

APN: 1234-123-123
Page Number: Invoice

Subject Property: 1234 MAIN ST ANYCITY, CA 90293-8814 APN#: 1234-123-123 Ordered By: John Smith The Escrow Company (123) 123-1234 Bill To:
John Smith
The Escrow Company
(123) 123-1234

Product DescriptionBilling TermsAmount OwedCommercial Lease Disclosure ReportCheck\$24.95

\$24.95

## COMMERCIAL LEASE DISCLOSURE REPORT

The maps and data cited herein were reviewed using the assessor parcel number ("APN") and/or the physical address listed in this Report ("Property"). Not all publicly available data regarding the Property is included in this Report. No physical inspection of the Property has been performed. Therefore, MyNHD, Inc. ("MyNHD") recommends a Certified Engineering Geologist or Professional Engineer be consulted to address specific concerns about the Property. This Report was prepared in accordance with, and therefore subject to, all of the conditions and limitations stated in the Report including the "Terms and Conditions" contained therein. An explanation of each category of disclosure is included later in this Report. The terms "No Map" or "Not Mapped" indicate that a disclosure map is not available from the governmental agency relative to a specific disclosure in this Report. This information is made available to the public so that determinations to the Property can be made. Receipt/use of this Report by recipient or any third party constitutes acceptance of the Terms and Conditions detailed at the end of this Report. This Report is not a policy of insurance or a warranty. Please read the Terms and Conditions carefully.

Please return bottom portion with payment. Please do not staple check to stub.

Received from:

The Escrow Company

1234 MAIN ST ANYCITY, CA 90293-8814 1234-123-123

Make Checks Payable to:

MyNHD, Inc. PO Box 241426 Los Angeles, CA 90024

REPORT NUMBER: 4597-198

Amount Due: \$24.95



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Subject Property: 1234 MAIN ST ANYCITY, CA 90293-8814

Report Date: 6/10/2022 Report Number: 4597-198 Subject Property: 1234 MAIN ST

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# **COMMERCIAL LEASE DISCLOSURE REPORT**

SPECIAL FLOOD HAZARD AREAS	
SUBJECT PROPERTY IS X IS NOT LOCATED IN A SP	PECIAL FLOOD HAZARD AREA
AREAS OF POTENTIAL FLOODING FROM DAM FAILURE	es
SUBJECT PROPERTY IS IS NOT LOCATED IN A DA	AM INUNDATION ZONE
VERY HIGH FIRE HAZARD SEVERITY ZONES	
SUBJECT PROPERTY   IS   X   IS NOT LOCATED IN A VE	ERY HIGH FIRE SEVERITY ZONE
STATE OF CALIFORNIA FIRE RESPONSIBILITY AREA	
SUBJECT PROPERTY IS X IS NOT LOCATED IN A ST	ATE FIRE RESPONSIBILITY AREA
Subject property 🔲 <b>is</b> 💢 <b>is not</b> located in a hi	GH/VERY HIGH FIRE HAZARD ZONE PER 2007/8 SRA ZONE MAP
ALQUIST-PRIOLO EARTHQUAKE FAULT ZONES	
SUBJECT PROPERTY 🔲 IS 💢 IS NOT LOCATED IN AN A	ALQUIST-PRIOLO FAULT ZONE
SEISMIC HAZARD ZONES	
SUBJECT PROPERTY IS IS NOT LOCATED IN A LA	NDSLIDE HAZARD ZONE MAP NOT YET RELEASED BY STATE
SUBJECT PROPERTY IS IS NOT LOCATED IN A LIC	QUEFACTION HAZARD ZONE MAP NOT YET RELEASED BY STATE
This Report was prepared by the following provider: Third-Party Disclosure P	rovider(s) MyNHD, Inc. Date <u>6/10/2022</u>
THESE HAZARDS MAY LIMIT YOUR ABILITY TO TO OBTAIN INSURANCE, OF	TO RECEIVE ASSISTANCE AFTER A DISASTER. THE MAPS ON WHICH THESE DISCLOSURES ARE
BASED ESTIMATE WHERE FLOOD HAZARDS EXIST. THEY ARE NOT DEFINIT	IVE INDICATORS OF WHETHER OR NOT A PROPERTY WILL BE AFFECTED BY A FLOOD HAZARD.
LANDLORD AND TENANTS MAY WISH TO OBTAIN PROFESSIONAL ADVICE	REGARDING THOSE HAZARDS AND OTHER HAZARDS THAT MAY AFFECT THE PROPERTY.
Signature of Owner	Date
Signature of Owner	Date
Signature of Tenant	Date
Signature of Tenant	Nate



