



City of Palo Alto

Public Works Engineering

Phone: 650/329-2151 FAX: 650/329-2299

www.cityofpaloalto.org

ENCROACHMENT PERMIT FOR NEWSRACKS

Check each box that applies: Downtown Special Newsrack Area Citywide Newsrack Area

Please print or type the below information: (If the applicant will be distributing more than one publication, attach a list of each publication.)

PERIODICAL NAME: _____

PUBLISHER NAME: _____

FREQUENCY OF PUBLICATION: Daily or more often than weekly Weekly
 Less than weekly but more often than monthly Monthly or less

NEWSRACK LOCATION(S): See below See attached
Note: List the specific street address for each newsrack **and** list the Downtown Special Newsrack Area separately.

PUBLISHER:

Company Name: _____

Contact Name: _____

Address: _____

Voice Phone: (____)_____-____ X_____

FAX Phone: (____)_____-_____

Email: _____

DISTRIBUTOR:

Company Name: _____

Contact Name: _____

Address: _____

Voice Phone: (____)_____-____ X_____

FAX Phone: (____)_____-_____

Email: _____

PERMIT SPECIAL PROVISIONS

Pursuant to the provisions of Chapter 9.79 of the Palo Alto Municipal Code, permission is hereby requested to install and maintain a newsrack(s) at the indicated location(s) in the manner described in the special provisions and attachments.

An abandoned or non-complying newsrack may be removed by the City and impounded, pursuant to the notice and hearing procedures set forth in Section 9.79.120. The City may dispose of the newsrack if the Permittee does not claim the newsrack and pay any required fees within thirty (30) days of its removal. The Permittee agrees that in the event of failure to remove such encroachment within the time specified, the same may be removed, and the City's property restored, by the City, and the cost collected from the Permittee, pursuant to the provisions of Sec 12.12 of the Palo Alto Municipal Code.

The Permittee agrees to indemnify, defend and hold harmless, the City and its representatives from all claims, demands, losses, fines or liability to the extent arising out of or in connection with the installation, use or maintenance of any newsrack on public property by or on behalf of the Permittee, except such injury or harm as may be caused solely and exclusively by the negligence of the City or its authorized representatives.

The Permittee agrees, upon removal of a newsrack, to repair any damage to the public property caused by the newsrack or its removal at Permittee's expense. This includes the patching of the sidewalk.

Permit No. ENC-

PERMIT SPECIAL PROVISIONS (Cont'd)

Permittee hereby accepts this permit subject to all conditions set forth herein, and the included Permit Special Provisions and attached Special Conditions, and agrees that all of said conditions and provisions shall be binding on Permittee, co-owners, heirs, assignees, transferees and successors in interest of every nature. This permit shall expire when the encroachment described within does not commence within sixty (60) days of the date of approval.

Permittee shall maintain the newsrack in accordance with the standards set forth in Chapter 9.79 of the PAMC.

In the event that construction, reconstruction or maintenance work to City facilities requires relocation or modification of the newsrack, such required relocation or modification work shall be done by the Permittee at Permittee's sole expense.

This permit shall expire on June 30, 2012. If the newsrack owner wishes to continue having newsracks on the public sidewalk after the permit expires, he must apply for a new permit. Permits are good for 3 years.

Any permit for any encroachment placed in the public right-of-way may be revoked and demand made for removal. For newsracks, this revocation is subject to the notice and hearing procedures set forth in PAMC Section 9.79.120. Notwithstanding the provisions of subsections (a) and (b), prior notice and an opportunity to be heard shall not be required prior to removal of any newsrack that is installed or maintained in such a place or manner as to pose an immediate or clear and present danger to persons, vehicles or property or any newsrack that is placed in any location without a permit.

In the event of a change in any of the information contained in this permit, the Permittee shall submit such change in writing to the City Engineer.

See Attachment(s) _____ for additional permit special conditions.

The below signer(s) is(are) agreeing to the responsibility for the permitted encroachment(s) as contained and provided within the approved permit with associated conditions and attachments.

X _____
Publisher Authorized Representative Signature

X _____
Distributor Authorized Representative Signature

Print Name

Print Name

Print Title

Print Title

Date

Date

For the City Engineer:

PERMIT APPROVED

DATE