

Record:

This Instrument Prepared By:  
Annette M. Boone, Esquire  
Boone, Boone, Boone & Koda, P.A.  
P.O. Box 1596  
Venice, Florida 34285

### **EXTENSION OF DEED RESTRICTION**

This Extension of Deed Restriction is executed this \_\_\_\_\_ day of \_\_\_\_\_, 2018, by **CITY OF VENICE**, a municipal corporation, in favor of **HABITAT FOR HUMANITY SOUTH SARASOTA COUNTY, INC.**, a Florida not-for-profit corporation ("Habitat").

WHEREAS, on May 27, 2014, City of Venice (also referred to as "GRANTOR") executed a Special Warranty Deed deeding certain lands to Habitat (also referred to as "GRANTEE"). Said Deed was recorded on July 10, 2014, in Official Records Instrument # 2014081619 of the public records of Sarasota County, Florida (the "Deed"); and

WHEREAS, said Deed contained several specific restrictions, including the restriction in the first paragraph of Page 2 that "GRANTEE shall obtain Certificates of Occupancy for the housing units constructed on the lots within ten (10) years of the date hereof with a minimum of five (5) Certificates of Occupancy being issued within the first seven (7) years of the date hereof."; and

WHEREAS, no construction of housing units on the lots has commenced, no Certificates of Occupancy have been issued, nor is the occurrence of either anticipated prior to the deadlines indicated in the Deed; and

WHEREAS Habitat has requested that the City of Venice extend the deadline to comply with said restrictions; and

WHEREAS the City of Venice is in agreement to extend such deadline.

IT IS THEREFORE, in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt and adequacy of which is hereby acknowledged, agreed as follows:

1. The above recitals are true and correct and incorporated herein.
2. Any Capitalized terms used herein, but not defined herein, shall have the same meaning as such terms are defined in the Deed.

3. The deadline for Habitat ("GRANTEE") to obtain Certificates of Occupancy for the housing units constructed on the lots shall be extended to twenty (20) years of the date of the Deed, with a minimum of five (5) Certificates of Occupancy being issued within the first seventeen (17) years of the date of the Deed.
4. All other restrictions remain as originally stated in the Deed and remain in full force and effect.
5. By accepting this extension, Habitat acknowledges the validity and enforceability of the restrictions contained in the Deed, as modified herein.
6. This agreement shall be binding upon the parties hereto and their respective successor and/or assigns.

IN WITNESS WHEREOF the parties hereto have set their hands and seals effective the day and date first written above.

**CITY OF VENICE**, a municipal  
corporation

Witnesses:

By: \_\_\_\_\_

JOHN HOLIC, Mayor

\_\_\_\_\_  
Print: \_\_\_\_\_

\_\_\_\_\_  
Print: \_\_\_\_\_

**STATE OF FLORIDA  
COUNTY OF SARASOTA**

**I HEREBY CERTIFY** that the foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 2018, by JOHN HOLIC, as Mayor of the **CITY OF VENICE**, who is personally known to me or who produced \_\_\_\_\_ as identification.

NOTARY PUBLIC

(SEAL)

\_\_\_\_\_  
Print: \_\_\_\_\_

Accepted by:

**HABITAT FOR HUMANITY SOUTH  
SARASOTA COUNTY, INC.**, a Florida  
not-for-profit corporation

\_\_\_\_\_  
Print: \_\_\_\_\_

\_\_\_\_\_  
Print: \_\_\_\_\_

By: \_\_\_\_\_

Print: \_\_\_\_\_

Its: \_\_\_\_\_

**STATE OF FLORIDA  
COUNTY OF SARASOTA**

**I HEREBY CERTIFY** that the foregoing instrument was acknowledged before me this  
\_\_\_\_\_ day of \_\_\_\_\_, 2018, by \_\_\_\_\_, as  
\_\_\_\_\_ of **HABITAT FOR HUMANITY SOUTH SARASOTA  
COUNTY, INC.**, a Florida not-for-profit corporation, who is personally known to me or who  
produced \_\_\_\_\_ as identification.

NOTARY PUBLIC

(SEAL)

\_\_\_\_\_  
Print: \_\_\_\_\_