

City of Omaha
APPLICATION FOR
STREET OBSTRUCTION PERMIT

Name of applicant _____ Date _____

Address of applicant _____

City _____ State _____ Zip _____

Phone Number _____ Fax Number _____

Location of Obstruction (address # and location) _____

Duration of Obstruction: From _____ To _____

1. Attach a site plan or drawing showing the location of the proposed obstruction with dimensions to nearest property line, curb and street corner. Dimension the obstruction area.
2. Submit proof of insurance as described below:

Section 43-153. Insurance

- (a) Any person or agent needing a permit for use of the public way as defined in this article, shall, before he is granted a permit, place on file with the permits and inspections division proof of insurance and a signed indemnity agreement as described in subsections (b) and (c) of this section.
- (b) The applicant shall procure and maintain in effect insurance policies including the following coverages:
- (1) Commercial general liability insurance, including contractual liability insurance with a limit of at least \$500,000.00 per occurrence and a least \$ 1,000,000 general annual aggregate limit; and
 - (2) Automobile liability insurance with a limit of at least \$1,000,000 for each accident
- The insurance policies above shall be endorsed to name the City as an additional insured and to provide that the insurance company give thirty days prior written notice to the City in the event of cancellation or nonrenewal of such policy. Then a copy of the policy exclusions must be submitted with the insurance certificate. Proof of insurance shall be submitted directly to the City for review and approval.
- (c) The applicant shall sign and provide to the City an indemnity agreement in approximately the following language:

“The undersigned, in consideration of the issuance, by The City of Omaha, a Nebraska municipal corporation (“City”), of a permit for use of a public way for building operations at the address stated below, agrees to defend, save, hold harmless and indemnify the City and its agents from all claims, damages, judgements, costs and expenses of any nature and description caused in whole or in part by or growing out of: (i) the undersigned’s use of public ways during the placing or failing to place any obstruction, barricade, material, equipment or apparatus of any nature in any street, highway, alley, sidewalk space or thoroughfare, as an incident to or in connection with the said building operations; or (iii) any and all negligence on the part of the undersigned in the said building operations.

_____ signature of authorized representative

_____ address of public way to be used

Approved (PUBLIC WORKS) BY: _____ DATE _____

Approved (PLANNING DEPT) BY _____ DATE _____

Square Footage of obstruction area _____ FEE _____

INDEMNITY AGREEMENT

STREET OBSTRUCTION PERMIT

“The undersigned, in consideration of the issuance, by the City of Omaha, a Nebraska municipal corporation (“City”), of a permit for use of a public way for building operations at the address stated below, agrees to defend, save, hold harmless and indemnify the City and its agents from all liability, claims, damages, judgments, costs and expenses of any nature and description caused in whole or in part by or growing out of: (i) The undersigned’s use of public ways during the said building operations within the City of Omaha or its jurisdiction; (ii) the undersigned’s placing or failing to place any obstruction, barricade, material equipment or apparatus of any nature in any street, highway, alley, sidewalk space or thoroughfare, as an incident to or in connection with the said building operations; or (iii) any and all negligence on the part of the undersigned in the said building operations.”

_____ (signature of authorized representative)

_____ (address of public way to be used)

_____ (date)

Sec. 43-154. Permit fee.

Before any permit required by this article is issued, the applicant shall pay a fee as follows:

- (a) For each 100 square feet or fraction thereof, \$2.00 per 30-day period.
- (b) The minimum fee shall be \$20.00 per 30-day period.
- (c) The fee shall be waived for that part of an area to be obstructed or occupied where payment in lieu of parking meter revenue is directed by the public works director.
- (d) Whenever a public street, alley or sidewalk is obstructed or occupied without first obtaining a permit, the fee shall be quadruple that required for the first 30-day period.

(Ord. No. 33582, § 1(43-154), 6-27-95)