

APPLICATION AND PERMIT TO CONSTRUCT, OPERATE, USE AND/OR MAINTAIN WITHIN THE RIGHT-OF-WAY; OR TO CLOSE A COUNTY ROAD

If a contractor is to perform the construction entailed in this application and permit, and is supplying the deposit, he will fill out the information block provided, and thereby assumes responsibility, along with the applicant, for any provisions of this application and permit which apply to him.

 Applicant's name (Property Owner, Corp., City, Township, Etc.) DATE

 Applicant's Mailing Address

 (Phone)

 Applicant's Signature (if other than Property Owner give Title)

 Contractor's name (Individual, Company, Etc.) DATE

 Contractor's Mailing Address

 (Phone)

 Contractor's Signature (if signing for Contractor give Title)

The above-named applicant hereby makes application for a permit to Construct, Operate, Use and/or Maintain within the right-of-way; or closes a County Road.

House No.	Road	Township	Section No.
The exact location is as follows: _____ (In rural areas give distance and direction from nearest main intersection)			

For a period commencing _____ and ending _____; detailed description of the desired facility and/or activity is as follows: (Include size, length, type of facility. If crossing under roadbed, describe method. If buried, indicate depth from top of facility to surface. If facility to run parallel to highway, indicate distance from inside edge of facility to centerline of road. If driveway approach, state if Residential or Commercial; if Commercial, state type of establishment it will service. If Tree Trimming or Tree Removal, state number, species and size of trees involved. If application for Banner, state legend.)

The above-stated intentions will be carried out in the manner applied for in accordance with plans, specifications, map and statements filed with the Oceana County Road Commissions hereinafter referred to as the Commission as part of this application and if said permit is granted, the above-named applicant agrees to do the following:

- To operate and maintain the structure covered by this permit at his own expense.
- Give written notice to the Permit Department of the Commission at least 48 hours prior to commencement of operations covered by this permit.
- In any and all operations under this permit, meet all applicable requirements of the Commission Specifications and Supplemental Specifications set forth on the reverse side of this application and permit.
- Take, provide and maintain all necessary precautions to prevent injury or damage to persons and property from operations covered by this permit and use safety devices which are approved by the Commission.
- Save harmless the Commission against any and all claims for damage arising from operations covered by this permit and furnish proof of insurance coverage or a protective liability policy naming the Commission as insured for the terms of this permit for _____ personal injury and _____ property damage for operations covered by the permit.
- Surrender the permit herein applied for; surrender all rights hereunder; cease operations; and remove, alter, relocate at applicant's own expense the facilities for which this permit is granted whenever ordered to do so by the Commission because of the need for the area covered by this permit for public road uses or because of a default in any of the conditions of the permit. Upon failure to remove, alter, relocate or surrender the facilities pursuant to the order of the Commission; reimburse the Commission for its cost in doing same.
- At the option of the Commission, deposit cash, performance bond, or a certified check in the sum of _____ acceptable to the Commission and conditioned upon performance of the conditions of the permit and compliance with all requirements of the law.
- Nothing in this permit shall be construed to grant any rights whatsoever to any public utilities whatsoever except as to the consent herein specifically given, nor to impair anyway any existing rights granted in accordance with the constitution of laws of this State.
- (See reverse side of this application and permit for any additional conditions.)

A permit as required in the foregoing application subject to the conditions to which applicant therein agrees, is hereby granted for the period commencing _____ and ending _____. The period applied for and granted in this application and permits covers, activity within the right-of-way. The obligation to operate, use and/or maintain the facility to the satisfaction of the Commission remains in force as long as the facility exists and is within an area under the jurisdiction of the Commission.

BOARD OF COUNTY ROAD COMMISSIONERS, OCEANA COUNTY, MICHIGAN Approved by _____

NOTE: This permit does not relieve applicant from meeting any applicable requirements of law or of other public bodies or agencies.

ADDITIONAL CONDITIONS:

9. (Continued from other side)

10. This permit is issued on the conditions that licensee and any person working under the authority of this permit shall comply with the requirements of Act 53 of P.A. 1974.

11. Comply with the requirements of Act 347 PA 1972 controlling soil erosion and sedimentation.

SUPPLEMENTAL SPECIFICATIONS:

1. PERMIT – The individual in charge of the work shall have the permit and the approved plans or sketches in his possession on the job at all times.

