



CITY OF PORTERVILLE

TEMPORARY USE PERMIT

NOTE: The basic purpose of the Temporary Use Permit process is for review and approval of certain uses that are intended to be of limited duration of time and will not permanently alter the character or physical facilities of the site where they occur pursuant to Section 605 of the Porterville Development Ordinance.

TEMPORARY USE DESCRIPTION: _____

PRINCIPAL USE DESCRIPTION: _____

DURATION (DATES, IF APPLICABLE): _____

(Not less than 30 days from date of application)

NAME, MAILING ADDRESS AND TELEPHONE NUMBER OF PROPERTY OWNER(S):

NAME, MAILING ADDRESS AND TELEPHONE NUMBER OF APPLICANT /CONTACT PERSON:

PROJECT ADDRESS AND NEAREST CROSS STREETS:

FOR OFFICE USE ONLY:

TEMPORARY USE PERMIT NUMBER: _____

SUBMITTAL DATE: _____

PREVIOUS EVENT DATE HELD: _____

GENERAL PLAN LAND USE: _____ ZONING: _____

OVERLAY DISTRICT: _____

REVIEWED AND APPROVED BY THE ZONING ADMINISTRATOR

Jennifer M. Byers, Zoning Administrator
City of Porterville

Date: _____

REQUIRED APPLICATION MATERIALS:

- A. Completed Application
- B. Signed Indemnification Agreement
- C. A minimum of **NINE (9) FOLDED** copies of maps or plans **DRAWN TO A READABLE SCALE** must be submitted on a minimum sheet size of 8 ½” x 11” (18” x 24” minimum size for parcel/subdivision maps and development site plans). *Garage Sales are exempt from providing a site plan*

THE FOLLOWING SHALL BE SHOWN ON ALL SUBMITTED MAPS OR PLANS:

- 1. Address and Assessor’s Parcel Number
- 2. Vicinity Map
- 3. Scale and North Arrow
- 4. Dimensions of property, square footage or acreage
- 5. Location of existing and proposed building(s) and/or structure(s) showing dimensions from property lines as well as square footage of buildings and footprint. Indicate on submittal whether or not all buildings on property are connected to public water and sewer. If not, show which buildings are not connected and whether or not these buildings are to be connected to public water and sewer systems.
- 6. Elevation, floor, landscape, plans, color renderings, materials board and photos (**as deemed necessary by the Zoning Administrator**).
- 7. Location, height and materials of existing and/or proposed fences and walls.
- 8. Location of off-street parking. Indicate the number of parking spaces, type of paving, traffic directional arrows and parking space dimensions.
- 9. Location and width of drive approaches and indicate method of on-site drainage.
- 10. Location of existing and/or proposed public improvements/utility structures along the street frontages of the site (such as curbs, gutters, sidewalks, utility poles, fire hydrants, street lights, traffic signal devices, splice boxes, transformers, etc.).
- 11. Location of existing or proposed refuse area (indicate City bin or individual can service).
- 12. Indicate proposed use of commercial and industrial buildings.
- 13. Indicate loading and storage areas including any fences and walls to be used as screening.
- 14. Indicate any existing trees and/or historically significant features relative to the site.

RIGHT OF ENTRY: As owner or legal representative of the owner for the property described herein, I authorize City personnel to enter said property for the sole purpose of performing preliminary field inspection(s) for the proposed project area. Right of entry must be granted to complete the application process.

Signature (Owner or Legal Representative)



CITY OF PORTERVILLE INDEMNIFICATION AGREEMENT

Pursuant to Porterville Municipal Code Chapter 21, Section 601.02(b)(4), and to the fullest extent permitted by law, the “Applicant” (owner of the subject property; and an agent representing the owner, duly authorized to do so in writing by the owner, including a person with a duly executed written contract or exclusive option to purchase the subject property or a lessee in possession of the subject property) hereby agrees to defend, indemnify and hold harmless the City of Porterville, its officers, attorneys, agents, and employees:

1. From any claims, actions, proceedings or liability of any nature (collectively referred to as proceeding) brought against the City or its officers, attorneys, agents or employees, to attack, set aside, void, or annul:
 - a. Any action or decision by City Staff, City Council or any other City entity related to the subject property.
 - b. An action taken to provide related environmental clearance under the California Environmental Quality Act (CEQA) by City Staff, City Council or any other City entity concerning the subject property.

The indemnification is intended to include but not be limited to damages, fees, and/or costs awarded against the City, if any, and cost of suit, attorney’s fees, and other costs, liabilities and expenses incurred in connection with such proceeding whether incurred by the Applicant, the City, and/or the parties initiating or bringing such proceeding.

2. The Applicant hereby agrees to indemnify the City for all of the City’s costs, fees, and damages which the City incurs enforcing the indemnification provisions of this Agreement.
3. In the event of a proceeding, the City retains the right to approve counsel to defend the City, all significant decisions concerning the manner in which the defense is conducted, and any and all settlements, which approval shall not be reasonably withheld. The City has the right not to participate in the defense, except that the City agrees to cooperate with the applicant in the defense of the proceeding. If the City chooses its own counsel to defend the City, the fees and expenses of the counsel selected by the City shall be paid by the City. Notwithstanding the above, if the City Attorney’s office participates in the defense, all City Attorney fees and costs shall be paid by the Applicant.
4. The defense and indemnification of the City set forth herein shall remain in full force and effect throughout all stages of litigation including appeals of any lower court judgments rendered in the proceeding.

Print Name and Date

Signature (Owner or Legal Representative)

Print Name and Date

Signature (Zoning Administrator)

FOR OFFICE USE ONLY:
TUP Number: _____

Project Title: _____

APN: _____

Project Location: _____