

CITY OF EAGLE LAKE

PERMIT TO WORK WITHIN CITY PROPERTY/RIGHT-OF-WAY/ EASEMENTS

Location _____
(Street, property address, or legal, or distance and direction from nearest public street intersection)

Nature of Work _____
DESCRIPTION: Please include a detailed description and scaled drawing of the project and project work including identification of obstructions/structures to be placed and size and depth of excavation.

Indicate below items to be affected/disturbed and include information o drawing or plan of work to be done.

- | | |
|-------------------------------|------------------------------------|
| Curb & Gutter | Street Surface |
| Trail/Sidewalk | Trees |
| Pond/wetlands | Public Utilities (water & sewer) |
| Traffic Control Devices/Signs | Private Utilities (elec, gas,etc.) |
| Drainage | Other _____ |

Method of Installation or Construction _____

Work to start on or after: _____ and shall be completed by: _____ Unless an extension granted to:
_____ by _____
DATE STAFF

Is lane closures or detouring of traffic necessary? Yes No
If yes, state duration and suggested route for each instance:

DETOURS: All detours plans are required as part if this permit and must be pre-approved in writing by the City Administrator. The City Administrator shall be notified in writing at least three (3) working days in advance of any approved detour being established, changed or discontinued.

NAME OF APPLICANT _____ PHONE _____
PLEASE PRINT
EMAIL _____

ADDRESS _____
STREET CITY STATE ZIP

NAME OF PARTY OR ORGANIZATION PERFORMING WORK _____
GOPHER ONE-CALL REGISTRATION # _____ E-MAIL ADDRESS _____
CONTACT PERSON: _____ EMERGENCY (24 hrs) PHONE _____
ADDRESS: _____ DAY PHONE _____
STREET CITY STATE ZIP FAX _____

The undersigned herewith accepts the terms and conditions of this permit by the City of Eagle Lake as herein contained and agrees to fully comply therewith with the satisfaction of the City of Eagle Lake. The undersigned also declares that he/she has read, understands, and will comply with all relevant City Ordinances and all Right of Way Regulations as stated in the following pages. **A Certificate of Insurance or Self Insurance verifying coverage has been provided to the City of Eagle Lake. (City of Eagle Lake to be named as an additional insured when required)**

Signed: _____ Title: _____ Date: _____
All legal requirements shown on attached pages and on all "Special Provisions" to be complied with. The date when work is completed must be reported in writing to the City Administrator

FOR CITY USE ONLY

AUTHORIZATION OF PERMIT

FINANCIAL SECURITY AMOUNT: _____ TYPE(cash or check): _____

Fee: \$ _____ Receipt #: _____
Escrow: \$ _____ Receipt #: _____

PERMIT NO. _____

In consideration of agreement to comply in all respects with the regulations and codes of the City of Eagle Lake covering such operations, and pursuant to authorization duly given by said City of Eagle Lake permission is hereby granted for the work to be done as described in the above application with said work to be done in accordance with such provisions as hereby stated:

APPROVED BY: CITY ADMINISTRATOR

**CITY OF EAGLE LAKE
RIGHT OF WAY REGULATIONS**

SAFETY

1. Traffic shall be allowed to pass and to be protected at all times. If is not possible to allow traffic to pass, a detour must be pre-approved by the City Administrator. Notification must be in writing three (3) working days prior to commencement.
2. Traffic control devices shall be in accordance to the latest revision of the MMUTCD "Field Manual". When a trail or roadway/drive has been cut, appropriate signage must be kept in place and maintained until restoration is complete.
3. Excavations must be shored or sheeted, as required by O.S.H.A., when necessary to prevent undermining of roadways, trails, utilities, or for safety reasons. Stock piling of excavated material shall not occur within the public-right-of-way without proper traffic control.
4. Guys or stays shall not be attached to trees on the right-of-way or private property nor obstruct roadways, sidewalks, trails, driveways etc. without written permission.
5. Flaggers and/or warning lights at night shall be furnished by permittee whenever the work being done creates a hazard either to the traffic using roadway or the personnel engaged in the construction, or when directed to do so by the City.

