

**UTILITY EASEMENT CONCRETE AGREEMENT
SIOUX CENTER MUNICIPAL UTILITES**

This agreement is made and entered into this _____ day of _____, 20____, by and between
(day) (month) (year)
the City of Sioux Center and _____ of Sioux Center, Sioux County, Iowa.
(owner)

This agreement affects the property described as _____
(address)

Whereas, the parties agree that utility easements which have been designated as such have been reserved for the installation of any and all utilities. This agreement is made to assure that property owners are made aware of the risks and responsibilities whenever a decision is made to place concrete within or near a utility easement.

Therefore, the parties agree that if the undersigned property owner places concrete within a utility easement, which may hinder the ability of city utility personnel or contractors hired, by the city from installing, replacing, repairing, or maintaining utilities, the following conditions shall apply:

1. All utility departments shall retain the right to install, replace, repair, or maintain utilities in the utility easement.
2. The property owner shall be liable for the costs of any damage to a utility caused by the placement of concrete or any work associated with such placement.
3. All concrete in the easement area shall be subject to removal if and when it becomes necessary to install, replace, repair, or maintain utilities.
4. The property owner shall bear all expenses for removal, repair and/or replacement of concrete in or near an easement during installation, replacement, repair, or maintenance of utilities.
5. The City of Sioux Center shall in no way be held liable for damage to any concrete within or near the utility easement due to the installation, replacement, repair, or maintenance of utilities within the utility easement.
6. Each and every covenant herein shall be binding on the respective parties, their heirs, successors and representatives.
7. Nothing in this agreement shall be construed to give up or convey any of the rights of the City of Sioux Center in the utility easements located on the above described property.

IN WITNESS WHEREOF, the parties hereto have signed their names this _____ day of _____,
20____.
(year) (day) (month)

Utility Representative

Property Owner