

MINOR STREET PRIVILEGE PERMIT-SPRINKLER SYSTEM

Permit # _____ **Receipt #** _____ **Date** _____

Location _____

Addition _____ **Block #** _____ **Lot #** _____

Owner/Address _____

1. City Code Section 10.08.070, Liability of Permittee - To save and hold City harmless. It shall be a condition of the use or enjoyment of any minor street/minor use privilege that the permittee shall save and hold the City harmless of any and all liability claims or expenses of any kind caused by, or growing out of, the construction, maintenance, operation, relocation, discontinuance or abandonment of such minor street privileges.
2. Liability insurance covering the encroachment authorized by the minor street/minor use privilege is required to be maintained in continuous force during the construction and through the continued use of the encroachment.
3. Permittee is responsible for ensuring that all permits required under City Ordinance(s) will be secured by the permittee or their contractor(s).
4. City Code Section 10.08.190 Same - In addition to inspection, construction and other permit fees. All permit fees established for the enjoyment of minor street privileges shall be separate from and in addition to inspection, construction and other permit fees.
5. By accepting the minor street privilege, the permittee is obligated to indemnify the City for any and all costs of removal of any unauthorized improvements not constructed according to the documents submitted and approved, or not included in the minor street privilege.
6. The area must be maintained in a safe and suitable condition at all times. Repairs to the system must be made promptly by the contractor or person bonded for excavation work in the street right-of-way.
7. City Code Section 10.08.090, Restoration of Streets, etc. - The cost of all restoration, all adjustments in connection with all utilities and all other adjustments made necessary by the construction, maintenance, operation, relocation, discontinuance or abandonment of any minor street privilege shall be paid by the permittee. All such restoration and other necessary work of adjustment shall be performed in accordance with the provisions of this Code and other ordinances, or in the absence of a regulatory ordinance, shall, at the option of the Maintenance Engineer, be performed by the permittee or by the City at the permittee's expense from funds deposited with the City by the permittee as provided for under the provisions of this chapter.
8. Should it become necessary for the City of Wichita or any utility operating under a City franchise to work at this location, it shall be permittee's responsibility to remove any or all of the encroachment if necessary. Should damage occur to the encroachment during this excavation, the City of Wichita or utility operating under a City franchise will not be responsible for the repair or replacement thereof.
9. In the event permittee is requested to remove the encroachment and fails to do so promptly, the City Engineer is authorized to perform the necessary work by hiring a contractor to remove the encroachment and restore the property to its previous condition and charge the expense thereof to the permittee.
10. In the event permittee disposes of any or all of the property adjacent to the encroachment, permittee is required to advise the new owner of this encroachment and of the requirements of the minor street privilege. Also, permittee is required to furnish the name and address of the new owner to the City of Wichita, Engineering Division, 455 North Main, 7th Floor, Wichita, Kansas 67202.
11. All minor street privileges are revokable. The City reserves the right to cancel this minor street privilege at any time subject to 30 days written notice.

Owner's Signature