

Yellow Medicine County Highway Department

APPLICATION FOR UTILITY PERMIT ON COUNTY HIGHWAY RIGHT-OF-WAY

Board of County Commissioners Yellow Medicine County, Minnesota

County State Aid Highway _____

Attn: County Highway Engineer

County Road _____

Application is hereby made for permission to place, construct, and thereafter maintain a _____ along or across County Highway No. _____ from _____ to _____ feet from the centerline on the _____ (east, west, north, south) side of the county highway in accordance with the sketch shown on the inside hereof, or attached thereto.

I. AERIAL CONSTRUCTION

- Single Pole, H-Frame, Single Pole and H-Frame, Steel tower, Other, Open wire, Cable, Vertical, Cross-arm, Vertical and cross-arm

Table with 3 columns: VOLTAGE, NUMBER OF CONDUCTORS, SIZE OF CONDUCTORS

Minimum height of conductor: _____ ft along highway _____ ft at crossing over highway

EXTENT AND LOCATION OF TREE TRIMMING AND/OR CLEARING:

II. UNDERGROUND CONSTRUCTION

CONDUIT

- Multiple tile, Transite, Clay tile, Sectional concrete, Steel pipe, Other

CASING

- Steel Pipe, Sectional concrete, Other

Table with 2 columns: SIZE, DEPTH

Table with 3 columns: VOLTAGE, NUMBER OF CONDUCTORS, SIZE OF CONDUCTORS

METHOD OF INSTALLING UNDER ROADBEDS (if open trench, explain why necessary)

- Open trench, Jacking, Boring, Pneuma Gopher

Table with 3 columns: EXTENT AND LOCATION OF TREE CLEARING, New Facility, Replacement Facility

III. Work to start on or after _____ and be completed on or before _____.

IV. The applicant, in carrying on any and all of the work herein mentioned above or referred to in its application and in the Permit issued therefore, shall strictly conform to the terms of the Permit, and the regulations of the County Board of Commissioners, as set forth herein together with the Special Provisions, all of which are made a part hereof.

Dated this _____ day of _____, 20____ Name of Company making application

Signature _____ By _____ Title

Address _____

Rules and Regulations of County Board of Commissioners for Utilities on County Highways

DEFINITIONS

Utility. Under this order "utility" shall mean and include all privately, publicly, or cooperatively owned communication lines and facilities, any systems, lines, and facilities for the distribution and transmission of electrical energy, oil, gas, water, sewer, steam, and other pipe lines, railways, ditches, flumes, or other structures which under the laws of this state or the ordinance of any village or city may be constructed, placed, or maintained across, along or on county highway right-of-way. Dependent upon the meaning intended in the context, "utility" shall also mean the utility company, inclusive of any wholly owned subsidiary.

GENERAL

I. Except as otherwise permitted, utility construction and relocation on county highway right-of-way shall not be commenced until an application for a Permit has been made and such Permit granted. The Permit sketch shall show the location of the proposed utility with reference to county highway center line. A copy of the sketch shall be provided for each copy of such Permit.

II. Burning or disking operations and/or the use of chemicals to control or kill trees, brush, and other vegetation is prohibited without prior approval from the County Highway Engineer.

III. All waterways and lines of drainage shall remain operative.

IV. Wherever topsoil and sod are disturbed they shall be replaced and maintained satisfactorily until the turf is established.

V. The utility facility and installation shall not interfere with any existing utility facilities on the county highway right-of-way.

VI. When necessary, barricades, warning devices, and flagmen shall be provided by the Utility during all phases of their construction and maintenance operations on county highway right-of-way.

VII. At the time of construction of the utility and at the times of subsequent maintenance, prior approval shall be obtained from the County Highway Engineer for the cutting and trimming of trees within the county highway right-of-way. Wherever trees are cut, the resulting stumps shall be removed unless otherwise provided in the Special Provisions of the Permit. Any holes caused by stump removal shall be backfilled, the area leveled, and all materials associated therewith disposed of outside the county highway right-of-way. The utility shall advise the County Highway Engineer at least 48 hours in advance of its intent to start clearing and grubbing operations so that the proper supervision can be provided.

VIII. The Utility shall notify the County Highway Engineer of its intent to perform service and maintenance operations which will interfere with the flow of traffic on county highways, and shall obtain his approval prior to performing such operations. However, the Company may perform service and maintenance operations on county highways including opening and disturbing the surface of the right-of-way without prior approval in those instances where an emergency exists that is dangerous to the life and safety of the public and which requires immediate repair. The Utility shall take all necessary and reasonable safety measures to protect the traveling public and shall notify the County Highway Engineer at the earliest possible moment.

