

ENCROACHMENT PERMIT

Pursuant to action of the City Council of the City of Riverside at its meeting of permission is hereby granted to SMART AND FINAL IRIS

COMPANY

its heirs and assigns, hereinafter referred to as "Permittee" to use and occupy the following described property: the ten-foot public utilities easement on the westerly side of Lot 1 of 'Non-Residential M-2' General Manufacturing Subdivision M-34, as shown in Riverside County Records, Map Book 35, Pages 7 and 8.

*1791 Third St.*

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: To construct and maintain a concrete dock as shown on Exhibit "A" attached hereto and made a part of this permit.

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.

*3-6/18*

*E-204*

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.

6. Permittee herewith agrees to hold the City of Riverside harmless from and against all claims, demands, costs, losses, damages, injuries, action for damages and/or injuries, and liability growing or arising out of or in connection with the construction, encroachment, and/or maintenance to be done by Permittee or his agents, employees or contractors within the described property.

DATED: September 6, 1968

CITY OF RIVERSIDE, a municipal corporation

By [Signature] Mayor

Attest [Signature] City Clerk

The foregoing is accepted by:

**SMART AND FINAL IRIS COMPANY**

By

[Signature]  
(Signature(s) of Permittee)

APPROVED AS TO CONTENT

[Signature]  
CITY MANAGER

APPROVED AS TO FORM:

[Signature]  
City Attorney

CL-304-415A  
1/68

APPROVED AS TO DESCRIPTION

[Signature]  
GEN. SUPT. & CHIEF ENGINEER

E-204



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

September 13, 1968

Jack H. Mac Donald Company, Inc.  
 321 South San Vicente  
 Los Angeles, California 90048

Attention: Mr. Dick Rennacker

Re: Encroachment Permit

Dear Mr. Rennacker:

Enclosed is a fully executed original of the  
 Encroachment Permit for the Smart & Final Iris Company.

Yours very truly,

J. F. MARTINEK  
 Public Works Director

By WILLIAM D. GARDNER  
 Chief Public Works Engineer

DCK:WDG:mh  
 Enclosure: Encroachment Permit

C  
O  
P  
Y

please  
Post

September 3, 1968

A. M. Rice, Property Management Officer

F. G. Porphir, Principal Engineer, PUD

BUILDING PERMIT - 1791 THIRD ST.

This is in answer to your memo of August 29 regarding a request from Smart and Final Iris Co. for permission to build a concrete dock within an existing Public Utilities Easement.

We have checked the location and it is our opinion that the proposed construction would not interfere with use of the easement. The Public Utilities Department, therefore, has no objections to the encroachment of the easement for the purpose described.

An agreement may be prepared which would allow an 8 1/2 foot encroachment on the 10 foot PUE. However, Mr. Gilbert's offer to cover the area of the easement with asphaltic pavement, while desirable, should not be construed to be "in return" for permission to encroach. Such an improvement would be to the company's benefit only and we would want to continue to exercise control over this easement.



FGP:mh

CC: D. Campbell  
✓ H. Kamrath, Public Works

Public Works Dept.		
	Initial	Info. Action
Director		
Assistant	<i>WJG</i>	
Building		
Traffic		
Airport		
Off. Engr.	<i>WJG</i>	✓
Cap. Proj.		
1911 Act		
Plan Chk.		
Rt. of W.		
Inspection		
Survey		
Clrical		
<i>Dock</i>	<i>WJG</i>	✓
File		✓

RECEIVED

SEP 4 1968

DEPT. OF PUBLIC WORKS

Encroachment Request  
General

E-209

CITY OF RIVERSIDE - INTER-OFFICE COMMUNICATION

Date August 30, 1968

TO: JOHN B. WENTZ, CITY MANAGER

FROM: WILLIAM D. GARDNER, CHIEF PUBLIC WORKS ENGINEER

SUBJECT: ENCROACHMENT PERMIT FOR SMART AND FINAL IRIS COMPANY

Please approve the attached Encroachment Permit. After approval, please give the attached letter from the applicant, and the permit to the Mayor for his execution. Issuance of the permit is recommended by the Public Utilities Department.

The permit provides for the construction and maintenance of a concrete dock

encroaching into a public utilities easement.

The permit has been approved to form by the City Attorney.

DCK:WDG:br  
 Attachments: Encroachment Permit  
 Letter from Applicant  
 cc: Public Utilities Department - Electric

Public Works Dept.		
	Initial	Info. / Action
Director	<i>JW</i>	<input checked="" type="checkbox"/>
Assistant	<i>WDG</i>	<input checked="" type="checkbox"/>
Building		
Traffic		
Airport		
Off. Engr.	<i>WDB</i>	<input checked="" type="checkbox"/>
Cap. Proj.		
1911 Act		
Plan Chk.		
Rt. of W		
Inspection		
Survey		
Clerical		
	<i>DCK</i>	
File		<input checked="" type="checkbox"/>

Encroachment Permit  
 General

E-209

August 29, 1968

Public Utilities Department  
Attention: Mr. Don Campbell

A. M. Rice, Property Services Manager

BUILDING PERMIT - 1791 THIRD STREET

Mr. E. M. Gilbert of Smart and Final Iris Company has applied for an encroachment permit by his letter of August 27, 1968, a copy of which is attached.

The encroachment permit would pertain to construction within the Public Utilities easement (ten feet wide) along the west line of the east one-half of the southeast one-fourth of the northeast one-fourth of Section 24 and is the westerly ten feet of Lot 1, nonresidential M-2, Subdivision Number 34.

