

Section 5.4  
(Form C)

**NEW CONSTRUCTION REVIEW & COMPLIANCE DEPOSIT AGREEMENT -**

**(\$2,500 Review/\$2,500 Compliance Deposit)**

To be completed by Applicant and Applicant's CONTRACTOR:

**DATE:** \_\_\_\_\_ **BLOCK & LOT NUMBER:** \_\_\_\_\_

**STREET ADDRESS:**

\_\_\_\_\_

**OWNER:** \_\_\_\_\_

**MAILING ADDRESS:** \_\_\_\_\_

**CITY/STATE/ZIP:** \_\_\_\_\_

**TELEPHONE:** \_\_\_\_\_

**CELL PHONE:** \_\_\_\_\_ **EMAIL ADDRESS:** \_\_\_\_\_

\_\_\_\_\_

**BUILDER OF RECORD:** \_\_\_\_\_

**MAILING ADDRESS:** \_\_\_\_\_

**CITY/STATE/ZIP:** \_\_\_\_\_

**TELEPHONE:** \_\_\_\_\_

**CELL PHONE:** \_\_\_\_\_ **EMAIL ADDRESS:** \_\_\_\_\_

\_\_\_\_\_

**TYPE OF PROJECT:** ☐ New Home

☐ Renovation

\_\_\_\_\_

**DEPOSIT DATE** \_\_\_\_\_ **AMT RECEIVED** \_\_\_\_\_ **CHECK #** \_\_\_\_\_

Have you built in Waterfall at Lake Burton before? ☐ Yes ☐ No

We, \_\_\_\_\_,

**Owner's Signature**

**Contractor's Signature**

*As Owner and Contractor of Record for the construction project described above, I do hereby submit this deposit in good faith to the Architectural Review Committee for Waterfall at Lake Burton for assurance that the construction will be implemented in accordance with the Construction Documents as approved by the ARC and timeline references (18 months) in the Declarations of Covenants, Conditions and Restrictions for Waterfall at Lake Burton – Article IX., Section 4, (d).*

**We further agree that:**

1. We have read the Waterfall Builder Policies & Procedures (Form C) and agree to follow these in full understanding.
2. We have read and agree to the **Builder's "Code of Conduct" Form D**, and all the items listed thereon. And will also store the "Site Copy" on Site in a Job Box while the work is being done.
3. We agree to construct and fulfill the Plans and Specifications as approved by the Architectural Review Committee. **Any changes to these Plans must be first approved by the ARC prior to implementation of the change.**
4. We understand the Compliance Deposit will be returned in full upon request after a satisfactory inspection of compliance to all approved documents, unless a deduction is necessary for any corrections or changes not approved by the ARC, fines imposed with regard to work cleaning up an untidy site, or repairs necessary to streets, road shoulders or common areas. Additionally, if a New Home Application and Soils Bore Test Application (Form A and A.1) have been completed and submitted along with the \$5000 "Bore" deposit to the ARC, then the Review and Compliance Deposit shall be credited in lieu of the "Bore" deposit and those funds will transfer over to the Review and Compliance Deposit once the lot disturbance is restored back to its original condition to the ARC satisfaction.
5. We are responsible for the behavior and actions of all workers and subcontractors contracted to do the work with this job while they are working on this project while they are within the community.
6. We are responsible for maintaining a clean construction site at all times and understand that we are bound by the restrictions covered under the Builders "Code of Conduct" section in the Guidelines.
7. We understand no trade contractor's signs of any type are to be placed on the Lot during the course of construction or thereafter. The Contractor of Record may have an approved sign by ARC. **(Refer to 5.5, Form E)**
8. We understand we must proactively manage the vehicles at the construction site and be responsible for traffic safety and control during any and all deliveries and or heavy equipment pick up as necessary. Workers need to park off the street whenever possible. Delivery trucks and Dumpsters must place warning cones on the road if they park on the road right-of-way.

This application, agreement, and deposit made this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_

\_\_\_\_\_  
Owner Signature

\_\_\_\_\_  
Contractor Signature

\_\_\_\_\_  
ARC Signature

\_\_\_\_\_  
Date