

**AFFIDAVIT TO THE PUBLIC**

**Aerobic Sub & Surface Application/Certification of OSSF Requiring Maintenance**

THE COUNTY OF BANDERA                            §  
STATE OF TEXAS                                      §

Before me, the undersigned authority, on this day personally appeared \_\_\_\_\_

Who, after being, by me, duly sworn, upon oath states that he/she is the owner of record of that certain tract, or parcel of land lying and being situated in Bandera County.

Legal Description of property is as follows:

\_\_\_\_\_

An OSSF requiring a maintenance contract, according to 30 Texas Administrative Code §285.91(12) will be installed on the property.

The Texas Health and Safety Code, Chapter 366 authorizes the Texas Commission on Environmental Quality (commission) to regulate on-site sewage facilities (OSSF's). Additionally, the Texas Water Code (TWC), § 5.012 and § 5.013, gives the commission primary responsibility for implementing the laws of the State of Texas relating to water and adopting rules necessary to carry out its powers and duties under the TWC. The commission, under the authority of the TWC and the Texas Health and Safety Code, requires owners to provide notice to the public that certain types of OSSF's are located on specific pieces of property .To achieve this notice, the commission requires a recorded affidavit. Additionally, the owner must provide proof of the recording to the OSSF permitting authority. This recorded affidavit is not a representation or warranty by the commission of the suitability of the OSSF, nor does it constitute any guarantee by the commission that the appropriate OSSF was installed.

This OSSF must be covered by a continuous service policy for the first two (2) years. After the initial two-year service policy, the owner of an aerobic treatment system for a single-family residence shall either obtain a maintenance contract within 30 days or maintain the system personally.

Upon sale or transfer of the above-described property, the permit for the OSSF shall be transferred to the buyer or new owner. A copy of the planning materials for the OSSF may be obtained from (\_\_\_\_\_).

Signed by my/our hand(s) on this \_\_\_\_\_ Day of \_\_\_\_\_, 20\_\_\_\_\_

Signature \_\_\_\_\_

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

Sworn to and subscribed to before Notary Public, in and for the state of Texas and

WITNESS MY HAND AND OFFICIAL SEAL THIS THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Notary Public, State of Texas

My Commission Expires: \_\_\_\_\_