

**OWNERS WAIVER FORM FOR  
REMOVAL/PRUNING OF DESIGNATED TREE**

The undersigned, being the owner (hereinafter "Owner") of real estate situate in the City of Titusville, commonly referred to as \_\_\_\_\_ (address) has been advised that a tree on Owner's property that is situate in the municipal right of way because of its deteriorating condition represents a risk to the safety of persons and property. The Shade Tree Commission of the City of Titusville has designated this tree for pruning/removal. Owner has requested that the Shade Tree Commission defer the pruning/removal of this tree and the Shade Tree Commission is willing to defer the removal/pruning of said tree provided that Owner's in consideration of said deferral agrees to indemnify and hold the Shade Tree Commission and the City of Titusville harmless.

NOW THEREFORE, the Owner hereby agrees to protect, defend, indemnify, exonerate and hold the City of Titusville and its agents and authorities harmless from and against any and all suits, claims, liability, losses, liens and demands, fines, costs, criminal and civil penalties, causes of actions or other obligations arising out of or in any manner connected with incidences involved, bodily injury, death, property damage resulting or relating to the deterioration, falling, partial or whole, collapsing or in any way relating to the Tree on Owner's property that is subject of this agreement.

Owner further recognizes that the Shade Tree Commission and the City of Titusville are not agreeing to eliminate the Tree from the removal/pruning list but merely agreeing to defer the removal/pruning of said tree and the Shade Tree Commission/City of Titusville may, at any time, in its sole discretion, enter onto the Owner's property and remove and/or prune said Tree in accordance with the ordinances of the City of Titusville.

Intending to be legally bound by this document.

OWNER

\_\_\_\_\_  
Date