



City of West Jordan  
 Engineering Department  
 8000 South Redwood Road  
 West Jordan, Utah 84088  
 801-569-5070

# Public Right-of-Way Encroachment Permit Application and Agreement

<b>Company Name:</b>	<b>Permit No.:</b>
<b>License No.:</b>	
<b>Applicant Name:</b>	<b>Work Number:</b>
<b>Title:</b>	
<b>Address:</b>	<b>Cell Number:</b>
<b>City, State, Zip:</b>	
<b>Contractor Performing Work:</b>	<b>Email:</b>
<b>Nature of Work:</b> Telephone Electrical CATV Gas Water Stormdrain Wastewater Secondary Water Other:	

FAILURE OF THE PERMITTEE TO FOLLOW THE PROVISIONS OF THIS PERMIT SHALL RESULT IN THE RETRACTION OF THE PERMIT BY THE CITY AND LOSS OF PRIVILEGE TO WORK WITHIN THE CITY'S RIGHT-OF-WAY.

**1. Standards/Location of Work**

The above indicated applicant is hereby granted subject to **Title 8, Chapter 8** of the City's Municipal Code, the City's Policies and Design Criteria Manuals, the Construction Specifications Manual, Standard Drawings Manual, State Occupational Safety and Health Laws, Manual on Uniform Traffic Control Devices (MUTCD), Instructions to Flaggers, the approved plans, and any special limitations set herein, permission for the purpose of:

\_\_\_\_\_ within the right of way limits in the following locations \_\_\_\_\_

**2. Prior to Work**

Prior to Work being performed in the public right-of-way, the Permittee will make proper provisions for protecting the public's safety and property. This permit is a binding agreement between the Permittee and the City and shall be only for the location listed on this permit.

**3. Permit Fee**

The City of West Jordan Encroachment Permit Fee shall apply, for an excavation in public right-of-way, as listed on the Current Uniform Schedule of Fees and Services Charges:

\_\_\_\_\_ feet long, \_\_\_\_\_ feet wide, and \_\_\_\_\_ feet deep.

**4. Beginning and Ending of Work**

The work permitted herewith shall commence on \_\_\_\_\_ and shall be diligently prosecuted to completion. The work shall be completed, and all disturbed surface or objects restored on or before \_\_\_\_\_. In the event work is commenced under this permit and the permittee fails or refuses to complete the work, the City of West Jordan may, at its election, fill in or otherwise correct any existing deficiencies at the expense of the permittee and subject to immediate payment by the permittee.

**5. Performance Bond and Insurance**

The Permittee shall supply to the City a performance Bond for a period of three (3) years after completion of the work to guarantee satisfactory performance. Amount of the bond shall be determined by the encroachment department upon review of this application. The bond shall be in the name of the Permittee.

**Insurance**

The Permittee shall provide to the City copies of workers compensation insurance and liability insurance. The City its elected officials, appointed officials, employees, volunteers, and agents must be added as additionally insured under the policy. The Permittee shall be responsible for any liability or personal injury involved through neglect. The Permit Holder

agrees to indemnify the City, its elected officials, appointed officials, employees, volunteers, and agents against all claims, demands, costs, damages, attorney fees or other expenses of any kind by such neglect

#### **6. Notice of Work to Begin**

Before work permitted herewith is commenced, the permittee shall call in on the inspection line (801) 569-5051 before 3:00 p.m. Commencement of said work is understood to indicate that the permittee will comply with all instruction and regulations of the City of West Jordan (as listed) with respect to performance of said work and that she/he will properly control and warn the public of said work to prevent accident. The Permittee shall inform all emergency services, school districts, UDOT and UTA two (2) working days in advance of any approved road closures or detours.

#### **7. Restoration of Right-of-Way**

This permit is issued with the understanding that the Permittee will restore the right-of-way to its original or better condition. Such restoration shall take place within two (2) working days from the time of completion of the Work. If the Permittee fails to meet this obligation within the time indicated herein, the City may make all the necessary restorations at the Permittee's expense.

#### **8. Limits of Work Area**

Permittee shall not perform any work on City of West Jordan right-of-way beyond those areas of operation stipulated on this permit. This permit in no way allows the Permittee access to private properties; the individual property owners must grant access.

