

Dec 14

ENCROACHMENT PERMIT

Pursuant to action of the City Council of the City of Riverside at its meeting of December 14, 1965 permission is hereby granted to PHILIP L. BOYD

his heirs and assigns, hereinafter referred to as "Permittee" to use and occupy the following described property:

An area under the public right-of-way in front of 3900 Market Street as shown in green on the attached plat which is made a part of this permit.

in accordance with the terms hereof.

1. Permittee shall use and occupy the described property only in the manner and for the purposes as follows:

As a portion of the basement storage area of the building at 3900 Market Street.

2. Permittee, by acceptance of the benefits hereunder, acknowledges title to the property to be in the City of Riverside and waives any right to contest the validity of the dedication or grant.

3. Permittee acknowledges that the described property is the site of a proposed or planned public improvement and that, accordingly, all rights and privileges of use permitted shall cease and expire upon notice of revocation by the City. Upon the expiration or revocation, Permittee shall within the time prescribed by the City, remove all improvements or obstructions placed, constructed or maintained by the Permittee. If the Permittee fails to abide by the removal order of the City within the time prescribed the City shall have the right to remove and destroy the improvements without reimbursement to the Permittee and the cost of such removal shall be paid by the Permittee to the City of Riverside and shall constitute a debt owed to the City of Riverside.

4. Permittee, by acceptance hereof, waives the right of claim, loss, damage or action against the City of Riverside arising out of or resulting from revocation, termination, removal of the improvements or any action of the City of Riverside, its officers, agents or employees taken in accordance with the terms hereof.

5. Finding and determination by the City Council of the City of Riverside that the Permittee, or his heirs and assigns or successors in interest, are in default of the terms hereunder shall be cause for revocation.

