

RIGHT-OF-WAY PERMITS

Below are provided the specifications for right-of-way permits issued by the Clinton County Road Commission. Upon receipt of the **Application and Permit Form** (including any deposits, fees, sketches, notifications, etc.) the Weighmaster/Permit Coordinator will review the information provided and contact the applicant should additional information be required. Any questions related to the right-of-way permits, including fees and deposits, should be addressed to the Weighmaster/Permit Coordinator.

SPECIFICATIONS: All work performed under this permit shall be done in accordance with the plans, specifications, maps, and statements filed with the road commission and shall comply with the road commission's current requirements and specifications and the Michigan Department of Transportation (MDOT) specifications.

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FEES AND COSTS: Permit holders shall be responsible for all fees incurred by the road commission in connection with this permit and shall deposit estimated fees and costs as determined by the road commission at the time the permit is issued. Contact the Weighmaster/Permit Coordinator for fees and estimated deposit amounts.

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DEPOSIT: Permit holders shall provide a cash deposit or Irrevocable Letter of Credit in a form and amount acceptable to the road commission at the time the permit is issued. Contact the Weighmaster/Permit Coordinator for fees and estimated deposit amounts.

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INSURANCE: Permit holders shall furnish proof of liability and property damage insurance in the minimum amounts required (see Policy for **Insurance Requirements**).

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INDEMNIFICATION: Permit holders shall hold harmless and indemnify and keep indemnified the Clinton County Road Commission, its commissioners, and its employees from all claims, suits and judgments to which the commission, its commissioners, or its employees may be subject and for all costs and actual attorney fees which may be incurred on account of injury to persons or damage to property, including property of the road commission, whether due to the negligence of the permit holder or the joint negligence of the permit holder and the road commission, arising out of the work under this permit, or in connection with work not authorized by this permit, or resulting from failure to comply with the terms of this permit, or arising out of the continued existence of the work product which is the subject of this permit.

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MISS DIG: The permit holder must comply with the requirements of Act 53 of Public Acts of 1974, as amended. CALL MISS DIG AT 800-482-7171 AT LEAST THREE (3) FULL WORKING DAYS, BUT NOT MORE THAN TWENTY-ONE (21) CALENDAR DAYS BEFORE YOU START WORK. Permit holder assumes all responsibility for damage to or interruption of underground utilities.

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NOTIFICATION OF START AND COMPLETION OF WORK: Permit holders must notify the road commission at least forty-eight (48) hours before starting work and must complete a **Completion Notification Form** when the work is complete.

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TIME RESTRICTIONS: All work shall be performed Monday through Friday between 8:00 a.m. and 5:00 p.m. unless written approval is obtained from the road commission. All work shall be performed only during the period set forth in this permit.

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SAFETY: Permit holder agrees to work under this permit in a safe manner and to keep the area affected by this permit in a safe condition until the work is completed. All work site conditions shall comply with the Michigan Manual of Uniform Traffic Control Devices.

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RESTORATION AND REPAIR OF ROAD: Permit holder agrees to restore the road and right-of-way to a condition equal to or better than its condition before the work began and to repair any damage to the road right-of-way as a result of the permit holders operation whenever it occurs or appears.

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LIMITATION OF PERMIT: This permit does not relieve the permit holder from meeting other applicable laws and regulations of other agencies. The permit holder is responsible for obtaining additional permits or releases which may be required in connection with this work from other governmental agencies, public utilities, corporations, and individuals, including property owners.

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REVOCAION OF PERMIT: This permit may be suspended or revoked at will and the permit holder shall surrender this permit and alter or relocate its operation at the permit holders expense at the request of the road commission.

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VIOLATION OF PERMIT: This permit shall become immediately null and void if the permit holder violates the terms of this permit and the road commission may require the immediate removal of the permit holder's operation, or the road commission may remove them without notice at the permit holder's expense.

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ASSIGNABILITY: This permit may not be assigned without the prior approval of the road commission. If approval is granted, the assignor shall remain liable and the assignee shall be bound by all the terms of this permit.

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COMPLIANCE: Full compliance is required with any regulations of the Public Service Commission and Municipal or County Regulations.

