

PETITION/INDEMNITY AGREEMENT

The undersigned respectfully petitions the City Council for permission to:

Install AND Encroach onto City Property

A 68 1/2 Ft x 86 1/2 Ft Awning

(Describe fully what the obstruction is & give dimensions. Give EXACT location of obstruction and specify street(s) involved.)

NB Hotel LLC

(Name of Property Owner - Petitioner)

222 Union Street

(Street Address)

New Bedford, MA 02740

(City or town)

508 - 992 - 9563

(Telephone Number(s))

UPON THE APPROVAL AND ENTRY of an Order of the City Council granting the above mentioned petition, and in consideration of such approval by the City Council of the City of New Bedford, Massachusetts to: NB Hotel LLC

(Name of Indemnitor)

his/its, successors, assigns, administrators and executors, hereby agree(s) to protect, save, and keep the City of New Bedford forever harmless and indemnified against and from any and all loss, cost, damage or expense arising out of or from any accident or other occurrence causing injury to any person or property whomsoever or whatsoever as a result of placing said obstruction on/over the sidewalk as described hereinbefore, with the understanding that said obstruction as described above will not interfere with pedestrian traffic or parking meters, if any, on Union Street

(Name of Street(s))

at any time.

NB Hotel LLC

(Name of Indemnitor)

further agrees to obtain, pay for,

and keep in force a public liability insurance policy with limits of \$100,000/300,000 for bodily injury per occurrence and \$50,000 for property damage per occurrence, and shall provide the City Clerk with a Certificate of Insurance naming the City of New Bedford as an additional insured party.

IN WITNESS WHEREOF,

(Name of Indemnitor)

has caused his/its

seal to be hereto affixed and these presents to be signed this 3 day of

April 2018

Signed and sealed in the presence of:

[Signature]
Witness

[Signature]
(Name of Indemnitor)
PROJECT MANAGER
Title

THE COMMONWEALTH OF MASSACHUSETTS

BRISTOL, ss.

Mass.

April 3, 2018

Then personally appeared the above-named Arthur A. DeMues and acknowledged the foregoing instrument to be his/its free act and deed, before me

[Signature]
Notary Public

My Commission Expires July 5, 2024

[Signature]
Department of Inspectional Services





CITY OF NEW BEDFORD

CITY COUNCIL

April 12, 2018

ORDER

ORDERED, That permission be granted to **NB Hotel LLC, 222 Union Street, New Bedford, MA 02740**, for permission to encroach onto City property with a 68½ ft. x 86½ ft. Awning to include the corner of Pleasant Street and Union Street.

BE IT FURTHER ORDERED, That said permission is hereby granted subject to Petition/Indemnity Agreement of **NB Hotel LLC, 222 Union Street, New Bedford, MA 02740**, to the City of New Bedford, approved by the City Council on April 12, 2018, a copy of which is attached hereto and made a part thereof, and subject to the approval of the Department of Inspectional Services.