

L.P.T.  
4-21-14

14-696

**SIDEWALK ENCROACHMENT PERMIT**

This Agreement made by and between the City of Manitowoc, Wisconsin, a municipal corporation, hereinafter referred to as "City" and \_\_\_\_\_, hereinafter referred to as "Business." Phone: \_\_\_\_\_

The parties hereto agree as follows:

- 1. Grant. The City hereby grants Business the privilege to encroach on a portion of sidewalk right-of-way located at \_\_\_\_\_, Manitowoc, Wisconsin to conduct a sidewalk sale during the dates and time of the 2014 Manitowoc Farmers Market as listed below:

Tuesdays:	12:00 pm - 6:00 pm	June 10 to October 7
Saturdays:	8:00 am - 2:00 pm	May 17 to October 25

- 2. Conditions. Any property of Business in the right-of-way shall be set back 15 feet out of the vision triangle of the property and allow for at least 4' of safe pedestrian passage on the sidewalk between the street and Business. All property of Business shall be set up no more than one hour before the Farmers Market opening and removed within one hour of the Farmers Market closing. No property set up shall block access to any building exits or alleyways.
- 3. Consideration. In consideration for the grant of this privilege, Business agrees to maintain this property in conformity with City requirements.
- 4. Termination. This Agreement shall terminate should Business fail to comply with the terms of this agreement. In addition, the City shall have the right to terminate this agreement upon 10 days written notice to Business. Such notice is to be delivered in the manner required by statute for the service of a summons.
- 5. Parties. This agreement shall be binding upon and inure to the benefit of the parties hereto as well as their successors and assigns.
- 6. **Insurance**. Business shall provide the City with proof of liability insurance with a limit of not less than \$100,000 per person, \$500,000 per occurrence before a permit will be issued.
- 7. Implementation. This agreement shall not be effective until it has been executed by the authorized persons for the City as well as Business. Failure to properly execute this agreement makes the agreement null and void.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2014.

**CITY OF MANITOWOC**

By: _____	_____
Justin M. Nickels, Mayor	<i>Insert Business Name</i>
By: _____	_____
Jennifer Hudon, City Clerk/Dep. Treasurer	<i>Signature</i>
By: _____	_____
	<i>Print Name &amp; Title: _____</i>
	_____
	<i>Signature</i>
	_____
	<i>Print Name &amp; Title: _____</i>

This permit was drafted by Kathleen M. McDaniel, City Attorney