OPERATIONS

1. Permit on Job-Approved permits or copies (including approved detour plans) shall be kept on the work site while it is in progress and in the custody of the individual in charge, and shall be exhibited upon request made by any City official.
2. Hours of Operation-All work, including maintenance and fueling of equipment, shall be carried out from 7 a.m. to 7 p.m.
3. Conditions of Permit – No person may excavate or obstruct the public right-of-way after the date specified in the permit, unless the person obtains a new permit or permit extension before the expiration of the original permit. The permit is valid only valid for the area of the right-of-way specified in the permit; no permittee shall do any work outside the area specified in the permit, except as noted herein.
4. If the obstruction or excavation of the public right-of-way begins later or ends sooner than the dates specified in the permit, the permittee shall promptly notify the City Administrator.

5. When possible, the permittee shall coordinate project work and installation of facilities in co-locations with other public right-of-way users.
6. The permittee shall locate property lines abutting public right-a-ways and replace any destroyed property corners with the services of a Minnesota-licensed land surveyor.
7. Provisions and Specifications – These general provisions, specifications and the Standard Plates shall be considered as forming an integral part of each and every permit issued for operations within Eagle Lake. Installation, placements, location, and relocation of equipment and facilities shall comply with all federal, state, and local laws. The work authorized by this permit shall be done at such time and in such manner as shall be consistent with the safety of the public and shall conform to all requirements and standards of the City. If at any time it shall be found by the City that the work is not being or has not been properly performed, the permittee, upon be notified by the City, shall immediately, take the necessary steps, at his own expense, to place the work in condition to conform to said requirements or standards.
 - a. Public right-of-way alignment and grade shall be maintained, unless otherwise authorized by the City;
 - b. Unless otherwise approved by the City, fiber facilities shall be buried in a proper conduit and at a depth of no less than three (3) feet deep and no more than four (4) feet; copper cable facilities below concrete or bituminous paved roadway surfaces shall be buried no less than three (3) feet deep and no more than four (4) feet deep, and all other copper cable facilities shall be buried no less than thirty (30) inches deep and no more than four (4) feet deep.
 - c. All underground facilities that cross streets or hard surfaces driveways shall be bored and installed in conduit when requested by the City. Natural gas lines do not need to be installed in conduit.
 - d. When utilizing trenchless installation methods to cross an area in which a City utility is located or when directed by the City, the permittee shall excavate an observation hole over the City utility to ensure that the City utility is not damaged.
 - e. If the project work involves open cut, the permittee shall install visual tracers at twelve (12) inches over buried facilities. If other construction methods are used, substitute locating methods may be used upon approval by the City.
 - f. During plowing or trenching of facilities, a warning tape shall be placed at a depth of twelve (12) inches above copper cables with over two hundred (200) pairs and all fiber facilities. A locating wire or conductive shield shall be installed above buried telecommunication facilities, except for di-electric cables.
 - g. Restoration of areas disturbed by facilities will include returning the right-of-way to the same condition that existed before excavation. The right-of-way user is responsible for all of its work done in the public right-of-way, whether by employees, agents, or independent contractors. All levels of restoration include compaction of the materials in lifts placed in the excavation of the sub-grade and aggregate base, plus pavement

replacement, in kind. Compacted backfill shall be brought to bottom of the gravel of the approved street section. Compaction shall be accomplished with hand, pneumatic or vibrating compactors as appropriate. Compaction testing may be required as determined by the City.

