



Fort Wayne City Utilities  
Residential Rain Garden Program

**INCENTIVE AGREEMENT 2019**

City Utilities has developed an incentive program to encourage property owners to install and maintain rain gardens on their property. A rain garden is a landscaped area that collects rain water during a storm and helps the water soak into the ground rather than running off into a storm or combined sewer.

As a participant in the Fort Wayne City Utilities' Residential Rain Garden Incentive Program, the undersigned assert and affirm that I/we are the sole owners of the real estate located at (address):

\_\_\_\_\_ (the "Property"), that there is no lease or other agreement or restriction concerning the Property that prohibits the installation and maintenance of a rain garden, and I/we have completed each of the following steps required to receive either free rain garden plants or an incentive payment.

**Initial all that apply:**

Completed and submitted the Residential Rain Garden Program Incentive Application	_____
Attended a rain garden instructional workshop provided by City Utilities on (date) _____ (if property ownership is in the name of more than one person, only one owner is required to attend the workshop)	_____
Requested technical assistance in selecting a site and plants for my rain garden (optional)	_____
Received technical assistance from City Utilities on (date) _____ (optional)	_____
Registered my/our rain garden either on line at <a href="http://www.CatchingRainFW.org">www.CatchingRainFW.org</a> or by completing and submitting a Rain Garden Registration Form and have included a listing of the plants used and a copy of my rain garden layout	_____
Provided a completed W-9 Form to City Utilities	_____
My/our rain garden will be _____ square feet	_____

The incentive will be provided as a cash payment based on the amount of square footage in the rain garden. The incentive will be paid at a rate of \$2 per square foot of garden installed and will not exceed \$250.

*This project is undertaken in connection with the settlement of an enforcement action by the United States and the State of Indiana concerning Combined Sewer Overflows.*



Fort Wayne City Utilities  
200 East Berry Street, Suite 270  
Fort Wayne IN 46802  
311 or 260-427-8311

Further, by completing this Agreement and signing below I/we agree to the following terms and conditions:

1. If receiving a cash incentive as outlined in the Fort Wayne Residential Rain Garden Program Incentive Guidelines and Application I/we agree to use the cash to offset costs associated with installing or maintaining a rain garden on my/our property following a layout provided by City Utilities or designed by me/us or by someone else on my/our behalf.
2. I/ we understand that the amount of the cash incentive shall not exceed \$250.00 and shall be paid based on the square footage of the garden at a rate of \$2.00 per square foot.
3. The rain garden shall be completed by (date) \_\_\_\_\_.
4. At least 3 inches of double shredded hardwood mulch shall be applied to all areas of the rain garden.
5. I/ we shall maintain my/our rain garden according to the maintenance information provided by City Utilities for a period of at least 3 years.
6. City Utilities may show the location of my/our rain garden on a map posted at [www.CatchingRainFW.org](http://www.CatchingRainFW.org).
7. City Utilities or a representative may visit my/our rain garden and take pictures including the rain garden.
8. City Utilities may publish photographs of my/our property including the completed rain garden.
9. I/ we agree to release and hold City Utilities and its representatives harmless from any personal injury or property damage that may directly or indirectly arise in connection with design, installation or maintenance of a rain garden or its contents at the Property.
10. If I/we am/are not using a rain garden design provided by City Utilities, I/we have attached a copy of the layout that I/we will be using including a proposed plant list.

*This agreement is not valid or enforceable until signed by all Property owner(s) and an authorized City Utilities' representative. The undersigned Property owner(s) agree to refund any received payment incentive if I/we fail to adhere to the above terms and conditions.*

**Owner(s) of the Rain Garden Property: (please print)**

_____ First, Middle, Last Name	
_____ Street Address (if different from Rain Garden Property)	_____ City/State/Zip
_____ Day Phone	_____ Evening Phone
_____ Mobile Phone	_____ Email Address (if applicable)

_____ First, Middle, Last Name	
_____ Street Address (if different from Rain Garden Property)	_____ City/State/Zip
_____ Day Phone	_____ Evening Phone
_____ Mobile Phone	_____ Email Address (if applicable)

_____ Signature of Applicant	_____ Date
_____ Signature of Applicant	_____ Date
_____ Printed Name/Signature of Authorized City Utilities Representative	_____ Date
_____ Incentive Provided	_____ Date



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