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Permits are subject to all applicable supplemental specifications and Act 200 of Public Acts of 1969.

NOTICES: The permit holder must contact the road commission forty-eight (48) hours prior to the start of any construction to determine the minimum requirements for signing. All local authorities shall be notified in advance of any road closures (police, fire, schools, ambulance, and road commission).

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EXCAVATED MATERIALS: No excavated material shall be used as backfill material unless approved by the road commission. The contractor and/or utility company shall provide and place the necessary sheeting, shoring, and bracing required to prevent caving, loss or settlement of foundation material supporting the pavement, or any other roadway installation such as sewers, culverts, etc. Approval of methods to be used in maintaining the roadway must be obtained from the road commission prior to commencing work. Excavated material shall be stockpiled in such locations that it does not obstruct vision on the traveled portion of the roadway and in such a manner that it will not interfere with the flow of traffic. Sod and topsoil shall be stockpiled separately from other excavated material. The applicant shall dispose of all surplus and unsuitable material outside of the limits of the right-of-way unless the permit provides for disposal at approved locations within the right-of-way. In the later case, the material shall be leveled and graded in an approved manner. All material stockpiled in the road right-of-way shall be properly signed and barricaded.

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BACKFILL MATERIALS: Granular material, Class II, shall be used for backfill material unless otherwise authorized. Top 8" of trench shall be 22A gravel placed in accordance with the Standard Specifications for Construction, Section 2.08.11, controlled density method. Ninety-five (95) percent compaction will be required in all areas located within 15 feet of the road centerline. All other areas may be backfilled with 90% compaction required. All trenches, holes, and pits shall be filled with sound earth or sand-gravel and placed in successive layers not more than 9-inches in depth (loose measure) with each layer being thoroughly compacted by tamping.

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ROAD CUTS: Asphalt road surfaces shall be saw-cut 2 feet wider than the trench. In all asphalt surfaces or bases, the material shall be cut in a straight line. The asphalt replacement surface shall be replaced with an equivalent thickness but not less than 3-1/2 inches of 13A bituminous material. The surface shall be left flush with the existing asphalt surface. The replacement surface shall be installed within 7 days of the road cut (if in a season of the year when it is not feasible to replace the pavement in kind, a temporary surface of bituminous material shall be placed and later replaced with pavement of the original type at the applicant's expense) and the road cut must be maintained by the applicant until the road cut asphalt patching is completed satisfactorily.

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BORING OR JACKING: Pipe installed by boring or jacking without cutting the existing pavement shall have backfill made by tamping a dry mix of lean concrete into place so as to completely fill any voids remaining around the installation. The concrete shall be composed of one part of Portland cement and 10 parts of sand-gravel by volume. Boring pits shall be a minimum of 10 feet from the edge of the traveled roadway.

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STOCKPILES IN RIGHT-OF-WAY: materials stockpiled in the road right-of-way during construction must be located a minimum of 17 feet from the road centerline and properly signed with type II barricades with flashers.

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DEPTH OF PIPES: Pipes shall be placed at a depth that will provide not less than 4 feet of cover between the top of the roadway surface and the top of the pipe; and not less than 3 feet below the bottom of the ditch to the top of the pipe, unless otherwise authorized by the road commission.

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TREE TRIMMING OR TREE REMOVAL: Permit holder must contact and secure permission from the abutting property owner where necessary. Permit holder must dispose of all limbs, stumps, and litter in a manner approved by the road commission. Permit holder must comply with any additional supplemental provisions deemed necessary to protect the interest of the road commission.

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TRAFFIC CONTROL: Roads shall be open to traffic at all times. No work will be allowed from 5:00 p.m. Friday until 8:00 a.m. Monday. "CONSTRUCTION AHEAD" signs shall be located 500 feet each direction of the construction site. Flagmen are required at all times during construction.

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DETOUR ROUTES: If the work proposed should require total road closure, a detour route must be approved by the road commission. Contact the Weighmaster/Permit Coordinator for a detour route approval.

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SECURITY DEPOSIT REFUNDS: Security deposits will be refunded after satisfactory completion of the project.