DATED: December 17, 1965

CITY OF RIVERSIDE, a municipal corporation

By [Signature] Mayor

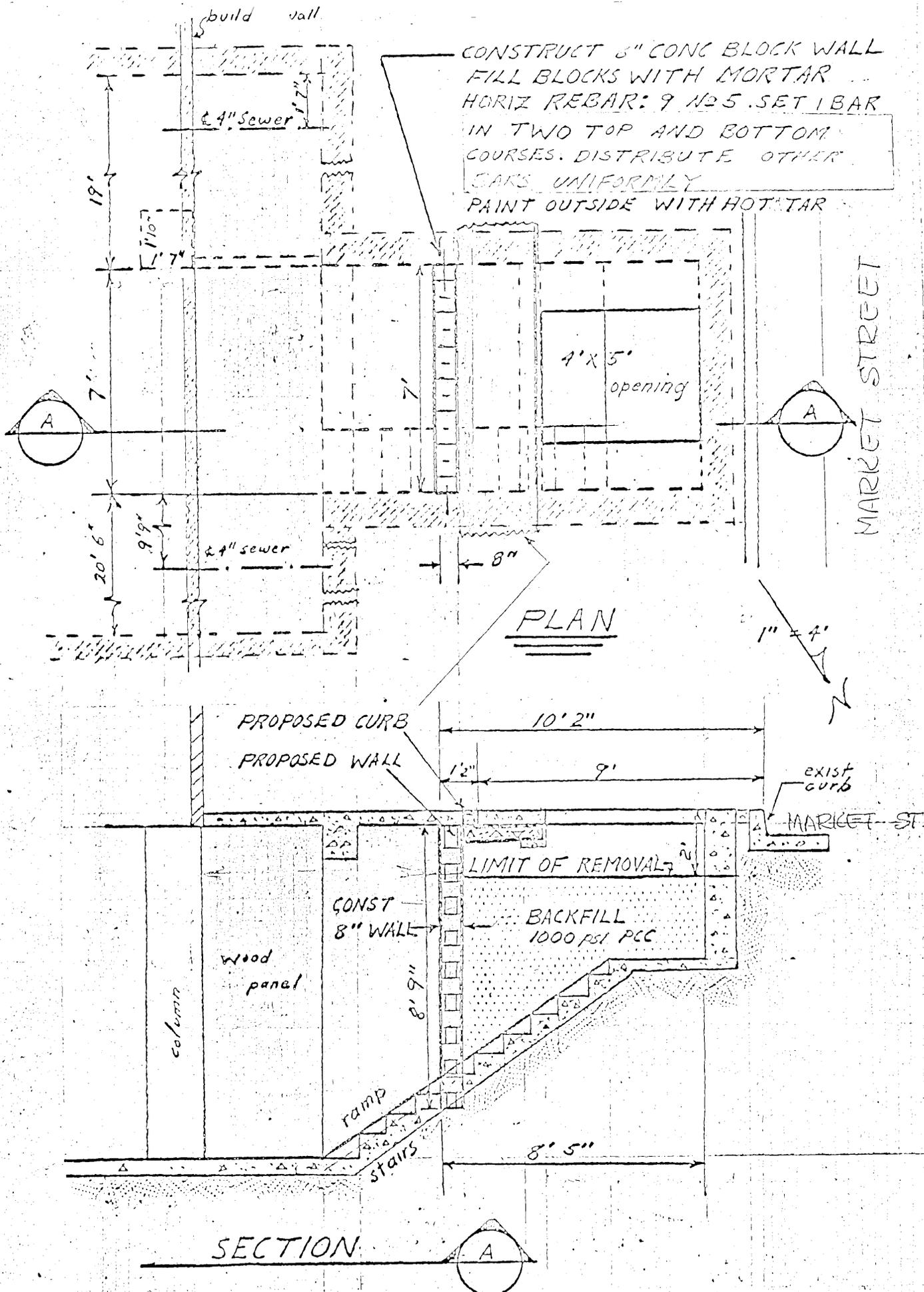
Attest [Signature] City Clerk

The foregoing is accepted by:

[Signature]
PHILIP L. BOYD

APPROVED AS TO FORM:

[Signature]
City Attorney



CONSTRUCT 8" CONC BLOCK WALL
 FILL BLOCKS WITH MORTAR
 HORIZ REBAR: 9 #5. SET 1 BAR
 IN TWO TOP AND BOTTOM
 COURSES. DISTRIBUTE OTHER
 BARS UNIFORMLY
 PAINT OUTSIDE WITH HOT TAR

PLAN AND SECTION OF
 BLOCK WALL BULKHEAD

December 20, 1965

C
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Y

Phillip L. Boyd
3900 Market Street
Riverside, California

Dear Sir:

Enclosed for your files is a fully executed copy of the Encroachment Permit for your continued use of an area under the sidewalk in front of 3900 Market Street and approved by the Council on December 14, 1965.

Very truly yours,

J. F. MARTINEK
Public Works Director

By Ernest Pintor
ERNEST PINTOR
Surveyor

EP:nc

| Public Works Dept. | | | |
|--------------------|---------|-------|--------|
| | Initial | Info. | Action |
| Director | | | |
| Assistant | | | |
| Building | | | |
| Traffic | | | |
| Airport | | | |
| Off. Engr. | | | |
| Cap. Proj. | | | |
| 1911 Act | | | |
| Plan Chk. | | | |
| Rt. of W. | HP | | ✓ |
| Inspection | | | |
| Survey | EP | | |
| Clerical | | | |
| File | | | ✓ |

Encroachment Permit
"ISSUED"

| Public Works Dept. | | |
|--------------------|--------------------|-------------------------------------|
| | Initial | Info./Action |
| Director | <i>[Signature]</i> | <input checked="" type="checkbox"/> |
| Assistant | <i>[Signature]</i> | <input checked="" type="checkbox"/> |
| Building | | |
| Traffic | | |
| Off. Engr. | <i>Wey</i> | <input checked="" type="checkbox"/> |
| Cap. Proj. | <i>GER</i> | <input checked="" type="checkbox"/> |
| 1911 Act | | |
| Plan Chk. | | |
| Rt. of W. | <i>HLP</i> | |
| Inspection | | |
| Survey | <i>[Signature]</i> | <input checked="" type="checkbox"/> |
| Clerical by | <i>[Signature]</i> | <input checked="" type="checkbox"/> |
| File | | <input checked="" type="checkbox"/> |

December 2, 1965

VIRGINIA STROHECKER, CITY CLERK

J. F. MARTINEK, PUBLIC WORKS DIRECTOR

Encroachment Permit - Market Street 8th to 14th Acceptance No. 3089 *Council*

Please place on the Council Agenda at the earliest possible date, the attached encroachment permits for use of an area under the sidewalk in front of the building at 3900 Market Street (White Park Building). This permit is necessitated by new curb location on our Market Street widening project; and removal of a package delivery chute presently in the sidewalk at this address.

Attached also are copies of correspondence relating to this permit, between this department and Mr. Philip L. Boyd, the owner of the building. This department concurs in the granting of the permit.

