

TEMPORARY RIGHT OF ENTRY PERMIT  
FOR  
SW Harbor Drive Roadway Improvements Project

THIS AGREEMENT is made and entered between James Spitz (hereinafter "Owner"), and the City of Newport, a municipal corporation of the State of Oregon (hereinafter "City").

- 1) The Owner grants to the City of Newport, its employees, contractor, and equipment a temporary permit of ingress and egress onto the real property of Owner located at

1275 SW Coast St.  
Tax Lot: 11-11-08-CA-09000-00

for the purpose of constructing storm drainage and roadway improvements, including sidewalk and cut bank, as part of the above-mentioned project.

- 2) The temporary right to ingress and egress herein granted shall be exercised in such a manner as not to cause any unnecessary damage or destruction of any nature, and to not unnecessarily interfere with or interrupt the use of the remainder of the real property.
- 3) City agrees to resurface the area of the property and landscaping to grass conditions over the disturbed areas during the installation work being done pursuant to this grant of this temporary permit.
- 4) The temporary permit granted to the City shall expire 1-year following substantial completion of the project. Substantial completion of the project is tentatively scheduled for November 20, 2019.
- 5) You will be contacted a minimum of 48 hours prior to the start of work on, or adjacent to, your property by The City of Newport, its employees, or contractor.

In witness whereof, the parties have executed or caused to be executed this document and represent that they are authorized to execute same.

OWNER:

James L. Spitz  
Print Name(s)

[Signature]  
Signature(s)

Date: 6-28-19

CITY:

Spencer R. Nebel, City Manager

[Signature]  
Signature

Date: 7-5-19