

RETURN TO:

Tax Lot # _____

Affidavit of Accessory Dwelling Unit Restrictions

(Type or print all property owner names)

I/we the undersigned do hereby affirm:

THAT I/we are the owners(s) or contract purchaser(s) of the property described as follows, to-wit:

THAT by signing this affidavit I/we acknowledge that the accessory dwelling unit on this property shall not be used as a short-term rental and shall comply with all conditions for approval by Yamhill County in Docket No. _____ (attached hereto) for the placement of an accessory dwelling unit on the above-described property. For purposes of this provision, short-term rental is defined as fee-based occupancy for a period less than 30 consecutive days. Month to month rental agreements for long-term purposes is not short-term rental when the renter(s) remains the same each month. Said conditions shall run with the land and is intended to and hereby bind my/our heirs, assigns, lessees and successors. These requirements shall be effective and continue in perpetuity unless and until Yamhill County consents in writing to termination thereof.

In Witness Whereof, the said party has executed this instrument this _____ day of _____, 20____.

STATE OF OREGON

County Of _____

The foregoing instrument was affirmed before me this _____ day of _____, 20 _____ by _____.

Notary Public
My Commission Expires: _____

Recorded pursuant to Yamhill County Zoning Ordinance No. 310, as amended.

Instructions for Filing Accessory Dwelling Unit Affidavit

1. This Affidavit is required when the County approves an accessory dwelling unit.
2. The attached Affidavit must be filled out and signed before a Notary Public. Documents must be typewritten or printed legibly. Documents cannot be accepted until complete and accurate.
3. Names of **ALL** current property owners who appear on the property deed or contract shall be shown in the appropriate space at the top of the document, and each property owner must sign the form in the presence of a Notary Public. The names on the affidavit must match the names of property owners on the property deed or contract.
4. Property description: the property description must be **IDENTICAL** to what has been recorded in the Yamhill County Deed Records or as proposed to be recorded (in the case of partitioning or lot line adjustment). A copy of the deed, containing the legal description of the property, may be obtained in the County Clerk's office, located at 414 NE Evans Street, McMinnville, Oregon 97128. If the legal description of the property is too lengthy to fit in the space provided, the words "see attached Exhibit A" may be written in the space and the legal description attached as an additional page or multiple pages.
5. Attach a copy of the approval letter issued by Yamhill County for the accessory dwelling unit.
6. The notarized Affidavit shall be returned to the Planning Department for review. Once the Planning Department has approved the content of the form, it must be recorded in the deed records for the county. This is done at the County Clerk's office.
7. If you have any questions about this Affidavit, or the recording procedure, please contact the Planning Department at 503-434-7516.