

ENCROACHMENT PERMIT

Pursuant to Resolution No. 11065 of the City of Riverside, permission is hereby granted to Joel Udayke, as sub lessee
3697 Arlington Avenue
Riverside, CA 92506

his heirs and assigns, hereinafter referred to as "Permittee" to use and occupy the following described property. All that portion of Arlington Avenue as conveyed to the City of Riverside by deed recorded January 8, 1965 as Instrument number 2607, O. R. Riverside County, California.

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 install and maintain an illuminated commercial and business name sign, 4 feet high, 5.5 feet wide, mounted on posts with 9 feet of separation, encroaching into said Arlington Avenue as shown on attached Exhibit "A" attached hereto, and made a part of this document by this reference.

1a. Permittee having full knowledge that Arlington Avenue will be widened in the future; hereby agrees to remove said sign at that time.

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: September 6, 1978 CITY OF RIVERSIDE, a municipal corporation
By Ed Brown Mayor
Attest Alice A. Hare City Clerk

The foregoing is accepted by:
Joel Udayne
(Signature(s) of Permittee)

APPROVED AS TO CONTENT
Robert C. Walker
Department Head

APPROVED AS TO FORM
John Woodhead
City Attorney

CITY MANAGER APPROVAL
Joseph P. Nugent
City Manager

EXHIBIT 'A'

BROCKTON AVENUE

30'
45'
49'

R/B

NORTH

ASPHALT
PARKING

3897

6" CONC. CURB

LANDSCAPED AREA

SIDEWALK

ARLINGTON AVENUE

32'
55'
59'

° CITY OF RIVERSIDE, CALIFORNIA °

SHEET 1 OF 1

SCALE: 1" = 30'

DRAWN BY RCH DATE 8/28/18

SUBJECT ENCLOSURE FOR 3897 BROCKTON