

COUNCIL ACTION FORM

SUBJECT: ENCROACHMENT PERMIT FOR VINYL PHOTO AT 416 DOUGLAS AVENUE, SUITE 101

BACKGROUND:

The Ames Historical Society has requested an encroachment permit for a large vinyl photo it would like to display on the north side of the Ames Historical Society building at 416 Douglas Avenue. The proposed vinyl photo has grommets and would be attached to the building with screws into the brick.

The proposed encroachment is a vinyl sheet that is 9 feet wide and 11 feet high. The vinyl itself is less than 1/16" thick. The encroachment should not impair pedestrian movement or the operation of the road way. This encroachment request has been reviewed by Inspections staff. Structurally, the vinyl sheet will be secured and anchored so that no hazard is created. Further review of the depiction on the vinyl sheet has led Inspections staff to conclude it is not a sign. Therefore, it does not require a sign permit. Signs are defined as displays that advertise goods or services, or which convey information or display identification. The depiction furnished with the permit application shows a scene with buildings and people in historical period dress. There is no text or identification in the scene. Since the permit is for this depiction only, a different vinyl sheet with signage cannot be installed consistent with this permit.

The requirements of Section 22.3 of the *Municipal Code* have been met with the submittal of a hold-harmless agreement signed by the property owner and the applicant, as well as a certificate of liability insurance coverage which protects the City in case of an accident. The fee for this permit was calculated at \$25, and the full amount has been received by the City Clerk's Office.

ALTERNATIVES:

1. Approve the encroachment request.
2. Deny the request.

MANAGER'S RECOMMENDED ACTION:

This encroachment can be safely attached to the building over the sidewalk, and staff has determined that it does not fall under the City's sign regulations.

Therefore, it is the recommendation of the City Manager that the City Council adopt Alternative No. 1, thereby granting the encroachment permit for this large photograph.



APPLICATION FOR ENCROACHMENT PERMIT

An Encroachment Permit approved by the Ames City Council is required for anything of a "fixed character" which is "upon, over or under" the surface of any "street, alley or sidewalk."

Address of Encroachment: 416 Douglas Ave.

Type of Encroachment: large photo on vinyl
(If the encroachment is a sign, please apply for a sign permit through the Inspections Division).

Name of Applicant: CASIE VANCE, EXECUTIVE DIRECTOR

Address: 416 Douglas Ave. #101 Ames, IA 50010

Applicant's Home Phone: _____ Work or Cell Phone: 515-232-2148

Owner of Building: Ames Historical Society

Owner's Address: same as above

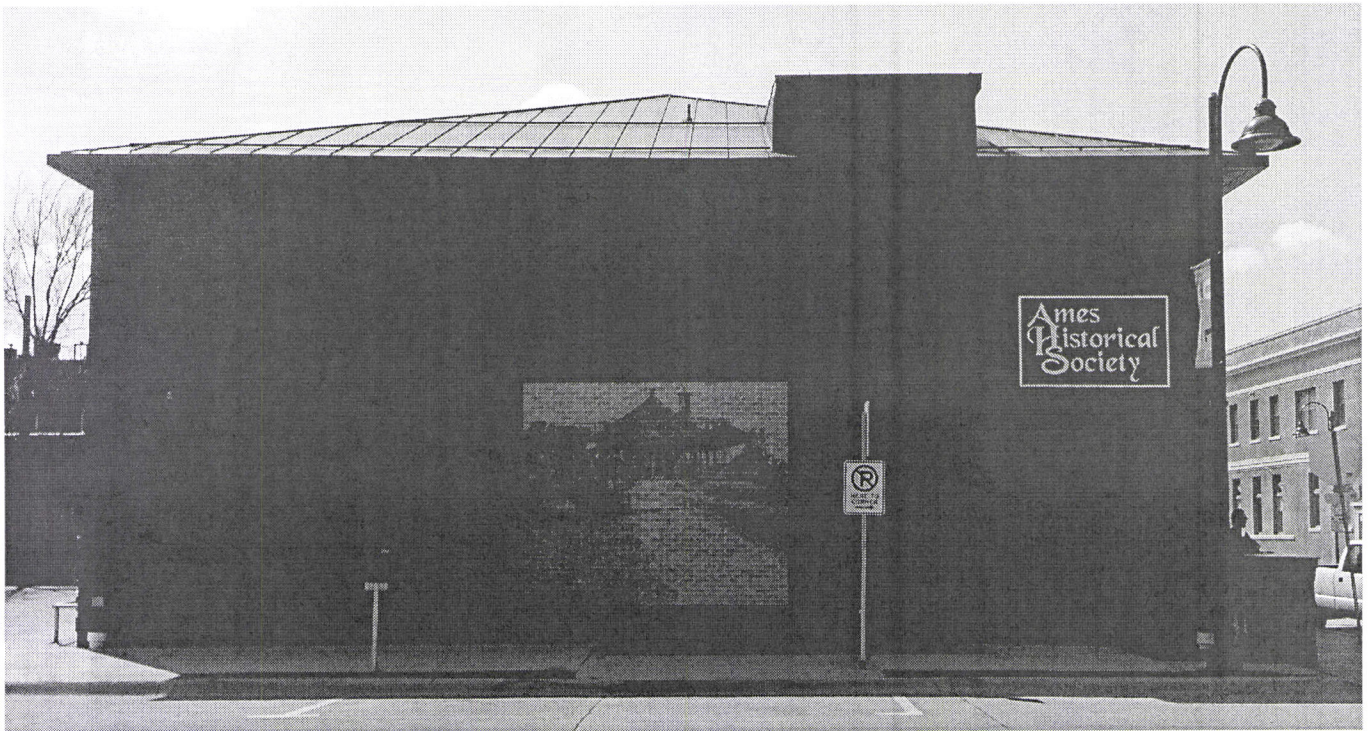
Owner's Home Phone: _____ Work or Cell Phone: _____

These items must be submitted with your application prior to approval of the permit:

1. An Encroachment Permit Agreement approved as to form by the City Attorney and signed by the owner of the building where the encroachment will occur. (Obtained from the City Clerk's Office).
2. A sketch of the encroaching item (i.e., sign, canopy, awning, etc.) drawn to scale.
3. A sketch showing the placement of the encroaching item on the property.
4. An insurance certificate with comprehensive general liability coverage in an amount of not less than \$500,000 combined single limit naming the City of Ames as an additional insured on the policy. Said certificate must be accompanied with a copy of Endorsement CG 2013.
5. A fee to be determined by the City's Building Official. The fee is \$1.00 per square foot of the encroachment or a minimum of \$25.00.

Applicant's Signature: Casie Vance 4/14/15

Owner's Signature (If different): _____



The above photo shows the north side of the Ames Historical Society building at 416 Douglas Ave. The vinyl photo has grommets and would be attached to the building with screws into the brick. The vinyl itself is less than 1/16" thick.

