

SECTION 23 PROPERTY OWNERS ASSOCIATION, INC  
26217 Rampart Boulevard  
Punta Gorda, Florida 33983  
Phone (941)764-6674 Fax (941)764-7914 Email - [info.sec23poa@comcast.net](mailto:info.sec23poa@comcast.net)

BUILDING PERMIT PACKAGE

**POOL**

1. Application for Building Permit
2. Contractors Agreement
3. Performance Bond Waiver
4. Acknowledgement

SUBMITTALS

1. Site Plan
2. Construction Plans
3. \$50.00 Application Fee
4. \$1,000.00 Refundable Deposit

Revised 12/15/16

Effective March 1, 2017

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APPLICATION FOR POOL PERMIT

OWNERS \_\_\_\_\_ PHONE # \_\_\_\_\_

MAILING ADDRESS \_\_\_\_\_

PROPERTY ADDRESS: BLOCK \_\_\_\_\_ LOT \_\_\_\_\_ STREET \_\_\_\_\_

CONTRACTOR \_\_\_\_\_ LICENSE # \_\_\_\_\_

ADDRESS \_\_\_\_\_ PHONE # \_\_\_\_\_

NOTE:

All swimming pools, spas, hot tubs, fountains and waterfalls are required to be constructed with approved design specifications and must be fully screened.

All buildings, structures, additions or improvements erected or constructed on a building site or lot in PGI Section 23, shall meet the minimum setback limitations of 25 feet in the front, 15 feet in the rear and 7-½ feet at the sides.

Deep Creek Section 23 is a Deed Restricted Community. Compliance with all restrictions is required. Refusal of plans, specifications, or location of buildings by the Property Owners Association Architectural Committee, may be based on any grounds - including aesthetic grounds, which the Board may deem sufficient. The POA reserves the right (but has no obligation) to inspect the building as construction proceeds.

**The pool must be completed within a four (4) month period, commencing on the date of the permit.**

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

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

**CHECK LIST FOR SECTION 23 OFFICE USE ONLY**

**DO NOT WRITE ON THIS PAGE**

BLOCK \_\_\_\_\_ LOT \_\_\_\_\_ LOCATION \_\_\_\_\_

ITEM	COMPLIES	COMMENT
APPLICATION		
CONTRACTOR AGREEMENT		
PERFORMANCE BOND WAIVER		
DEED RESTRICTION FORM		
FRONT SETBACK		
REAR SETBACK		
LEFT SIDE SETBACK		
RIGHT SIDE SETBACK		
SCREEN ENCLOSURE		
\$50.00 APPLICATION FEE		
\$1,000.00 REFUNDABLE DEPOSIT		

PERMIT ISSUED \_\_\_\_\_ PERMIT NO. \_\_\_\_\_

APPROVED BY \_\_\_\_\_ COMPLETION DATE \_\_\_\_\_

SECTION 23 PROPERTY OWNER'S ASSOCIATION, INC.

DEEP CREEK

CONTRACTOR'S AGREEMENT

BUILDERS AND CONTRACTORS:

In consideration of approval and issuance of a "Building Permit" from Section 23 Property Owner's Association, Inc., the undersigned hereby agrees to the following:

1. That any and all excess fill will be removed from the building site.
2. The Contractor will maintain a clean and safe work area.
3. The Contractor will not allow any dumping of fill or other material on any right of way, greenbelt, or common areas.
4. The Contractor agrees to remove, clean and restore any right of way, greenbelt, or common area on which it, or its subcontractors, have placed fill or other material.
5. Automobiles, trucks and motorcycles of every description shall be prohibited access to or progress over the common property.
6. A refundable deposit in the amount of \$1,000.00 shall be submitted with this application. The deposit will be refunded after the completion of the pool. A final survey, showing setback compliance is to be provided to the Association at which point a final inspection of the pool and common area will be performed. Damage to the common area will be repaired by the contractor within 10 days of written notice to the contractor or the POA will repair using the deposit funds.

Contractor \_\_\_\_\_

SECTION 23 PROPERTY OWNER'S ASSOCIATION, INC.

DEEP CREEK

PERFORMANCE BOND WAIVER

LOT \_\_\_\_ BLOCK \_\_\_\_\_

It is my understanding that Section 23 POA has a PERFORMANCE BOND and LABOR and MATERIAL PAYMENT BOND provision in their building code restrictions, a portion thereof quoted below:

The builder will provide a PERFORMANCE BOND and MATERIAL PAYMENT BOND. These will be posted prior to the commencement of construction. These bonds are for the mutual protection of the Company and owner. The bond will insure the Company that the building is constructed in accordance with the plans and specifications and also so that partially completed and abandoned structures will not mar the beauty of the area. In addition, the Bond assures the owner that the building will be free and clear of any encumbrances, with protection for all time against any claims of liens or accounts of any nature which may arise from construction of the building.

As stated above, this is for the mutual protection of both the Company and the owner. Understanding the above, I HEREBY WAIVE THE REQUIREMENT OF PAYMENT AND PERFORMANCE BOND and my proposed structure to be built by \_\_\_\_\_. By waiving this requirement, I accept full responsibility for the selection of the contractor and for insuring that the contractor builds the structure in accordance with the plans and specifications. I further agree to accept the responsibility for completing the improvements in the event the contractor abandons construction or I discharge the contractor.

I further understand that by waiving the Payment and Performance Bond that the above described property may be subject to Florida Construction Liens pursuant to Chapter 713, Florida Statutes.

I acknowledge receipt of copy of "Warning to Homeowners" provided by the Charlotte County Building and Zoning Board and/or the City of Punta Gorda.

I further release SECTION 23 POA, INC., its subsidiaries, officers, directors and employees from any and all liability with reference to this structure, and acknowledge that SECTION 23 POA, INC., has and assumes no responsibility with reference and approved the plans, drawings or specifications concerning this structure.

I certify that I have the necessary funds to complete my structure including the "extras" which I may authorize.

Owner's signature \_\_\_\_\_

Print Name \_\_\_\_\_

Address \_\_\_\_\_

SECTION 23 PROPERTY OWNER'S ASSOCIATION, INC.

DEEP CREEK

ACKNOWLEDGEMENTS

**DEED RESTRICTIONS**

I hereby acknowledge that I, \_\_\_\_\_ have received a copy of the Deed Restrictions for Deep Creek Section 23, and will adhere to them as they are written.

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

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

Property Address \_\_\_\_\_ Block \_\_\_\_\_ Lot \_\_\_\_\_