

455I.11 Enforcement of environmental covenant.

1. A civil action for injunctive or other equitable relief for violation of an environmental covenant may be maintained by any of the following:

- a. A holder or grantor.
 - b. The agency or, if the agency is not the agency with authority to determine or approve the environmental response project, the department of natural resources.
 - c. Any person to whom the environmental covenant expressly grants power to enforce the environmental covenant.
 - d. A person whose interest in the real property or whose collateral or liability may be affected by the alleged violation of the environmental covenant.
 - e. A municipality or other unit of local government in which the real property subject to the environmental covenant is located.
2. [This chapter](#) does not limit the regulatory authority of an agency under law other than [this chapter](#) with respect to an environmental response project.
3. A person is not responsible for or subject to liability for environmental remediation solely because it has the right to enforce an environmental covenant.

2005 Acts, ch 102, §15; 2006 Acts, ch 1030, §44

Referred to in [§455I.4](#)