2. EXCAVATION AND DISPOSAL OF EXCAVATED MATERIAL – The Contractor and /or the 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 highway installation such as sewers, culverts, etc. The Contractor and/or Utility Company shall assume the full responsibility for this protection and shall not proceed in these areas before approval of methods by the Commission.

Excavated material shall be stocked in such locations that it does not obstruct vision on the traveled portion of the highway and in such a manner that it will interfere as little as possible with the flow of traffic. Sod and top soil shall be stocked separately from other excavated material. The applicant shall dispose of all surplus and unsuitable material outside of the limits of the highway unless the permit provides for disposal at approved locations within the right of way. In the latter case, the material shall be leveled and trimmed in an approved manner.

3. BACKFILLING AND COMPACTING BACKFILL – All trenches, holes, and pits shall be filled with sound earth or with sand-gravel if so provided, placed in successive layers no more than 9 inches in depth, loose measure, and each layer shall be thoroughly compacted by tamping and all backfill compaction will be subject to check by the Controlled Density Method.

Restorations shall be such that it will provide a condition equal to or better than the original condition and in accordance with Michigan Department of State Highways and Transportation Standard Specifications.

Sand-gravel back fill material shall consist of approved bank-run sand or gravel or a mixture of approved sand or stone screenings with gravel or crushed stone, provided that there shall be a substantial excess of sand or stone screenings in the mixture. All of the material shall be of such size that it will pass through a screen having 2 ½ inch square openings, unless otherwise authorized.

4. CROSSING BY CUTTING GRAVEL AND TRENCHING – All trenches shall be backfilled with sand-gravel as specified in paragraph 3, or material acceptable to the Commission, to within 6 inches of surface of traveled portion of road. Place 8 inches of 22A gravel in trench on traveled portion of road.

5. CROSSING ROADBED BY BORING OR JACKING-When the pipe is installed by boring or jacking without cutting the existing pavement, the backfill shall be 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. Sand-gravel shall conform to the requirements given in paragraph 3.

6. CROSSING BY CUTTING PAVEMENT AND TRENCHING-When this method is approved by the Commission, the pavement shall be cut back so that the opening is at least one foot wider on each side than the width of the trench. In all concrete surfaces or bases, edges of trenches shall be formed by the use of a concrete saw. The pavement shall be broken in such a manner as to allow the reinforcing steel to protrude a sufficient distance for lapping or tying with similar reinforcement in the pavement patch. In all asphalt surfaces or bases, the material shall be cut in a straight line. Backfill shall be made with sand-gravel as specified in item 3. After the backfill has been placed by the controlled density method, the pavement shall be replaced with new pavement of the original type and quality, unless at a season of the year when it is not feasible to replace pavement in kind, in which case temporary surface of bituminous material shall be placed, and later replaced with pavement of original type at the applicant's expense.

7. DEPTH OF COVER MATERIAL-Pipes shall be placed to a depth that will provide not less than 4 feet of cover between the top of roadway surface and the top of the pipe, and not less than 3 feet below bottom of ditches to the top of the pipe, unless otherwise authorized by the Commission.

8. TREE TRIMMING OR TREE REMOVAL- (A) Contract and secure permission of the abutting property owner where necessary. (B) Dispose of all limbs, logs, stumps and litter in a manner acceptable to the Commission. (C) Comply with any additional supplemental provisions deemed necessary to protect the interests of the Commission.

9. INSPECTIONS-In all cases the applicant or contractor shall notify the Commission 48 hours in advance of when the work will commence so, if necessary, arrangements may be made to have an inspector present while the work is in progress. The applicant or contractor may be billed for the necessary expense of the inspector.

10. Any operation in the right of way not covered by the above specifications, submitted with this permit, shall be done in accordance with Commission requirements.

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

THE FOLLOWING MUST BE ATTACHED TO APPLICATION WHEN APPLICABLE: 1. Deposit, except for residential driveways and local units of government.

2. Plans, specifications and locations of facility. 3. Copy of resolution-for local units of government. 4. Traffic plan in case of street closures. 5. In cases of banner applications, legend must be shown.