I have not seen their plot plan, but I believe this property is also known as 1791 Third Street. Mr. Bill Furey, Superintendent of Building, has their plot plan in connection with the building permit application.

Please study their request and then determine the encroachment, if any, that would be compatible with your easement use. Perhaps you might wish to discuss this matter with Mr. Gilbert.

The final result, of course, should be the creation and approval of any mutually agreed on encroachment.

Please contact us if we can be of assistance.

AMR:fn

Enclosure

- cc Public Works Department, Engineering Division ✓
- Public Works Department, Building Division
- Planning Department
- Mayor Lewis
- Mr. E. M. Gilbert

Public Works Dept.			
	Initial	Info.	Action
Director			
Assistant	<i>WJ</i>		
Building			
Traffic			
Airport			
Off. Engr.	<i>WJ</i>		
Cap. Proj.			
1911 Act	<i>WJ</i>		
Plan Chk.			
Rt. of W			
Inspection			
Survey			
Clerical			
File	<i>DK</i>		

*Encroachment Permit - waiting to be executed by Mayor. WJ*

*Encroachment Permit General*

RECEIVED  
AUG 30 1968

DEPT. OF PUBLIC WORKS

E-204

RECEIVED

AUG 29 1968

PHONE: LUDLOW 9-3131

MAILING ADDRESS

P.O. BOX 2377, TERMINAL ANNEX

LOS ANGELES 54, CALIFORNIA

PROPERTY  
MANAGEMENT

Smart & Final Iris Co. / 4700 South Boyle Avenue, Vernon, California

August 27, 1968

RECEIVED

AUG 28 1968

Honorable B. H. Lewis, Mayor  
City of Riverside  
7th & Orange Streets  
Riverside, Calif. 92501

MAYOR'S OFFICE

Dear Mayor Lewis:

1991  
Third St. S.

We wish to make the following request in connection with building project at the new property on Third Street near Durahart, described as follows: Lot one of non-residential M-2 general manufacturing subdivision No. M-34 as shown by map on file in book 35 pages 7 and 8 of Maps in Riverside County records. In the City of Riverside.

As per application on file with your building department we propose to build a new building on the property to serve as our wholesale grocery Cash & Carry store. Because of changes in our business, it has become necessary to use larger buildings for our displays and added volume. After purchasing the property we learned of certain restrictions and easements that prevented us from properly utilizing the property. To allow us to erect a building of adequate size and to make proper utilization of the property we request to be allowed to construct a small concrete dock on the west side of our building to the rear which is fifteen feet by thirteen feet six inches and forty four inches high. To do this eight feet six inches of said dock would extend into the ten foot easement on the west.

It is our understanding this easement is for telephone lines and our encroachment would in no way hinder its utilization for intended purposes.

In return we propose to cover entire area of said easement to the front or south with asphaltic pavement thereby preventing an unimproved source of weeds, trash collection area, or unsightly nuisance. We feel this would be a big improvement for the future of this area of your city and is a means to eliminate this unsightly unimproved easement and still maintain it for its intended future use.

We thank you for your consideration of this problem for us as we feel granting of this request is of great importance to us and that it would benefit the City as above.

Sincerely yours,

*E. S. Gilbert*

E. S. Gilbert  
Manager of Buildings

W H O L E S A L E G R O C E R Y I N C E 1 8 7 1

E-204

C  
O  
P  
Y

August 16, 1968

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

*E-Permits  
General*

Jack H. Mac Donald Company, Inc.  
321 South San Vicente  
Los Angeles, California 90048

Attention: Mr. Dick Reunacker  
*Reunacker*

Re: Encroachment Permit

*Reunacker*  
Dear Mr. Reunacker:

Enclosed are three copies of an Encroachment Permit for the construction of a concrete dock in a 10-foot Public Utility Easement.

Please have all three copies signed and return them to this office along with a letter addressed to the "Honorable Mayor," requesting approval of the Encroachment Permit, and stating the reasons for requesting the approval.

Your letter to the Mayor and the Encroachment Permit will then be sent by us to the City Clerk for execution by the Mayor.

Yours very truly,

J. F. MARTINEK  
Public Works Director

By *W. D. Gardner*  
WILLIAM D. GARDNER  
Chief Public Works Engineer

DCK:WDG:mh  
Enclosure: Encroachment Permit  
cc: Public Utilities Department - Electric

E-209

JACK  
H.

MACDONALD

*Company Inc.*

- BRADSHAW 2-3131
- 321 SO. SAN VICENTE LOS ANGELES ~~CA~~
- INDUSTRIAL BUILDING CONTRACTORS

90048

*Mr Knoop,*

*Please prepare forms for an encroachment permit for the dock indicated on the enclosed drawing. We would appreciate your mailing the forms for signatures to the above address.*

*Thank you*

*Dick Remacher*  
Remacher

Public Works Dept.		
	Initial	Info.   Action
Director		
Assistant		
Building		
Traffic		
Airport		
Off. Engr.	<i>RB</i>	
Cap. Proj.		
1911 Act		
Plan Cbk.		
Rt. of W		
Inspection		
Survey		
Clerical	<i>Dans Jones</i>	<input checked="" type="checkbox"/>
File		

RECEIVED  
AUG 12 1968

DEPT. OF PUBLIC WORKS

E-204