



CYPRESS COUNTY

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OFFICE USE ONLY

Dust ID# _____

APPLICATION AND AGREEMENT FOR SPECIAL TAX DUST TREATMENT

APPLICANT(S): _____

MAILING ADDRESS: _____

MUNICIPAL ADDRESS: _____

PHONE NUMBER(S): _____

(hereinafter referred to as the "Owner")

BEING THE rightful owner(s) of the following land legally described as

(hereinafter referred to as the "Land")

DO HEREBY APPLY TO Cypress County (hereinafter referred to as the "County") for the placement and maintenance of dust treatment on the road adjacent to the above said land and fronting a farmstead or other development located thereon.

WHEREAS the Council of the County has adopted a Private Dust Control Policy R1 (hereinafter referred to as Policy R1) providing for the placement and maintenance of dust treatment on roads adjacent to farmsteads or other developments subject to certain conditions;

AND WHEREAS the County will impose a Special Tax pursuant to the Municipal Government Act on property adjacent to the area of the dust treatment is placed to be levied and paid along with other taxes every year the dust treatment remains;

AND WHEREAS the County has approved the placement and maintenance of dust treatment on a road adjacent to the farmstead or other development located on the said land.

NOW THEREFORE THIS AGREEMENT WITNESSETH that in consideration of the premises, covenants, conditions and terms contained herein, the parties hereto agree as follows:

1. The County will provide a 200metre strip of dust treatment on the road adjacent to the farmstead or other development.
2. Where two adjoining strips are requested for a single farmstead, residence or other development, the owner will be required to pay 50% of the cost to install the second dust control treatment, in addition to the application fee. Three adjoining strips will not be allowed.
3. The County shall determine the dust treatment product to be used and shall determine how often after the initial application the dust treatment will be re-applied.
4. In consideration of the rights herein conferred, the owner shall pay to the County the established yearly rate, payable upon acceptance of this petition and execution of this agreement.
5. The owner further agrees to pay the sum of \$425 in 2023, \$450 in 2024, \$475 in 2025, \$500 in 2026 and every year thereafter that the dust treatment remains, by way of a Special Tax pursuant to the Municipal Government Act and Policy R1. This Special Tax shall be so construed as to ensure to the benefit of the Owner and such of his heirs, executors and administrators and his and their assigns as may be entitled or permitted to benefit there under.
6. Request for removal of dust treatment is subject to the conditions and re-application restrictions pursuant to Policy R1.
7. The said Special Tax shall be in addition to all other rates and taxes and shall commence in the taxation year following the year the dust treatment is placed.
8. The rates and conditions stated herein are subject to periodic review and may be adjusted from time to time pursuant to Policy R1.
9. The owner acknowledges and agrees that the total rights secured by the owner are only such rights as are specified in this agreement and Policy R1; and that the County has made no representations, warranties, promises or agreements, either express or implied, beyond those contained therein.

IN WITNESS WHEREOF the parties hereto have executed this Application and Agreement this

_____ day of _____, 20 _____.

Owner

Cypress County

Witness