

COUNTY OF LAKE

**FRANK A. SUPONCIC, CPA, CFE
RECORDER**

EASTERN
LAKE COUNTY
(440) 350-2510

WESTERN
LAKE COUNTY
(440) 946-2829

FAX
(440) 350-5940



2005R006565

LAKE COUNTY OHIO
RECORDED ON

02-22-2005 11:34 AM

FRANK A SUPONCIC
LAKE COUNTY RECORDER

REC. FEE: 44.00
PAGES: 4

**IMPORTANT
RECORDING INFORMATION**

This cover sheet is a permanent addition to the original document and ***MUST*** be retained with the document that was filed and/or recorded.

Reflected above is the pertinent recording information:

- File Number
- Date Filed
- Time Filed
- Recording Fee
- Number of Pages Recorded

Thank You

A handwritten signature in black ink, appearing to read "Frank A. Suponic", is written over a horizontal line.



105 MAIN STREET • P.O. BOX 490 • PAINESVILLE, OHIO 44077
www.lakecountyrecorder.org • E-mail: recorder@lakecountyohio.org

**AMENDMENT TO THE MASTER DECLARATION OF RESTRICTIVE COVENANTS
FOR SUMMERWOOD SUBDIVISION
CONCORD TOWNSHIP, LAKE COUNTY, OHIO
("Amended Declaration")**

THIS AMENDMENT TO THE DECLARATION is made as of this 17th day
of February, 2005.

WHEREAS, Declarant filed with the Lake County Recorder on February 1, 2005, at
Volume 2005R003976, page(s) 8, the Declaration of Restrictive Covenants ("Declaration") for
certain real property in the Township of Concord, County of Lake, and State of Ohio, owned by
Declarant said; and

WHEREAS, Declarant reserves the right from time to time to amend the conditions of
the Declaration in accordance with Article XI, Section 6C - Amendment of Master Declaration;
and

WHEREAS, Declarant is desirous of amending the conditions of Declaration by this
Amendment to the Declaration as provided below;

NOW, THEREFORE, Declarant, for himself and his successors and assigns, amends the
conditions of the Declaration as follows:

35. It is the responsibility of every Purchaser to file a notice of intent for an individual
building lot with the Ohio Environmental Protection Agency prior to the commencement for any
clearing or construction activity (form attached). The Purchaser assumes responsibility for storm
water control and silt and erosion control with respect to each lot from the date of transfer of
ownership. This provision shall apply to the Purchaser of a vacant lot or a lot having greater
than 30% unstabilized soil subject to erosion. Information regarding the Grading Plan and Storm
Water Pollution Control Plan is available to Purchaser upon request.

IN WITNESS WHEREOF, the Grantor has hereunto fixed his hand this 17th day of
February, 2005.

DECLARANTS:



Thomas M. Riebe, Trustee

2005R006545

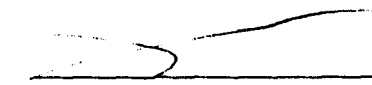
MICADO TITLE INSURANCE CO.
Order No. P-DIV01-02913

Wileen M. Riebe, Trustee
Doreen M. Riebe, Trustee

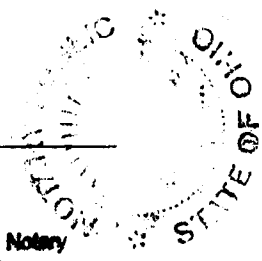
STATE OF OHIO)
COUNTY OF LAKE) ss

BEFORE ME, a Notary Public in and for said county and state, personally appeared the above-named Thomas M. Riebe and Doreen M. Riebe, Co-Trustees of The Riebe Living Trust, who acknowledged that he did sign the foregoing instrument and that the same is his free act and deed individually and as such Trustee.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal at
Painesville, Ohio this 17th day of February 2005.



Notary Public



Jennifer M. Dewey, Notary
State of Ohio
My Commission Expires: 7/28/10

Prepared by Declarant



Instructions for Completing the Individual Lot Notice of Intent (NOI) for NPDES Construction Storm Water General Permit Coverage

Who Must File an Individual Lot NOI Form

Federal law at 40 CFR Part 122 prohibits point source discharges of storm water associated with construction activity to a water body(ies) of the United States without a National Pollutant Discharge Elimination System (NPDES) permit. A contractor/builder that has such a storm water discharge must submit a NOI to obtain coverage under a NPDES construction general permit, unless the original owner/developer retains responsibility. If you have questions about whether you need a permit under the NPDES storm water program or if you have questions regarding the completion of this form, contact Michael Joseph of the Ohio EPA Storm Water Unit at (614) 752-0782.