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#### SPECIAL FLOOD HAZARD AREAS

Special Flood Hazard Areas have been mapped by the Federal Emergency Management Agency (FEMA) on their Flood Rate Insurance maps. Special Flood Hazard Areas are located with the 100-year flood plain and are designated as either Zone A (Inland area) or Zone V (Coastal areas). Flood insurance is required by lenders for properties located within a Zone A or Zone V. FEMA periodically removes a property or a group of properties from a Special Flood Hazard Area based on information provided by cities, counties, or homeowners. The revised status of the property or properties is provided in a Letter of Map Amendment (LOMA) or in a Letter of Map Revision (LOMR). A search for a specific LOMA or LOMR is outside the scope of this report. Please visit www.fema.gov to search for a specific LOMA or LOMR.

Irrespective of the FEMA Flood Cert. determination as to whether the structure or property have been removed from the Special Flood Hazard Area, the property may be subject to limitations on development due to concerns over potential flooding. If there are concerns relative to the viability of potential development on the subject property an inquiry should be made with the local building and safety department.

### AREAS OF POTENTIAL FLOODING FROM DAM FAILURES

Maps have been prepared for most dams in the State of California that show the potential flooding areas due to dam failure. The maps are reviewed and approved by the California Office of Emergency Services. Local offices of emergency services have prepared evacuation plans in the areas affected by potential dam failure inundation.

#### **VERY HIGH FIRE HAZARD SEVERITY ZONES**

Very High Fire Hazard Severity Zones have been mapped by the California Department of Forestry and Fire Protection to indicate area with increase fire risk. The Map by the California Department of Forestry and Fire Protection (CDF), dated January 2006, does not reflect changes made at the local level. Therefore, the CDF recommends verifying status with the local fire department. Brush clearing and other fire defense improvements are required for properties located in Very High Fire Hazard Severity Zones. Please contact the local fire department for fire defense and maintenance requirements.

### STATE OF CALIFORNIA FIRE RESPONSIBILITY AREA

Wildland areas that may contain substantial forest fire risk and hazards have been mapped by the California Department of Forestry and Fire Protection to indicate areas with increased fire risk. These areas are also known as State Fire Responsibility Areas because the State of California has primary responsibility for fire prevention and suppression. In addition, the property owner may be responsible for structure protection and is responsible for brush clearing and other fire defense improvements. Please contact the county fire department for fire defense and maintenance requirements. If subject property is in a High/Very High Fire Hazard Zone per 2007/8 SRA zone map, the State may not have fire fighting responsibility. Please check with your local fire authority.

### **ALQUIST-PRIOLO EARTHQUAKE FAULT ZONES**

The purpose of the Alquist-Priolo Earthquake Fault Zoning Act is to regulate development near active faults in order to mitigate hazards associated with ground rupture. The State Geologist through the California Geological Survey has provided maps that show specific zones around active faults. Development of a property located within an Earthquake Fault Zone will likely require a fault study by State-licensed geologist. The determination made in this report does not indicate whether or not an active fault is located on the subject property and is not a substitute for a fault study by a State Licensed geologist.

### **SEISMIC HAZARD ZONES**

The purpose of the Seismic Hazards Mapping Act is to regulate development in areas determined to have increased risk of the seismic hazards of liquefaction and earthquake-induced land sliding. The California Geological Survey provides maps delineating liquefaction hazard zones and earthquake-induced landslide hazard zones. Although not all areas of the state have been mapped, the California Geological Survey is currently mapping additional areas. Liquefaction is a seismic hazard in which sediments below the water table lose strength as a result of strong earthquake ground shaking. Saturated soils comprised of sands and silts that are within 40 feet of the ground surface have a higher potential for liquefaction. Liquefaction is a rare, but real phenomenon that can result in damage to structures.



