



News Rack Permit Application

City of Del Mar - 1050 Camino del Mar - Del Mar, CA 92014 - (858) 755-9313

**** For City Staff Only****

Date Submitted:

Permit #:

Fee:

Date Approved/Denied:

Receipt #:

Expiration Date:

Permittee:

Name/Firm Name:

Address:

City:

State:

Zip Code:

Telephone #:

Fax #:

E-mail:

Periodical Name:

Publisher/Distributor Name:

Publisher/Distributor Address:

Publisher/Distributor Telephone:

Publisher/Distributor Fax:

Publisher/Distributor E-mail:

Proposed Location(s) and Number of News Racks: (refer to the attached map for approved locations)

Location

of Racks

Location

of Racks

- New Rack Design Parameters: (please include a photo of the proposed news rack)
- Model: K-Jack or Sho-Rack
- Size: Maximum of 43"H x 26"W x 18"D -Color: Forest Green
- Mounting Style: Tray style only
- Material: Metal
- Required install specifications apply. See attachment.

Maintenance of News Racks

All news racks shall be maintained by the distributor in a neat, clean, and operable condition to include without limitation the following:

1. Reasonably free of dirt and grease and graffiti.
2. Reasonably free of chipped, faded, peeling or cracked paint.
3. Reasonably free of rust and corrosion.
4. Clear plastic or glass fronts must be without damage.
5. The news rack is in unbroken condition.
6. No advertisements, posters, flyers or balloons may be affixed to any news rack.

Additionally, the following conditions apply:

All news racks must remain filled or considered abandoned after 30 days.

All vendors must hold an active City of Del Mar business license.

All vendors must hold an active insurance certificate covering any and all City of Del Mar newsracks.

Read Before Signing

Indemnification and Hold Harmless Agreement: I agree to defend, indemnify, protect and hold the City of Del Mar, and its elected officials, officers, representatives, agents, and employees harmless from and against all claims asserted or liability established for damages or injuries to any person or property, including its own employees, agents or officers which arise from or are connected with or are caused or claimed to be caused by any news rack, shared news rack, combination dispenser, and corral I own or for which I am responsible, or any news rack attributable to me; provided however, that my duty to indemnify and hold harmless shall not include any claims or liability arising from the established sole negligence or sole willful misconduct of the City.

By signing below, I agree that I have read, understand and accept the responsibility, liability and maintenance of these news racks and all requirements to hold a news rack permit within the City of Del Mar. I further understand that any damage to public property resulting from the installation or removal of a newsrack shall be repaired immediately, and at the expense of, the persons directing; managing or accomplishing the installation and the cost of any repairs not remedied by the aforementioned, will be performed by the City and charged as a civil debt to the persons directing, managing or accomplishing the installation and may be collected by the City in the same manner as it collects any other civil debt or obligation.

Print Name/Title: _____

Signature: _____ Date: _____

Placement and Installation of Newsracks

Newsracks placed or maintained within a public right-of-way shall be situated in accordance with the following:

A. Newsracks must be installed into the ground and leveled

B. If placed near a curb, the back of the news rack shall be situated not less than 20 inches nor more than 24 inches from the edge of the curb (measured from the street side of the curb in a straight line away from the street). If placed near a wall, the back of the news rack shall be situated not more than six inches from the face of the wall.

C. No news rack shall be placed within five feet of:

1. A marked crosswalk;
2. A curb return of any unmarked crosswalk;
3. Fire hydrant, call box or other emergency facility;
4. A driveway;
5. A governmental mailbox; or
6. A designated loading zone or handicap parking space.

D. No news rack shall be placed in a location where placement obstructs, interferes with or impedes vehicular or pedestrian traffic, including pedestrian traffic in the location of bus stops. Any placement which would reduce the width of usable sidewalk in that location to less than four feet shall be considered to interfere with pedestrian traffic.

E. No news rack shall be placed where placement obstructs, interferes with or impedes the governmental use of the right-of-way.

F. No news rack shall be placed where placement obstructs, interferes with or impedes access to, or use of, abutting property, including, but not limited to, residences, places of business, or legally parked or stopped vehicles.

G. No news rack shall be placed where placement endangers public health or safety.

H. No news rack shall be placed on the opposite side of a sidewalk or parkway across from another news rack.

I. No news rack shall be placed where placement involves attachment to any fire hydrant, power pole, sign post, tree, refuse container, or any other existing fixture.

J. No news rack shall be placed directly in front of a display window of any commercial structure abutting a sidewalk, (except near a curb as regulated herein) without the written authorization of the property owner.

K. No news rack shall be placed within the R1-40; R1-14; R1-10; R1-10B; R1-5; R1-5B; RM-West, East, Central, or South; R-2; R-C; CVPP or FW zones.