

ENCROACHMENT PERMIT

FINN and HOLLY COMER, the Owners of the property located at 1940 ARROYO DRIVE in the City of Riverside, Assessors Parcel No. 222-113-034 hereby requests permission to construct and maintain a garden wall and access stairway from the street to the private residence and a concrete apron adjacent to the street pavement within the public right of way of as shown on EXHIBIT A attached hereto.

Upon issuance of this permit, I agree to comply with the attached terms and conditions.

Date _____

BY: _____

Date 3/16/99

BY: [Signature]

Applicants Address: 1940 Arroyo Drive Phone: 909-276-3618
Riverside CA 92506

ENCROACHMENT PERMIT APPROVAL

This permit shall become effective upon the approval of the Departments listed below. Issuance of this permit shall not be construed as a waiver of any other applicable permit or requirement, and is only revocable permission to use the land for the purpose described.

- ___ Public Utilities Water - Brian Simpson [Signature] 3/9/99
- ___ Public Utilities Electric - Bill Mainord [Signature] 3/10/99
- ___ Public Works Traffic - Fran Dunajski [Signature]
- ___ Planning - Jeff Belier [Signature] 3/11/99

APPLICANT: Upon obtaining the above signatures, return this permit to the Public Works Department for final approval.

FINAL APPROVAL

Date 3-12-99

[Signature]
Richard McGrath Public Works Director

ENCROACHMENT PERMIT NO. E - 1428

POSTED. NEST 5/99

TERMS AND CONDITIONS

1. Permittee acknowledges that the area of encroachment is owned or controlled by the City of Riverside.
2. Permittee acknowledges that the described property could be needed for a proposed or planned public improvement and the City may revoke this permit. Upon written notice of revocation, the permittee shall, within the time prescribed by the City, remove all improvements placed, constructed or maintained. If the permittee fails to abide by the removal order of the City, the City shall have the right to remove and destroy the improvements without reimbursement to the permittee. The cost of such removal shall be paid by the permittee to the City and shall constitute a debt owed to the City.
3. Permittee waives the right of claim, loss, damage or action against the City resulting from revocation, termination, removal of improvements or any action of the City, its officers, agents or employees taken in accordance with the terms herein.
4. If the Public Works Director of the City of Riverside finds that the permittee is in default of the terms of this permit, that shall be cause for revocation.
5. Permittee herewith agrees to hold the City of Riverside harmless from and against all claims demands, costs, losses, damages, injuries, actions for damages and/or injuries, and liability in connection with the construction, encroachment, and/or maintenance to be done by permittee within the described property.
6. Prior to any construction taking place on City controlled property, permittee shall obtain a Construction Permit or Street Opening Permit from the City Public Works Department.
7. The permittee agrees to insure that construction of their improvements will not interfere in any way with any existing City or utility facilities.
8. Permitted acknowledges that existing city or utility facilities will require future maintenance, reconstruction, and revisions and that facilities may be added, any of which may result in removal or alteration of the permittee's improvements without reimbursement to the permittee.
9. Prior to construction, permittee shall contact Underground Service Alert to field locate existing utility lines. Any conflicts discovered will void the permit until acceptable revisions are made.

