

OFFICE OF THE MAYOR
Telephone: (716) 286-4310

September 24, 2021

The City Council
Niagara Falls, New York

*RE: Encroachment on City Right-of Way
Signage on 3rd Street*

Council Members:

Mr. Verity Folan, representing Gray Line Niagara Falls, has applied for a sign encroachment into the City's right-of-way on 3rd Street.

This has been reviewed by the appropriate City departments and the Planning Board recommends that it be granted. It is recommended that the following conditions apply:

1. The owner will add the City of Niagara Falls as an additional insured on its liability insurance policy and provide a copy to the City.
2. The owner will defend and indemnify the City from liability related to the awning encroachment.
3. The City can revoke permission for the encroachment on ninety (90) days notice.
4. The City right-of-way will not be obstructed and will at all times allow for the safe passage of pedestrians.

Attached hereto is a copy of the Planning Board's recommendation of approval.

Will the Council so approve?

Respectfully submitted,

CHRISTOPHER MAZUR
Corporation Counsel

Kennedy _____ Soda _____ Voccio _____ Touma _____ Tompkins _____