



**CODE ENFORCEMENT DIVISION**  
**CITY OF NEWARK**

220 South Main Street · Newark, Delaware 19711  
302.366.7000 · Fax 302.366.7098 · www.cityofnewarkde.us

**AFFIDAVIT OF RESTRICTED USE**

**STATE OF DELAWARE:**

**NEW CASTLE COUNTY:**

BE IT REMEMBERED this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_, personally appeared before me, the Subscriber, a Notary Public for the State and County aforesaid, \_\_\_\_\_, who being duly sworn by me according to law, did depose and state as follows:

1. I am the owner or a co-owner of property located in Newark, DE at the following address: \_\_\_\_\_  
(Hereinafter referred to as the "Property")
2. I understand and acknowledge that said Property is located in an "AC" zoning district (adult community) and that occupancy of the Property is restricted to persons 55 years of age or older.
3. I further understand and acknowledge that the only exceptions to occupancy by persons 55 years of age or older are as follows:
  - A spouse under 55 years of age married to one over that age;
  - Up to two (2) children over eighteen (18) years of age residing with at least one parent over 55 years of age, whose presence is required to care for that one parent;
  - A spouse under 55 years of age who is the surviving member of the household, if the over 55 years of age occupant dies;
  - An employed member of the apartment management staff and his/her family; not to exceed one unit per 100 dwelling units, or portion thereof in the project;
  - A live- in nurse or similar caretaker whose presence is required to care for a 55 years of age or older occupant(s).

4. As an owner or co-owner of the Property, I shall not lease nor permit the leasing nor subleasing of the Property to any person or persons who do not satisfy the criteria set forth in Paragraph Numbers 2 and 3 hereinabove.
  
5. I further understand, acknowledge and agree that the leasing or subleasing of the Property to a person or persons who do not satisfy the criteria set forth in Paragraphs 2 and 3 hereinabove shall constitute a valid basis upon which the City of Newark Code Enforcement Division may, upon due notice, revoke any rental permit which may pertain to the Property.

\_\_\_\_\_  
Owner/Co-Owner Printed Name

\_\_\_\_\_  
Owner/Co-Owner Signature

SWORN TO THE AND SUBSCRIBED before me this \_\_\_\_\_ day  
\_\_\_\_\_, 20\_\_ A.D.

\_\_\_\_\_  
Notary Public