



**CITY OF WHITE PLAINS
DEPARTMENT OF PUBLIC WORKS
Sidewalk Café Hold Harmless Agreement
(914) 422-1208**



**Owner[s] of
Record/Licensee:** _____

Address: _____

Licensor: The City of White Plains and its Officers, Officials, Employees, Representatives and Agents.

As additional consideration for the use of the City of White Plains public sidewalk property for sidewalk café use, the licensee agrees to hold harmless and indemnify the licensor against any claim, action, loss, damage, injury, liability, cost and expense of whatsoever kind or nature (including, but not by way of limitation, attorney's fees, court costs, and other costs, relative to the defense of any action by the City of White Plains) arising out of injury (whether mental or corporeal) to persons, including death, or damage to property, arising out of or incidental to the use and operation of a sidewalk café by the licensee and its agents, whether or not due to or caused by negligence of the licensee.

It is specifically agreed to by the licensee that the City of White Plains, in defense of any action, arising under the licensee's use and operation of the sidewalk café, may select its own attorney for representation and the licensee shall be responsible for the payment of attorney's fees.

I have read, understand, and agree with all of the above terms:

Dated: _____

Licensee: _____

Notary: _____