

Hillsborough County

Debris Removal from Private Roadways

RIGHT OF ENTRY / HOLD HARMLESS / DUPLICATION OF BENEFITS CERTIFICATION

RIGHT OF ENTRY: I certify that I am the authorized agent of the Association or Owner of the private roadways in the community described below, and that I have the legal authority to enter into this Agreement. I certify that the Association or Owner is the legal owner of the private roadways described below. The Association / Owner grants freely and without coercion the right of access and entry to said property to Hillsborough County, its employees, contractors and agents, for the purpose of removing and/or clearing disaster-generated debris from the private roadways.

HOLD HARMLESS: This Agreement does not create an obligation upon Hillsborough County to perform debris removal. The Association or Owner agrees to hold harmless Hillsborough County, the State of Florida, the United States of America including the Federal Emergency Management Agency (FEMA), and their respective employees, agents, contractors and assigns, for any and all liability, loss or damages of any type whatsoever, either to the below-described private roadways and/or adjacent properties, any improvements on, or a part of the properties, or to persons situated thereon. The Association or Owner releases, discharges, and waives any claims demand, losses, costs, judgments, as well as any action, either legal or equitable, that might arise by reason of any action of or failure to act by the County, State, FEMA and their employees, contractors and agents, while removing disaster-generated debris from the private roadway.

DUPLICATION OF BENEFITS: Many property insurance policies have coverage to pay for removal of storm-generated debris. The Association / Owner understands that Federal law (42 U.S. C. 5155 et seq.) requires the Association/Owner to reimburse Hillsborough County for the cost of removing the storm-generated debris to the extent that removal is covered by such insurance policy. I also understand that I must provide a copy of the proof/statement of loss from my insurance company, if any, to Hillsborough County. When the Association / Owner receives payment, from its insurance company or any other source, for debris removal, the Association / Owner agrees to notify and send payment and proof/statement of loss to Hillsborough County. The Association / Owner understands that all disaster-related funding, including for debris removal from private roadways, is subject to audit by the County, State or Federal government.

COMMUNITY / ASSOCIATION DESCRIPTION _____

Address: _____

Printed Name: _____ Signature: _____

Title: _____ Date: October 13, 2022

Telephone No. _____ Email: _____

Guidance on Submitting Executed Agreements:

Hillsborough County is reaching out to private gated community leaders to request your assistance with completing the attached Right of Entry and Hold Harmless Agreement that is required for Hillsborough County to apply for debris removal reimbursement funding from FEMA.

It's important to let your residents know that Hillsborough County will be removing storm debris from private rights of way if we have not yet already done so. Please submit your signed and completed agreement electronically to DebrisRemoval@HCFLGov.net and mail the original form to Randall Ceneus, Hillsborough County Solid Waste, 332 N. Falkenburg Road, Tampa, FL 33619.

If you have any questions, please contact Randall Ceneus at CeneusR@hillsboroughcounty.org or by calling 813-416-5228. Thank you.