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## WATER CONSERVING FIXTURES COMPLIANCE ADVISORY

Owners and operators of commercial and multifamily properties in California built and available for use or occupancy on or prior to January 1, 1994, should be aware that the deadline for compliance with California Civil Code §1101 is January 1, 2019.

Under Civil Code §1101, residential and commercial properties built and available for use or occupancy on or before January 1, 1994, must be equipped with water-conserving plumbing fixtures. All noncompliant plumbing fixtures in such properties must be replaced by January 1, 2019.

#### NONCOMPLIANT PLUMBING FIXTURES

The statute defines "noncompliant plumbing fixtures" to be:

- 1. Any toilet manufactured to use more than 1.6 gallons of water per flush.
- 2. Any urinal manufactured to use more than one gallon of water per flush.
- 3. Any showerhead manufactured to have flow capacity of more than 2.5 gallons of water per minute.
- 4. Any interior faucet that emits more than 2.2 gallons of water per minute.

#### MANDATORY WRITTEN DISCLOSURES

In addition, beginning January 1, 2019, a owner of any commercial or multifamily property that was built and available for use or occupancy on or before January 1, 1994, must disclose in writing to prospective buyers (i) the requirements of Civil Code §1101 and (ii) whether the property contains any noncompliant plumbing fixtures.

#### **EXCEPTIONS**

A few limited exceptions to these requirements are set forth in the statute:

- 1. Registered historical sites.
- 2. Any property for which a licensed plumber certifies that, due to the age or configuration of the property or its plumbing, installation of water-conserving plumbing fixtures is not technically feasible.
- 3. A building for which water service is permanently disconnected.

Owners and operators should also note that local municipalities and/or retail water suppliers are permitted under the statute to enact ordinances or establish policies to promote compliance with the statute, which in some cases may be more restrictive.



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## **TERMS AND CONDITIONS**

- 1. This Natural Hazard Disclosure Report ("Report") was prepared solely for one transaction, as described on page 1 (collectively, the "Transaction"). This Report was prepared by ("MyNHD"). This Report may be used solely between this Owner and this Tenant for that single Transaction related to the property address and assessor's parcel number ("Property") provided to MyNHD.
- 2. Only the Owner, Tenant and brokers, if any, involved in the Transaction (collectively, the "Recipients") may use and rely on this Report and only after they have paid in full for the Report. There are no third party beneficiaries to this Report even if they have a foreseeable relationship with any of the Recipients, or with the Property. This Report is time-sensitive; its information is accurate only as of the date referenced on Page 1 (the "Effective Date"). Taxes, governmental legislation and other matters affecting the Property after the Effective Date are not disclosed, and MyNHD expressly disclaims any duty to supplement this Report to disclose any taxes, legislation, changes or charges becoming effective after the Effective Date. If the Transaction does not close within a reasonable time after the Effective Date, MyNHD strongly recommends that a new report be ordered.
- 3. This Report may not be used in conjunction with any Natural Hazard Disclosure Statement ("NHDS") other than the NHDS issued as part of this Report. This Report may have an effect on the value of the Property; nevertheless, this Report may not be used in connection with any appraisal or valuation of the Property, or for any other valuation purposes. This Report is protected by copyright, trademark and other intellectual property laws and may not be copied or reproduced in any manner. Violators will be prosecuted as permitted by law.
- 4. MyNHD has not visually inspected the Property. Instead, this Report refers specifically to certain records, statutes and other information provided by various governmental agencies and third parties. In particular, the information contained in the tax disclosures are obtained from independent third parties. MyNHD has no way to verify the accuracy or completeness of this information, but has assumed the information is accurate and complete. If such information is not accurate or complete, MyNHD cannot and shall not be liable or responsible for such omissions or inaccuracies. MyNHD further shall not be liable or responsible for omissions or inaccuracies in the Report that the Recipients, or any of them, knew or should have known as of the Effective Date. This Report does not disclose whether the Property is contaminated with hazardous substances.
- 5. There may be other disclosures required by California law; MyNHD makes no representations or warranties as to the adequacy or accuracy of any other representations, warranties or disclosures required under other such laws. MyNHD shall not be liable or responsible for failing to disclose any matters not known to MyNHD, not shown on the maps used by MyNHD, not recorded in the public record as of the Effective Date, or not included within the categories of items included in the Report. MyNHD's total liability and responsibility to any Recipient for any liabilities, causes of action, claim or claims, including but not limited to any claim for breach of contract or negligence, shall be limited to actual proven damages measured by the difference in fair market value of the Property on the Effective Date, if any, caused by MyNHD's error. Any action initiated relative to the Report shall be governed by the laws of the State of California without regard to conflicts of law principles. In the event of any error, omission or inaccuracy in the MyNHD Report for which MyNHD is liable, MyNHD reserves the right to assume defense of the action and/or, compromise or settle the matter with the Recipients, or any of them. The Recipients, and each of them, expressly waive the benefits of Civil Code Section 2778.
- 6. Recipients are encouraged to contact a local insurance agent regarding earthquake insurance, fire insurance and flood insurance. Recipients also may contact the National Flood Insurance Program regarding flood insurance. If there is a dispute involving a FEMA flood determination, MyNHD shall obtain a "Flood Certificate" from a flood insurance company admitted and licensed to do business in California. The determination shown on the Flood Certificate shall be final and binding as to whether the Property is or is not in Zone "A" or "V" as shown on Flood Insurance Rate Map panels. The issuance of a "Flood Certificate" showing that a property is not in Zone "A" or "V" does not guarantee that the entire parcel of property is outside of the area designated by FEMA as at risk of a flood. MyNHD is not and shall not be responsible or liable for any costs, losses, or compensatory or consequential damages arising from earthquakes, fires or floods.
- 7. If the Transaction involves multiple adjacent parcels, the parcel shown on Page 1 of this Report is regarded as the "Primary Parcel," and the disclosures contained in the Report operate as if only a single parcel is involved. In other words, even if a matter affects only one parcel, it will be disclosed as affecting all of the parcels. For parcel-by-parcel disclosures, individual reports must be ordered separately for each parcel.



