

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

January 18, 2019

The City Council  
Niagara Falls, New York

*RE: Encroachment on City Right-of Way  
Boys and Girls Club – 725 – 17<sup>th</sup> Street*

Council Members:

Dean Architects, representing the above referenced property, has applied for a porte-cochere encroachment into the City's right-of-way.

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 porte-cochere 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,

PAUL A. DYSTER  
Mayor

Kennedy \_\_\_\_\_ Scott \_\_\_\_\_ Tompkins \_\_\_\_\_ Voccio \_\_\_\_\_ Touma \_\_\_\_\_