IX. If at any time Yellow Medicine County, acting through its Board of Commissioners, shall deem it necessary to make any improvements or changes on all or any part of the right-of-way of the county highway which affect a utility located on county highway right-of-way, then and in such event, the owner of the utility shall within 15 days after written notice from the Board of County Commissioners, or its authorized agent, proceed to alter, change, vacate, or remove said utility from the county highway right-of-way so as to conform to said county highway changes and as directed by the Board of County Commissioners. Such work shall be done without any cost whatsoever to Yellow Medicine County and shall be completed within the date specified in said written notice. The utility shall assume all liability and save the Yellow Medicine County harmless from any and all claims of damage of any nature whatsoever occasioned by reason of not having removed said utility within the time specified in said notice.

X. The Utility shall assume all liability for, and save the County, its agents, and employees harmless from any and all claims for damages, actions, or causes of action arising out of the work to be done herein and the continuing uses by the Utility, including but not limited to the placing, constructing, reconstructing, maintaining, and using of said utility under this application and Permit.

XI. The Board of County Commissioners may require the Utility, or its contractor, to furnish a deposit in the form of a certified check, a surety bond, or corporate undertaking in favor of the Yellow Medicine County Board of Commissioners, for any expense incurred by the County in the repairing of damage to any portion of the county highway right-of-way caused by work performed under a Permit, including any out of the ordinary engineering supervision and inspection expense provided by the County. In those instances wherein a deposit is required, the amount of the deposit shall be specified in the Special Provisions of the Permit. If a check is furnished, any moneys remaining over and above such expense shall be returned to the applicant.

XII. The Permit as issued does not in any way imply an easement on private property.

XIII. The installations shall be made in conformity with all applicable laws, regulations, and codes covering said installations. All installations shall be made in conformity with regulations of governmental agencies for the protection of the public.

XIV. Upon completion of an installation, the Utility shall restore the county highway right-of-way to its original condition. The Utility shall then notify the office of the County Highway Engineer of the completion of the work so that inspection can be made to determine its acceptability.

AERIAL

I. There shall only be a single pole line on the county highway right-of-way on either side of the center line thereof.

II. Longitudinal installations on county highways shall normally be located in the outer five feet of the right-of-way. At crossing of the county highway, poles shall be placed at a minimum of thirty feet from the shoulder lines of the through roadbeds unless right-of-way widths are prohibitive to such location.

III. The location of all brace poles, anchors, and anchor poles within the limits of the county highway right-of-way shall be approved by the County Highway Engineer.

IV. In those instances in which a Utility is issued a Permit or Permits for construction on both sides of the county highway right-of-way in a given area, such Permit is conditioned upon the Utility subsequently providing joint use to other Utilities upon reasonable terms mutually agreeable to the utilities.

UNDERGROUND

I. All crossings of the roadbeds of the county highways shall be made by boring inside a casing or carrier pipe, or by jacking, unless this procedure is modified in the Special Provisions of the Permit. The auger shall not lead the casing or carrier pipe by more than one inch. Open trenching shall be restricted to the area from five feet beyond the shoulder to the right-of-way line except as modified in the Special Provisions of the Permit.

II. When pipes with bells and flanges are installed, the crossings of the roadbeds of the county highway shall be made by boring inside a conduit, as provided in the preceding paragraph, or jacking a conduit of sufficient diameter to permit threading the carrier pipe through it.

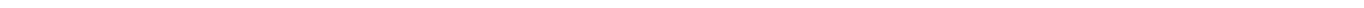
III. All voids caused by jacking or boring shall be filled by pressure grouting. The grout material shall consist of a sand-cement slurry of at least two sacks of cement per cubic yard and a minimum of water to assure satisfactory placement.

IV. The underground utilities shall be so installed as virtually to preclude any necessity for disturbing the roadbeds to perform maintenance operations.

V. Underground installations shall be accomplished without damaging or destroying the principal root structure of specimen trees.

LOCATION SKETCH

Show location of proposed facility in relation to the center line of the county highway, and other pertinent features such as right-of-way line, shoulder line, curb line, and edge of surfacing. The facility should also be referenced to adjacent land lines.



Yellow Medicine County Highway Department

UTILITY PERMIT

Reference: Project _____
CSAH _____
Co Rd _____

In accordance with the application herein, a Utility Permit is granted to _____
_____ to place, construct, and thereafter maintain a _____
_____ on or across, or under the right-of-way of County Highway No. _____
in the location shown on the sketch which is a part of said application, or in such location as may be specified by
the County Highway Department in the Special Provisions hereof.

SPECIAL PROVISIONS:

Approved _____
(date)

County Board of Commissioners
Yellow Medicine County, Minnesota

By _____
County Highway Engineer

Permit No. _____
Certified Check No. _____
Surety Bond No. _____
Date of S. Bond or C. Check _____
Bank or Bonding Co. _____
Deposit Made by _____

COPIES: