UTILITY EASEMENT PLANTING AGREEMENT
SIOUX CENTER MUNICIPAL UTILITIES

This agreement it made and entered into this _____ day of _____, 20___, by and
(day) (month) (year)
between the City of Sioux Center, Iowa, and _____ at the location of
(owner)
_____ of Sioux Center, Sioux County, Iowa.
(address)

Utility easements, which have been designated as such, are reserved for the installation of any and all utilities approved by the City of Sioux Center City Council. If a property owner plants trees, flower, shrubbery, hedges, gardens or any other plantings, which may hinder the ability of the utility maintenance personnel from installing, servicing, repairing or maintaining the existing utilities, the following conditions shall apply:

1. All utility department easement rights to enter, maintain, repair or install utilities in the designated easement shall be preserved.
2. All plantings that exist in the easement area are the responsibility and liability of the property owner. Any damage caused to a utility facility by such plantings, (falling branches, root growth, etc.) shall be responsibility and liability of the property owner.
3. All plantings in the easement are subject to removal if and when they interfere with installing, maintaining, service or repairing existing utility facilities.
4. All expenses for removal and replacement of plantings in an easement caused by maintenance, repair or installation of utility facilities shall be the responsibility of the property owner.
5. The Sioux Center Municipal Utilities shall in no way be held liable for damage for removal of any planting within or encroaching upon the utility easement resulting from the installation, maintenance or repair of utilities within the designated easement.

This agreement is made to assure that property owners are made aware of the risk, responsibility and liability assumed whenever planting occurs with in or near a designated utility easement. We strongly discourage planting of trees in designated utility easements.

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

_____ _____
Utility Representative Property Owner