

AGREEMENT ON RIGHT OF ENTRY
[Description of Property Affected by Agreement]
(CITY OF CHICO/ Property Owner)

THIS RIGHT OF ENTRY AGREEMENT (“Agreement”) is entered on _____, by the City of Chico, a municipal corporation of the State of California, and _____, owner of the real property situate in the City of Chico, County of Butte, State of California, which is depicted on the plat attached hereto marked Exhibit A and by this reference incorporated herein (“Owner”).

In consideration of the benefits accruing to Owner and/or in the interest of the public health, safety, and welfare, Owner grants to City, its agents and employees, the right to enter upon Owner’s property as depicted on the plat attached hereto marked Exhibit A for the following purposes: Removal of existing fence and construction of new fence, including the trimming of vegetation in conflict with the construction of the new fence.

Pursuant to this Agreement, right of entry is granted by Owner to City on the condition that City hold Owner harmless and indemnify Owner for any personal injuries or property damage arising out of City’s entry and/or use of the property subject to this Agreement in the manner provided for herein.

Pursuant to this Agreement, right of entry shall terminate on December 31, 2010, or at such time as City no longer has any need to enter upon or use the property subject to this Agreement for the purposes provided for herein, whichever first occurs. Upon such termination, City will return the property subject to this Agreement to Owner in as near as practicable to its original condition, taking into consideration the nature of the purpose for which the right of entry was granted.

IN WITNESS WHEREOF, City and Owner have executed this Agreement on the date first set forth above.

OWNER:

CITY OF CHICO

By: _____

David Burkland, City Manager

APPROVED AS TO FORM:

APPROVED AS TO CONTENT:

Lori J. Barker, City Attorney
By: Roger S. Wilson
Assistant City Attorney

Thomas Z. Varga, CPSD Director

Authorized pursuant to Section 2R.04.290
of the Chico Municipal Code