Township, c/o Director of Land Use and Preservation, 5186 Stump Road, P.O. Box 387, Plumsteadville, PA 18949.
- 6. This Agreement, including Attachment(s), represents the entire Agreement between the Parties concerning site access.
- 7. This Agreement may only be modified by mutual agreement of the Parties. Further, any modification to this Agreement shall be in writing unless Plumstead Township.
- 8. For purposes of this Agreement, all references to Property Owner shall mean the applicant for land development or subdivision ("Applicant") if the Applicant is not also the Property Owner; in which case Applicant represents and warrants to Township that Applicant is authorized by Property Owner to enter into this Agreement and grant Township access to the Property.
- 9. This Agreement applies to and is binding on Plumstead Township, Property Owner and/or Applicant their successors and assigns.

Property Owner-Applicant /Title

Date

Township Representative/Title

Date

Revised Feb. 15-2008