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8. This Report discloses certain earthquake zones, flood zones and fire zones. Nothing in this Report relates to (a) title or title defects, (b) encroachments, geological issues or matters that would be disclosed by a land surveyor, soil survey or geological survey, (c) land use or zoning related matters, (d) parcel maps or subdivisions under the California Subdivided Land Acts or the Subdivision Map Act, (e) compliance with the Americans with Disabilities Act, local building codes or other federal, state or local laws, ordinances or restrictions that may affect the Property, (f) the use, occupancy or development of the Property, including any restrictions resulting from any state, local or federal governmental agency, such as school districts, water districts, joint power districts, flood control districts, or the California Coastal Commission, (g) building permits or any other permits that may be required for the Property or its current or future anticipated uses, or (h) any other matter potentially affecting the Property.

9. BY SIGNING, ACCEPTING OR USING THE NATURAL HAZARD DISCLOSURE STATEMENT OR THIS REPORT, THE RECIPIENTS, AND EACH OF THEM AND THEIR AGENTS AND REPRESENTATIVES, HEREBY ACKNOWLEDGE AND AGREE (AND SHALL BE DEEMED TO HAVE ACKNOWLEDGED AND AGREED) THAT THEY HAVE REVIEWED, APPROVED AND ACCEPTED ALL OF THE TERMS, CONDITIONS AND LIMITATIONS CONTAINED HEREIN. MYNHD SHALL NOT BE LIABLE OR RESPONSIBLE FOR ANY INDIRECT, INCIDENTAL OR CONSEQUENTIAL DAMAGES, INCLUDING WITHOUT LIMITATION LOST PROFITS OR ANY REDUCTION IN THE VALUE OF THE PROPERTY, ARISING OUT OF OR RELATED TO THE PREPARATION, ISSUANCE, USE OF OR RELIANCE UPON THIS REPORT, EVEN IF SUCH DAMAGES ARE FORESEEABLE.

10. MyNHD, Inc. hereby agrees to indemnify the Recipients ordering this report as covered by our Professional Liability Insurance Policy for damages to the extent they are caused by our negligent acts, errors or omissions in the performance of our services and subject to the limitations of this report.

