

Energize! Pilot Heat Pump Installation Program

Heat Pump | Owner Agreement



King County

Owner Agreement

King County runs the Energize! Heat Pump Program (the “Program”), which provides free and reduced-cost heat pumps for property owners renting to income-qualified tenants in unincorporated King County. This Owner Agreement (“Agreement”) is between the single-family property owner _____ (full legal name), hereinafter referred to as “Owner” and King County. Owner desires to receive a heat pump system (“Heat Pump”) through this Program. As described below, the County anticipates providing a Heat Pump to be installed it in the single family home located at

_____ (full home address)

Street address, city, state, zip code

hereinafter referred to as “Property,” in exchange for Owner’s agreement to comply with the terms and conditions of this Agreement.

Terms and Conditions

The Parties agree as follows:

1. The County will cause a Heat Pump to be installed on Owner’s Property through the County’s Energize! Heat Pump Program.
2. The Agreement shall be in effect for a period of seven (7) years (“Term”) from the date installation is complete. All conditions described herein shall remain in effect for the Term.
3. The Agreement is binding on the Owner and any subsequent purchasers and owners of the Property.
4. At its cost, the Owner is responsible for all proper care and maintenance of the Heat Pump, including any maintenance according to the manufacturer’s instructions. This includes hiring an HVAC company to service the Heat Pump at least annually.
5. The Owner will not propose a rent increase, Owner-charged utility cost increase, fee increase, or other new fees in excess of five (5) percent annually, based on the current lease rate, Owner-charged utility cost and fees associated with renting the Property, for the first three years of the Agreement term.
6. This Agreement imposes no obligation on the part of the County towards Owner or any other party.

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7. Owner releases, waives, and holds King County harmless from any claims, damages, or loss of whatever nature or kind, including but not limited to direct, indirect, consequential, or special damages or losses which may be suffered by any person or entity which in any way arise or result directly or indirectly from the maintenance, repair, or use of the Heat Pump. The foregoing release, waiver, and hold harmless provisions include but are not limited to all claims for injury, damage, or loss to any person or property (whether real, personal, tangible, intangible, or mixed), as well as to general damages, special damages, pain and suffering, or emotional damages. The provisions of this Section shall remain in effect in perpetuity and shall not expire upon the termination of the Agreement.
8. Owner hereby releases and agrees to defend, indemnify, and hold King County and its officers, directors, member, affiliates, and volunteers harmless for, from, and against any and all claims, lawsuits, losses, damages, liability, costs, and expenses which are suffered or incurred by any person or entity resulting in any way arising from the maintenance, repair, or use of the Heat Pump. Costs and expenses for which the County shall be indemnified include but are not limited to pre-litigation, litigation, and post-litigation costs. The provisions of this Section shall remain in effect in perpetuity and shall not expire upon the termination of the Agreement.
9. This Agreement shall not be amended or revised except by a written instrument duly executed by Owner and the County.
10. Owner will provide safe and sanitary residential housing, and will comply with all housing codes and other requirements regarding the condition and the operation of the Property.
11. This Agreement shall be construed and interpreted in accordance with the laws of the State of Washington. The venue for any action hereunder shall be in the Superior Court for King County.

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IN WITNESS HEREOF, the parties hereby agree to the terms and conditions of this Owner Agreement:

OWNER

Name:

Signature:

Date:

KING COUNTY

Name:

Title:

Signature:

Date: