



Town of Atherton
Planning Department 80
Fair Oaks Lane Atherton,
California 94027
Phone: (650) 752-0544
Fax: (650) 614-1224

AFFIDAVIT OF INTENT TO OCCUPY

This affidavit must be submitted with any application for an urban lot split pursuant to Government Code Section 66411.7. This affidavit is not required where the applicant is a qualified non-profit or community land trust.

PROPERTY ADDRESS: _____

APPLICATION DATE: _____ **APN:** _____

I, _____ declare and affirm that I am a member of the limited liability company that owns the above-listed Property and that I am authorized to obligate the limited liability company.

I declare and affirm that I intend to occupy one of the dwelling units that are/will be constructed on the Property as my/our principal residence for a minimum of three (3) years from the date of the approval of the urban lot split pursuant to Government Code Sections 66411.7 and Chapter 17.53 of the Atherton Municipal Code.

I declare and affirm that the dwelling unit(s) on the Property has/have not been occupied by any individual or household under a lease or rental agreement in the prior three (3) years. For purposes of this paragraph, the three (3) year duration is calculated from the date of the submission of the application for an urban lot split.

I declare and affirm that the Property has not been the subject of a previous urban lot split pursuant to Government Code Sections 66411.7.

I declare and affirm that any building permit plans and supporting documents submitted to the Town of Atherton for the above referenced Property comply with the development standards in Government Code Section 66411.7 and Chapter 17.53 of the Atherton Municipal Code, and, if applicable, all approved conditions and mitigation measures and that the Property will be constructed in accordance with these requirements.

I understand, agree, and authorize the Town of Atherton to undertake such action as it deems necessary to verify both the accuracy and veracity of this declaration. Such actions may include, but are not limited to, scheduled inspections and property record searches.

I authorize any person or entity contacted by the Town during such verification to release such pertinent information as the Town seeks.

I authorize the Town of Atherton to pursue code enforcement, or any other legal action authorized by law, to collect fines as described in the Atherton Municipal Code, and to recoup all reasonable attorneys' fees and costs associated with any enforcement of a violation of this

Affidavit.

I declare and affirm under penalty of perjury of the laws of the State of California that the foregoing is true and correct and that this affidavit was executed on the ____ of _____, 202__, at _____, California.

Signature

Printed Name

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the veracity, accuracy, or validity of that document.

On _____, before me, _____, Notary Public, personally appeared _____, who provide to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subjected to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s) executed the instrument.

I certify, under penalty of perjury under the laws of the state of California, that the foregoing paragraph is true and correct.

Witness my hand and official seal.

Signature: _____

