

COUNTY OF RIVERSIDE

Office of
County Surveyor
and
Road Commissioner

File

Riverside, California

ENCROACHMENT PERMIT

PERMISSION IS HEREBY GRANTED TO:

The City of Riverside, pursuant to the provisions of Section 2 of the City of Riverside Ordinance No. 2052, adopted by the Riverside City Council at its meeting on April 6, 1954; to enter upon those portions of Van Buren Boulevard (formerly known as Van Buren Street) as established as a part of the Riverside County Road System by said action of the City Council, for the purpose of the use, operation, repair, and maintenance of the City of Riverside's sanitary sewer and appurtenances as excepted thereunder.

Any work, repairs, maintenance, or additional connections on said sanitary sewer and appurtenances which involve removal of portions of the pavement or other structural sections of Van Buren Boulevard shall be subject to the provisions of this encroachment permit, and to the specific inspection and approval of the County Road Commissioner, especially as regards to the replacement of said materials and sections.

GENERAL PROVISIONS

1. Definition: This permit is issued under the Riverside County Ordinance No. 162b. The term "encroachment" is used in this permit as defined in Section 1480 of the Streets and Highways Code.
2. Acceptance of Provision: It is understood and agreed by the Permittee that the doing of any work under this permit shall constitute an acceptance of the provisions of Riverside County Ordinance No. 162b and the provisions of Division 2, Chapter 6, of the Streets and Highways Code.
3. No Precedent Established: This permit is granted with the understanding that this action is not to be considered as establishing any precedent on the question of the expediency of permitting any certain kind of encroachment to be erected within right of way County highways.
4. Keep Permit on the Work: This permit shall be kept at the site of the work and must be shown to any representative of the Road Commissioner of the County of Riverside.

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5. Permits from Other Agencies: The party or parties to whom this permit is issued shall, whenever the same is required by law, secure the written order or consent to any work hereunder from the Public Utilities Commission of the State of California, or any other public board having jurisdiction, and this permit shall be suspended in operation unless and until such order or consent is obtained.

6. Protection of Traffic: Adequate provision shall be made for the protection of the traveling public. Barricades shall be placed with red lights at night, also flagmen employed, all as may be required by the particular work in progress.

7. Minimum Interference with Traffic: All work shall be planned and carried out so that there will be the least possible inconvenience to the traveling public except for the specific work permitted.

8. Storage of Material: No material shall be stored within eight (8) feet from the edge of pavement or traveled way or within the shoulder line where the shoulders are wider than eight feet.

9. Clean Up Right-of-Way: Upon completion of the work, all brush, timber, scraps and material shall be entirely removed and the right of way left in as presentable condition as before the work started.

10. Supervision of Grantor: All the work shall be done subject to the supervision of, and to the satisfaction of, the County Road Commissioner.

11. Liability for Damages: The Permittee is responsible for all liability for personal injury or property damage which may arise out of work herein permitted, or which may arise out of failure on the Permittee's part to perform his obligations under this permit in respect to maintenance. In the event any claim of such liability is made against the County of Riverside, or any officer or employee thereof, Permittee shall defend, indemnify, and hold them and each of them harmless from such claim.

12. Making Repairs: If the grantor shall so elect, repairs to paving which has been disturbed shall be made by employees of the grantor and the expenses thereof shall be borne by the Permittee, who shall purchase and deliver on the road the materials necessary for said work as directed by the Road Commissioner. All payments to laborers, inspectors, etc., employed by said grantor for or on account of the work herein contemplated, shall be made by said Permittee forthwith on receipt of written orders, pay rolls or vouchers approved by grantor.

With the exception of work required by emergency, the City of Riverside shall give the County Road Commissioner at least three (3) days notice prior to the starting of any work within, or immediately adjacent to the travelled way portions of Van Buren Boulevard. "Travelled Way" shall be defined as those portions of the roadway having a bituminous or concrete surface.

13. Care of Drainage: If the work herein contemplated shall interfere with the established drainage, ample provision shall be made by the Permittee to provide for it as may be directed by the grantor.

14. Maintenance: The grantee agrees by the acceptance of this permit to exercise reasonable care to maintain properly any encroachment placed by it in the highway and to exercise reasonable care in inspecting for and immediately repairing and making good any injury to any portion of the highway which occurs as a result of the work done under this permit, including any and all injury to the highway which would not have occurred had such work not been done or such encroachment not placed therein.

PIPES AND CONDUITS

15. Crossing Roadway: Service and other small diameter pipes shall be jacked or otherwise forced underneath pavement without disturbing same. Pavement or roadway shall not be cut if other methods are feasible. Service pipes will not be permitted inside of metal culvert pipes used as drainage structures.

16. Tunneling: No tunneling will be permitted except on major work as may be specifically set forth in a separate permit to be drawn at the time the work is contemplated.

17. Depth of Pipes: There shall be a minimum of thirty inches (30") cover over all pipes or conduits.

18. Backfilling: All backfilling shall comply with good practice to prevent settlement. Backfill material shall be brought to optimum moisture content and thoroughly compacted so as to obtain a compaction of 90% maximum obtainable.

19. Preserve Surfacing Material: Whenever a gravel, crushed rock, or treated base course is trenched, such material shall be placed at one side and when backfilling is started the material shall be replaced in its original position.

20. Maintain Surface: The Permittee shall maintain the surface over structures placed hereunder as long as necessary to insure a smooth riding surface.

21. Pipes Along Roadway: Pipes and utilities paralleling the pavement shall be located at the distance from traveled way and at such depth as specifically directed by the Road Commissioner. Cutting of tree roots will not be permitted.

POLES, WIRES, OR OTHER UTILITIES

In the event that the City proposes to install any completely new utility distribution systems within those portions of Van Buren Boulevard covered herein, it shall be understood that such new systems may only be installed within the ten (10) foot outside strips reserved for such purposes within the fully developed right of way of Van Buren Boulevard, except that necessary crossings between such strips will be permitted subject to all con-

ditions of this permit.

The acceptance and approval by the City of Riverside of this encroachment permit does not relinquish or waive any of the rights reserved by the City by Ordinance No. 2052, and the permit makes provision for the proper exercise of the reserved rights, and such provisions are accepted by the City.

This permit shall be of indefinite duration and shall become effective immediately upon approval by the City of Riverside, shall apply only to those portions of Van Buren Boulevard more particularly described as follows:

Beginning at the southwest corner of Section 31, Township 2 South, Range 5 West, S.B.B. & M., said point being on the center line of Arlington Avenue and on the westerly limits of the City of Riverside;

Thence N. 0° 17' 30" E. on the west boundary of said Section 31, being also the boundary of the City of Riverside, a distance of 2,371.54 feet;

Thence southeasterly on the arc of a 2,094 foot radius curve, concave westerly and curving to the right from a tangent which bears S. 15° 47' 44" E. through an angle of 16° 05' 14" for an arc distance of 587.94 feet;

Thence S. 0° 17' 30" W., parallel with and 82 feet east of the west line of said Section 31 for a distance of 1,791.28 feet to the center line of Arlington Avenue;

Thence west on said center line 82 feet to the point of beginning.

Dated: July 30, 1954

Signed by
A. C. KEITH
/s/ A. C. KEITH
A. C. Keith, County Surveyor
& Road Commissioner

APPROVED AS TO FORM:
City Attorney Albert Ford
County Counsel Ray T. Sullivan, Jr.

APPROVED AS TO DESCRIPTION:
City Engineer M. H. Irvine