Where to file NOT form

Individual Lot NOIs must be sent to the following address:

Ohio Environmental Protection Agency
General Permit Program
P.O. Box 1049
Columbus, OH 43216-1049

Completing the Form

All responses must be typewritten in the appropriate areas only. Please place each character slightly above the appropriate line. Abbreviate if necessary to stay within the space allowed for each item. Use one space for breaks between words but not for punctuation marks unless they are needed to clarify your response. This form will be read by an optical scanner so please provide information as requested.

Section I - Applicant information/Mailing Address

Give the legal name of the person, firm, public organization, or any other entity that is performing the construction of the site. The responsible party is the legal entity that controls the site rather than the job site supervisor. Do not use a colloquial name. Give the name and phone number of a contact person who is responsible for addressing NPDES requirements. Enter the complete address and telephone number of the applicant (provide phone number as: area code exchange number). Correspondence will be mailed to this address.

Section II - Site Location Information

Enter the official or legal name of the site and complete address, including city, state, zip code and county. If the site lacks a street address, indicate the state, latitude and longitude of the facility to the nearest 15 seconds (provide coordinates as: (degrees) (minutes) (seconds) using 2 digits in each space), or the quarter, section, township and range (to the nearest quarter section) of the approximate center of the site.

Section III - Construction Activity Information

Enter the project start date, estimated completion date, and the disturbed acreage for each lot. Provide dates as month day year using two digits for the month and day and four digits for the year (example: October 1, 1993 would be 10 01 1993).

Section IV - Certification

Federal statutes provide for severe penalties for submitting false information on this application form. Federal regulations require this application to be signed as follows.

For a corporation: by a responsible corporate officer, which means: (1) a president, secretary, treasurer or vice-president of the corporation in charge of a principal business function or any other person who performs similar policy or decision-making functions for the corporation; or (2) the manager of one or more manufacturing, production or operating facilities, provided, the manager is authorized to make management decisions which govern the operation of the regulated facility including having the explicit or implicit duty of making major capital investment recommendations and initiating and directing other comprehensive measures to assure long-term environmental compliance with environmental laws and regulations; the manager can ensure that the necessary systems are established or actions taken to gather complete and accurate information for permit application requirements; and where authority to sign documents has been assigned or delegated to the manager in accordance with corporate procedures;

For a partnership or sole proprietorship: by a general partner or the proprietor; or

For a municipality, state, federal, or other public facility; by either a principal executive officer or ranking elected official

General

This form has been designed to be read by an optical scanner. Therefore all responses must be typewritten in the spaces provided. Do not fold, staple, or use correction fluid on this form. Forms transmitted by FAX will not be accepted. Incomplete forms will be returned to the applicant for resubmittal.



Individual Lot Notice of Intent for Coverage Under Ohio EPA Construction Storm Water General Permit

Submission of this NOI constitutes notice that the party identified in Section I of this form intends to be authorized by Ohio's NPDES general permit for storm water associated with construction activity. Becoming a permittee obligates a discharger to comply with the terms and conditions of the permit. **NOTE: All necessary information must be provided on this form. Read the accompanying instructions carefully before completing the form. All responses must be typewritten. Do not fold, copy, staple, or use correction fluid on this form. Forms transmitted by fax will not be accepted. There is no fee associated with submitting this form.**

I. Applicant Information/Mailing Address

Company Name: _____
 Contact Person: _____ Phone: _____
 Mailing Address: _____
 City: _____ State: _____ Zip Code: _____

II. Facility/Site Location Information

Name of Subdivision: _____ County: _____
 Facility Address/Location: _____
 City: _____ State: _____ Zip Code: _____
 Township: _____ Latitude: _____ Longitude: _____
 Quarter: _____ Section: _____ Range: _____
 Lot(s) Number(s): _____
 NPDES general permit number: ___ OHC000002 or ___ OHR100000 Facility Permit Number: _____
 Original owner/developer name: _____ Phone: _____

III. Construction Activity Information

Lots:	Est. Start Date	Est. Comp. Date	Est. Dist. Acreage
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

VIII. Certification

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I also acknowledge that qualified personnel working on behalf of the applicant have read the construction general permit and that there is a storm water pollution plan prepared for the above referenced lot(s). I also have a copy, provided by the original owner/developers, of a site map identifying individual parcels/lots. I am aware that there are significant penalties for submitting false information, including the possibility of the fine and imprisonment for knowing violations.

Individual Lot Operator Name (printed or typed): _____
 Signature: _____ Date: _____