HLP:JFM:cc
 Attachments
 CC: City Manager
 Legal Department

E-144
 COUNCIL 12/14



ENC. PER
 GENERAL

PHILIP L. BOYD

| Public Works Dept. | | |
|--------------------|------------|-------------------------------------|
| | Initial | Info. Action |
| Director | <i>PLB</i> | <input checked="" type="checkbox"/> |
| Assistant | | <input checked="" type="checkbox"/> |
| Building | | |
| Traffic | | |
| Airport | | |
| Off. Engr | | |
| Can. Proj. | <i>PLB</i> | <input checked="" type="checkbox"/> |
| 1911 Act | | |
| Other | | |
| Rt. of W | <i>PLB</i> | <input checked="" type="checkbox"/> |
| Inspection | | |
| Survey | <i>EP</i> | |
| Clerical | | |
| File | | <input checked="" type="checkbox"/> |

WHITE PARK BUILDING
NINTH AND MARKET STS.
RIVERSIDE, CALIFORNIA
92501

November 29, 1965

Get City to sign and send one copy back to Mr. Boyd.

Mr. J. F. Martinek
Public Works Director
3870 Mulberry Street
Riverside, California

Dear Mr. Martinek:

Enc. Permits General

Attached to this letter are the three executed copies of the Encroachment Permit which you prepared at my request to provide the White Park Building with use of the under sidewalk space.

This agreement is satisfactory, particularly with the supplemental letter of November 17, which I acknowledge and will hold in my file for use when as and if we desire to provide a new sidewalk access to our basement.

Thank you for your personal attention to this subject which has been of great concern and interest to me. At the time when the street is widened and the new sidewalk and curb constructed I shall hope to have an opportunity to install the pipes and valves to the new tree basins. Also I hope we can review again the condition of the sidewalk at the entrance to the building where I believe we will require some new cement work.

Cordially yours,

Philip L. Boyd

Philip L. Boyd

PLB:dc
Enclosure

RECEIVED
NOV 30 1965

DEPT. OF PUBLIC WORKS

E-144

C
O
P
Y

Mr. Philip L. Boyd
White Park Building
Ninth and Market Streets
Riverside, California 92501

November 17, 1965

| Public Works Dept. | | |
|--------------------|--------------------|-------------------------------------|
| | Initial | Info. Action |
| Director | <i>JFM</i> | <input checked="" type="checkbox"/> |
| Assistant | <i>[Signature]</i> | <input checked="" type="checkbox"/> |
| Building | | |
| Traffic | | |
| Airport | | |
| Off. Engr | <i>[Signature]</i> | <input checked="" type="checkbox"/> |
| Cap. Proj. | <i>[Signature]</i> | <input checked="" type="checkbox"/> |
| 1911 Act | | |
| Plan Chk. | | |
| Rt. of W | | |
| Inspection | | |
| Survey | | |
| Clerical | | |
| File | | <input checked="" type="checkbox"/> |

Market St widening 8th to 14th

Dear Mr. Boyd:

This is in answer to your letter of November 15, 1965. As we discussed the other day on the site, the City is planning to construct and pay for the new concrete block wall and backfill necessitated by the closing of the existing sidewalk opening to the basement of your building.

It is my understanding that the existing sidewalk opening will be relocated at your expense to a location behind the new curb and gutter. As Clinton Marr suggested the day we met on the site, a good location might be that area closer to the building.

If in the future you want an additional opening through the sidewalk to your basement, I am sure we would recommend to the City Council that such be granted through an Encroachment Permit.

I hope this will answer the questions posed in your letter of November 15, 1965. If not, please feel free to call any time.

Yours very truly,

J. F. MARTINEK
Public Works Director

JFM:br

E-144

PHILIP L. BOYD

| Public Works Dept. | | | |
|--------------------|---------|------|--------|
| | Initial | Info | Action |
| Director | | | |
| Assistant | | | |
| Building | | | |
| Traffic | | | |
| Airport | | | |
| Off. Engr | | | |
| Cap. Pres. | | | |
| 1911 Act | | | |
| Plan Cl. | | | |
| Rt. of W | | | |
| Inspection | | | |
| Survey | | | |
| Clerical | | | |
| File | | | |

WHITE PARK BUILDING
NINTH AND MARKET STS.
RIVERSIDE, CALIFORNIA
92501

November 15, 1965

Mr. J. F. Martinek
Public Works Director
3870 Mulberry Street
Riverside, California

Dear Mr. Martinek:

The Encroachment Permit which was enclosed in your letter of November 10, seems to me to be in good order for my execution as it refers to protection for our continuing use of the building area under the sidewalk after the street widening.

However, I am a little concerned over not having the assurance that the City will pay for the new concrete block wall and back fill which is made necessary by the new curb line.

Also, I seek the assurance that I can obtain a future permit for a new metal door and access through the remaining sidewalk should my basement tenant require a package delivery chute.

Cannot these two commitments be incorporated in a separate letter to me which I can receive at the time I execute the Encroachment Permit?

Cordially yours,

Philip L. Boyd

Philip L. Boyd

RECEIVED

NOV 16 1965

DEPT. OF PUBLIC WORKS

PLB:dc

E-144