ENCROACHMENT PERMIT

The City of Santa Cruz (City) grants to _____an encroachment permit on and along that section of the public right-of-way known as _____shown in Exhibit 1, incorporated herein by reference. Said improvement shall serve assessor's parcel number_____

Permittee shall_____in a manner satisfactory to the Director of Public Works of City, and shall maintain such in good repair, and in a clean, safe and sightly condition at Permittee's sole expense, all to the satisfaction of the Director of Public Works of the City.

Permittee shall defend, indemnify and hold the City harmless from any and all loss, cost, liability, or expense and from any judgments or damages to any person or property arising out of, either directly or indirectly, or in connection with, the maintenance or presence of_____installed by the Permittee or the use of_____ by the Permittee or any other third party.

Permittee shall further defend, indemnify, save, and hold the City harmless from and against any claim of loss, damages, or liability to Permittee or any other person arising out of or in connection with City's revocation of said permit.

Permittee shall obtain and maintain throughout the term hereof, public liability and property damage insurance in a minimum amount of $1,000,000 combined single limit per occurrence for bodily and personal injury and property damage liability. Such insurance shall name City and its officers, agents, and employees as additional insured's, and shall not be cancelable or subject to modification without at least thirty (30) days written notice to the City.

Permittee shall present a certificate of insurance or other acceptable written evidence of such insurance and shall, on an annual basis, provide acceptable evidence of renewal of coverage.

This permit shall be revocable by City at any time and without further notice. Within thirty (30) days after receiving notice from City of revocation of this permit, Permittee shall, upon demand from City, at his/her sole cost and expense, remove all improvements installed by Permittee pursuant to this permit, and shall restore the premises as nearly as practicable to its condition prior to such installation.

DATE: _____

APPROVED AS TO FORM:

_____
City Attorney

CITY OF SANTA CRUZ

BY:_____
Director of Public Works

_____
Permittee