#### **9. Suspension of Work**

If permittee fails to comply with City of West Jordan regulations, specifications or instructions pertinent to this permit, the City Engineer or his duly authorized representative, may by verbal order, suspend the work until the violation is corrected. If permittee fails or refuses to comply promptly, the City Engineer or his authorized representative may issue a written order stopping all or any part of the work. When satisfactory corrective action is taken, an order permitting resumption of work may be issued.

#### **10. Permit Period/Extensions**

This permit is valid for the time stated in the approved permit, maximum length of permit is 45 days.

**Permit Extensions:** The City may grant an extension of time with a written request from the Permittee to the Engineering Department. Such request **must** be submitted five (5) working days before the expiration date of the permit. **A EXTENSION FEE WILL BE CHARGED AT HALF OF THE ORIGINAL FEE ASSESSED.**

#### **11. On-Site Permit Requirements**

A copy of the City's current trench detail, approved plan of the Work, approved traffic control plan, a signed copy of this Permit, and a copy of the City's Public Improvement Standards, Specifications, and Plans shall be on the work site at all times. The City shall be granted access to these papers at all times.

#### **12. Temporary Asphalt Patching**

Asphalt patching to roads between October 15 and March 1 will be considered temporary only and must be replaced after March 1 following APWA standards.

#### **Special Limitations:**

- Traffic Control Plans, signs and channelizing devices shall conform to MUTCD Standards as a minimum. Traffic Control Plan to be approved by City's Traffic Engineer.
- Contact the inspection line at (801) 569-5051 48-hours prior to the time of lane or shoulder closure, with route, location and duration. Call again when the job is complete.
- This Agreement and/or permit are for City of West Jordan approval only. You are responsible to obtain clearances from UDOT, UTA, railroads, private property owners and other local jurisdictions that you are working with.
- Call for Blue Stakes and check for other utilities in the area prior to excavation.
- Saw cut and tack coat joints. Replace asphalt to the existing depth plus 1-inch, with a minimum of 4-inches, or as directed by City Engineer.
- Untreated Base Course with 97-percent compaction for the full depth of the trench with 6-inch lifts.
- Licensee is responsible for repairing and/or restoring any portion of the roadway damaged during construction.
- Licensee must restore shoulder of highway to its original or better condition to include reseeded, replacing

**Public Right-of-Way  
Encroachment Permit Continued**

sidewalk, fencing, pipe, culverts or signs removed or damaged during construction.

- Striping is to be replaced with the same material within 48-hours of completion of the permit. The materials must maintain City of West Jordan standard specifications for 6-months.
- No storage of backfill material or pipe will be allowed within the ASHTO Clear Zone. Excavations to be backfilled daily if possible.
- If excavation is within 350-feet of an intersection, permittee is required to contact the City Traffic Engineer for requirements.
- Permittee will comply with all applicable environmental laws.
- All borings shall show an approved cross section showing all other existing utilities, and clearances from such.
- Steel drum vehicles or steel tracked vehicles or equipment shall use minimum 3/4 inch plywood over railroad concrete pavement to protect the concrete while crossing the railroad track area.
- For concrete paved roadways, the permittee is responsible for all panels that have 2-inch holes bored into the panel. If these panels fail in the future due to the bores, the Permittee will be required to replace the affected panels.

**Accepted By:**

My carrying out the activities allowed by this permit is conclusive evidence that I have accepted all provisions, limitations, and restrictions of the permit and attachments, understand and agree to all penalties for failing to comply with them and understand my ability to review a sample permit and applicable attachments at the City Engineer's office.

Permit Applicant:

\_\_\_\_\_

Name

Title

Date

Attach the following documents: **All documents and fees must be paid before an Encroachment Permit will be issued.**

- Bond (\$10,000 for one cut / \$ 25,000 for multiple cuts)
- Current copy of Liability Insurance (See #5 for verbiage)
- Traffic Control Plan
- Site Plan
- Fees Paid

Processed and Approved By:

\_\_\_\_\_

Name Title Date

\_\_\_\_\_

Name Title Date