

ENCROACHMENT PERMIT

Pursuant to Resolution No. 11065 of the City of Riverside, permission is hereby granted to National Ice and Cold Storage Company of California, 3115 Twelfth Street, Riverside, California

their heirs and assigns, hereinafter referred to as "Permittee" to use and occupy the following described property. A ten-foot storm drain easement and a sewer easement in a portion of Block 10, Range 1 as shown on Exhibit "A" attached hereto.

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: for the construction and maintenance of a reinforced concrete slab as shown on Exhibit "A" attached hereto and made a part of this Encroachment Permit.

The Permittee shall be liable for any damage done to the sanitary sewer or storm drain during the construction of the concrete slab.

If it should become necessary for the City to do maintenance, repair work, or replacement of the storm drain or sanitary sewer, the permittee shall remove and replace the reinforced concrete slab at his own expense.

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.

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: June 19, 1969

CITY OF RIVERSIDE, a municipal corporation

By Arthur J. Beck Mayor ^{Pro} Tempore

Attest Virginia J. Strickland City Clerk

The foregoing is accepted by:

(Signature(s) of Permittee)

NATIONAL ICE & COLD STORAGE Co
OF CALIFORNIA

by F. Johnson
DIVISION MANAGER

APPROVED AS TO CONTENT

[Signature]
Department Head

APPROVED AS TO FORM

[Signature]
City Attorney

CITY MANAGER APPROVAL

[Signature]
City Manager

CITY OF RIVERSIDE INTER-OFFICE COMMUNICATION

DATE June 10, 1969

TO: William D. Gardner, Chief Public Works Engineer

FROM: George M. Hubbard, Public Service Director

SUBJECT: ENCROACHMENT PERMIT FOR NATIONAL ICE AND COLD STORAGE COMPANY OF CALIFORNIA

The following is in response to your memorandum of May 28, 1969 on the same subject.

Public Service has no objection to granting an encroachment permit so long as there is adequate protection above the top of the storm drain to withstand the loading dock without fracturing the drain line. Should this occur, we feel it would be the responsibility of National Ice & Storage Company to make necessary repairs to meet Public Works specifications.

We have no work planned in these easements in the near future but will make periodic storm drain inspections by crawling the line and removing obstructions as required.

George M. Hubbard

JVT:ev

cc: J. V. Tavaglione

RECEIVED

JUN 11 1969

DEPT. OF PUBLIC WORKS

To be filed with Encroachment Permit.
DCK

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

Make sure this isn't discarded
nkc

WDG

E-253

