

PERMIT

County No. _____

YATES COUNTY HIGHWAY DEPARTMENT

Penn Yan, N.Y.

Applicant _____ of _____

having applied for a permit under the provisions of Section 136 of the Highway Law, permission is granted to _____

County route No. _____ and commonly referred as the _____ County road under the following conditions:

GENERAL

- (1) This permit is personal with the above named applicant. It is not assignable nor can the applicant allow another person or Corporation to exercise any right under it without the endorsement of approval by the undersigned.
- (2) The work shall be performed under the General Instructions hereinafter mentioned and as may be directed by the undersigned.
- (3) Particular attention is called to the necessity of thoroughly compacting the back fill, which will be required by the County Superintendent.
- (4) The undersigned shall be given one week's notice by said applicant of the date when it intends to begin the work authorized by this permit, and prompt notice of its completion.
- (5) The applicant agrees that (he) (corporation) (partnership) is in nowise an agent or employee of the County of Yates and will hold the County and the undersigned harmless from any and all damage to person or property occasioned by the performance of the work or in connection with the condition of the highway by reason of such work.
- (6) Applicant certifies all persons concerned with actual work under this permit are duly covered by Worker's Compensation Insurance and the County shall be held harmless on account thereof.
- (7) The undersigned reserves the right to terminate this permit at any time upon failure to comply with its conditions and no work shall progress without the permission of the undersigned.
- (8) The applicant agrees to pay all necessary expenses incident to supervision and inspection by reason of the granting of such permit as certified by the undersigned, such payment to be made within ten days from the rendering of the certified account.
- (9) Work under this permit to be commenced within thirty days from the date of permit and continued in an expeditious manner.
- (10) The applicant shall submit a detailed plan of any structure or other work to be installed, with a description of proposed method of construction.
- (11) In the event of a reconstruction of the road requiring removal of the _____ upon not less than _____ days notice by the undersigned, the applicant agrees at its own expense to cause such removal under direction of the undersigned and the same conditions as herein enumerated shall apply to such work unless otherwise directed by the undersigned.
- (12) Traffic shall be maintained by the applicant on this section of the highway while the work is in progress and until its final completion.

METHOD OF PERFORMING WORK

- (1) Backfill shall be thoroughly sluiced and tamped and roadway left in a neat and orderly condition, as good as when the work commenced.
- (2) The applicant shall erect and maintain suitable guard rails or barricades around all trenches while work is in progress for the protection of the public, and they shall be suitably lighted by flares at night. The work shall be carried on in such a manner that not more than 500 feet of trench in earth remains open at the end of a day's work.
- (3) Where service connections are made the trench shall be backfilled within two days from the time of opening, and suitable barricades shall be maintained during this time. Flares or lights shall be displayed at night.
- (4) Manhole frames and covers shall be of an approved weight and set in a workmanlike manner flush with surface of highway.
The applicant agrees, in consideration of this permit, that any present or future injury to or disturbance of the highway, its slopes or gutters, shall be repaired by the applicant at his own expense and in accordance with instructions of the undersigned.
All surplus earth and rubbish shall be cleaned up and removed from the highway upon the completion of the work, and the highway left in a neat and orderly condition.
- (5) All pipes and mains crossing highway pavements shall be driven beneath the roadway without disturbance to the pavement.
- (6) Such crossover pipes shall be enclosed in sleeves or larger pipes so that repairs or replacements may be made without further disturbance of the roadway pavement.
- (7) If driving of crossover pipes is found impractical, the County Superintendent of Highways shall be consulted to determine whether the pipe shall be placed in open cut or by tunnelling. Tunnelling will be permitted only if hand placed rock backfill is provided to avoid future settlement. Voids in the lower layers of such rock backfill may be sand filled, but the top layer adjacent to the pavement shall be within 1 to 2 portland cement grout, either placed from the side with a cement gun or forced in from the top through holes drilled in the pavement.

If the method of open cut is agreed on, the following restrictions shall govern replacement of the pavement.

- (1) On macadam pavements acceptable bituminous top course with adequate foundation shall be furnished, and placed by the applicant.
- (8) On longitudinal pavement openings repairs to concrete and block pavements shall extend at least 18 inches beyond each side of the trench.
- (9) On all pavements where cutting is across the line of traffic or where longitudinal cutting is in the path of traffic temporary repairs with cold patch or other acceptable type of bituminous patchings must be placed as soon as the backfill is made and repaired and maintained even with the surface of the pavement until such time as the backfill has settled sufficiently to permit permanent restoration of the pavement surface.
- (10) On longitudinal trench excavation outside of pavement area, edge of trench shall not be closer than six (6) feet to edge of pavement except under written authorization of County Superintendent of Highways.
- (11) A performance bond of \$ _____ shall be deposited with the undersigned or in lieu thereof a certified check payable to the County Treasurer of Yates County shall be deposited with the undersigned to secure the faithful performance of the work under this permit. When the work has been performed to the satisfaction of the undersigned, the performance bond will be returned, and on order force refund for the amount of the certified check. If the County has been to any expense by reason of failure to comply with the conditions of this permit, the applicant agrees that he (it) will reimburse the County for such expenditures or allow the amount to be deducted from the refund.

Dated _____

Applicant _____

By _____

Office or P.O. Address

Dated _____

County Superintendent of Highways of Yates County, New York

Distribution:

- White – Applicant
- Yellow – Field
- Pink - Office