Special Departmental Conditions Attached: Yes

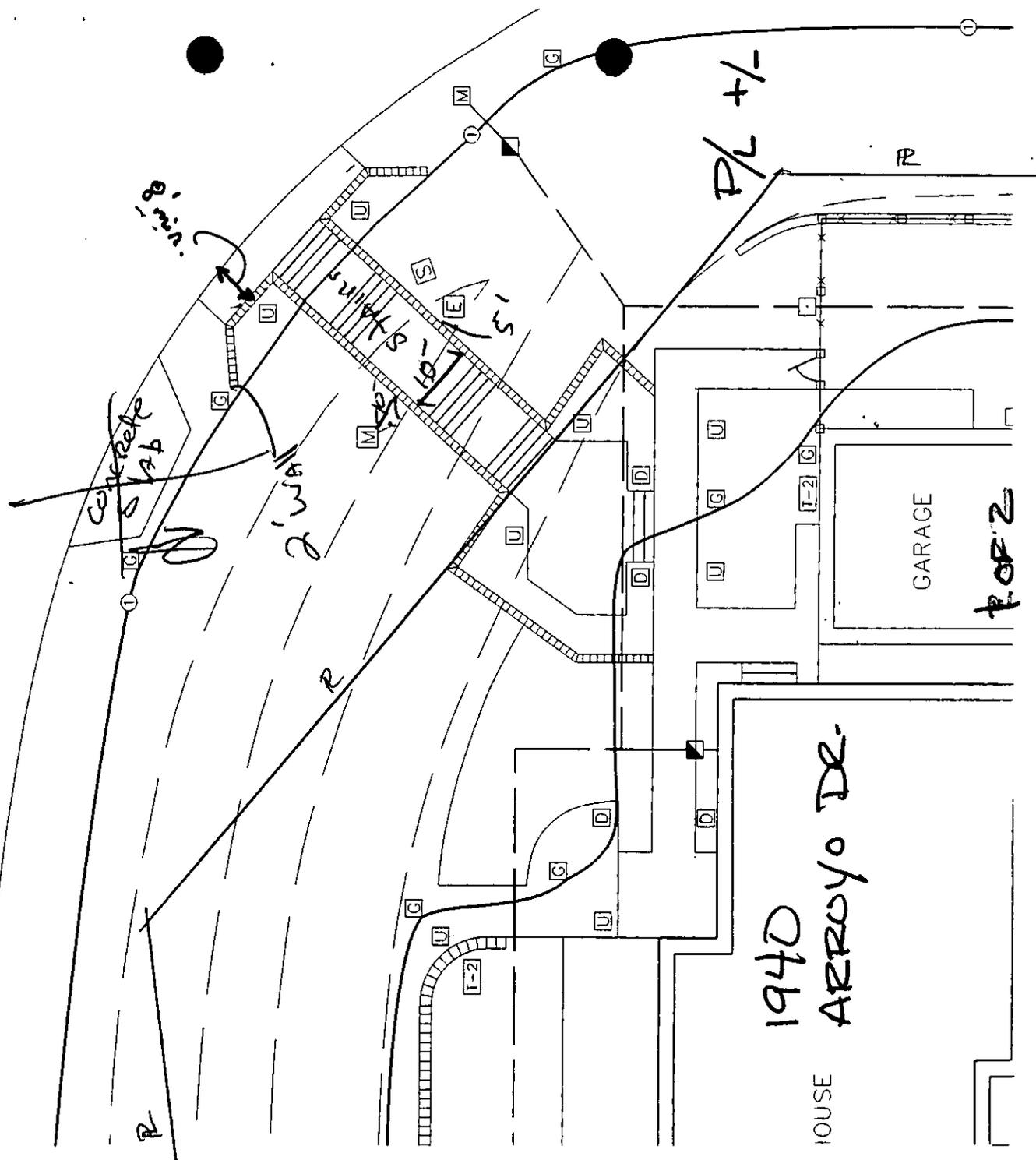
Encroachment Permit - 1940 Arroyo Drive
Special Water Utility Conditions

10. Since the proposed apron will be constructed over a City water main and connections, it shall be asphalt instead of concrete.
11. No improvements, other than said asphalt apron, shall be constructed in front of existing Fire Hydrant No. 5165. A minimum clearance of 3-feet shall be maintained around said fire hydrant.
12. The permittee is responsible for paying the City for any water facility adjustments, if needed, to ensure compatibility with the permitted private improvements.

EXHIBIT "A" 1 OF 2

1940 ARROYO
E.P.
DRIVE

AP# 222-113-34
P/L



1" = 5' ±
E-1428