

**COUNCIL ACTION FORM**

**SUBJECT:** ENCROACHMENT PERMIT FOR A SIGN AT 120 WELCH AVENUE

**BACKGROUND:**

The owner of the building at 120 Welch Avenue (Wok 'N' Roll) has requested an Encroachment Permit for a new sign which will encroach over the City sidewalk.

The proposed sign will be a sign that will sit on top and at the front edge of the canopy with lighting behind it to silhouette the sign. The sign will extend not more than one foot over the sidewalk and will not infringe upon the use of the sidewalk by the public.

Chapter 22.3(3) of the Ames Municipal Code requires approval of the Encroachment Permit Application by the Ames City Council before the permit can be issued. By signing the Agreement, the applicant and owner agree to hold harmless the City of Ames against any loss or liability as a result of the encroachment, to submit a certificate of liability insurance which protects the City in case of an accident, and to pay the fee for the encroachment permit. The applicant and owner also understand that this approval may be revoked at any time by the City Council. The fee for this permit was calculated at \$28.55, and the full amount has been received by the City Clerk's Office along with the Certificate of Liability Insurance.

**ALTERNATIVES:**

1. Approve the Encroachment Permit request.
2. Deny the request.

**MANAGER'S RECOMMENDED ACTION:**

It is the recommendation of the City Manager that the City Council adopt Alternative No. 1, thereby granting the Encroachment Permit for a sign.