

RELEASE AND WAIVER OF CLAIMS

PRIVATE WAY SNOW/ICE REMOVAL

WHEREAS, The Town of Uxbridge has adopted the provisions of General Laws Chapter 40, subsection 6C&D relative to the appropriation of funds for snow and ice removal on private ways open to public use within the Town;

WHEREAS, The Uxbridge Board of Selectman has been requested to provide snow and ice removal service for the private way identified as _____ and shown on the Plan entitled _____ (the "Private Way");

WHEREAS, it is hereby expressly acknowledged by the undersigned that said Private Way has not been accepted by the Town as a Town way, is not owned by the Town, and is, thus, not under the care, custody and control of the Town, other than for the limited purpose of removing snow and ice therefrom in the manner, and to the extent, that the Board of Selectmen, in their sole discretion, shall deem necessary and appropriate;

WHEREAS, the Town of Uxbridge has indicated its willingness to undertake and provide snow and ice removal service with respect to the Private Way during Fiscal Year 2010, subject to and contingent upon; a) the appropriation of funds for such service, b) execution of the within Release/Waiver of Claims and c) any further terms and conditions set forth herein;

NOW, THEREFORE, in consideration of the Town's decision and agreement to provide snow and ice removal services with respect to the Private Way, as specified herein, the undersigned, for himself/herself, his/her heirs, successors, representatives and assigns, hereby waives any and all demands, claims, damages or liability as against the Town of Uxbridge, its officers, boards, commissions, agents, employees and contractors, and hereby releases and agrees to hold harmless said Town of Uxbridge, its officers, boards, commissions, agents, employees and contractors from any such claim, demand, liability or damages arising out of or relating to the removal of snow and ice from the Private Way identified herein.

EXECUTED as a sealed instrument this _____ day of _____ 2009.

Name

Town Manager
Town of Uxbridge

Address

Telephone Number