- h. All facilities shall be located so as to not interface with existing & potential future traffic signals and signs.
 - i. All above ground appurtenances shall be located no closer than ten (10) feet to City hydrants, waterline valves, manholes, lift stations or catch basins unless approved by the City, and shall not be installed in front or within visual sight lines of any City signs, monuments or amenities for facilities or parks. Minimum offsets from sidewalks, driveways and trails shall be two (2) feet unless approved by the City.
 - j. Underground facilities shall not be installed between a hydrant and an auxiliary valve. Underground facilities shall not be installed within five (5) feet of hydrants, waterline valves, lift stations, manholes, or catch basins where utility easements exist beyond the roadway surface area of the public right-of-way and space is available therein. In those areas in which no utility easements exist, placement of an underground facility shall be between the edge of pavement and no closer than three (3) feet to an existing City utility appurtenance, unless approved by the City.
 - k. The location and installation of telecommunications facilities shall comply with the National Electric Safety Code, as incorporated by reference in Minnesota
8. Execution – The permittee shall use diligence in the execution of the work authorized under this permit in order not to endanger the public or unnecessarily obstruct travel along any road or right-of-way. Operations shall be so conducted as to permit safe and free travel over the roads and trail ways at all times within the limits of the work herein prescribed. All safety measures for the free movement of traffic shall be provided by the permittee at their own cost. **The permittee shall notify adjacent property owner's 48-hours prior to commencement of any project work that may disrupt the use and access to the abutting property. Notification shall include at a minimum the following information:**
- Description and purpose of work
 - Company listing with addresses and telephone numbers (Utility Name, Contractors, etc.)
 - Local contact name and telephone number
 - Tentative work schedule
 - Restoration process
 - Statement noting that work is for a private utility, not the City of Eagle Lake
9. Conformity to Laws – the installation 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.

- a. The applicant shall furnish a bond or financial guarantee in the amount to be determined by the City that is required to ensure adequate and timely completion of repair. This bond or financial guarantee shall remain in effect for 1 year subsequent to completion of street repair to protect the City from defects in material, workmanship or non-compliance with City standards or specifications.
 - b. File with the City a liability insurance policy or certificate of such insurance issued by an insurance company authorized to do business in the State. The policy shall insure the person performing acts described in this section and **the City, listed as an additional insured**, in the sum of at least \$1,000,000 for injury to one person, and \$1,000,000 for one accident, and at least \$1,000,000 property damage or in such other amounts as the Council shall determine. The policy shall be kept in effect until the termination of a permit granted pursuant to this section.
 - c. Except for the negligent acts of the City, its agents and its employees, the permittee shall assume all liability for, and save the City, its agents and its employees, harmless and defend same at its sole cost and expense for any and all claim for damages, actions or causes of action arising out of the work to be done herein and the continuing uses by the permittee, including but not limited to the placing, constructing, and reconstructing, maintaining, protecting and use of said facility under this application and permit for construction.
10. Existing Facilities – the utility facility and installations shall not interfere with any existing utility facility on the City’s right-of-way or easements. It is the responsibility of the applicant to call for timely, necessary locations of existing utilities. (Gopher State One Call 800-252-1166)
 11. Private Property – The work permit or permit for construction as issued does not in any way imply an easement or right to enter private property.
 12. Quality of Work – finished surface, base and sub-base of all disturbed surfaces upon completion of work shall be at least equal to or better than current City specs for similar construction. New surfaces must match existing roads or trail-ways. **Hard surfaces shall be replaced with 48 hours upon completion of backfill.**
 13. Cutting Trees – the permission herein granted doe not confer upon the permittee the right to cut, remove, or destroy trees or shrubbery within the legal limits of the right-of-way or easements that are not specifically indentified on the plan attached to this permit or relieve permittee from permittee shall protect the root growth of significant trees and shrubbery within the public right-of-way adjacent thereto.
 14. Drainage – all waterways and overland drainage shall remain operative. Proper erosion control shall be established and maintained throughout the construction and restoration.

15. Pole anchors – Pole anchors, anchors, braces or other construction may be permitted within right-of-way or easements and must be approved on a case-by-case restoration.
16. Driving Limitations:
 - a. Driving or parking on City trails or sidewalks shall only be permitted for those operations requiring direct access to the boulevard area where adequate shoulder width is not available. Vehicles within the right-of-way area shall utilize warning flashers at all times.
 - b. Vehicles driving on trails or sidewalks shall not operate in excess of 5 miles per hour. Vehicles shall operate at slower speeds when weather conditions, trail conditions, poor visibility, obstructed sightlines or other conditions require special precautions to ensure the safety of trail users and the general public.
 - c. Vehicles shall not be parked on trails or sidewalks in such a manner as to unnecessarily impede the safe and efficient use of trail ways by the general public.
17. Vehicles or equipment traversing roads or trail surfaces shall not utilize studded or chained tires, caterpillar traction, or any other form of traction that will result in damage to the surface.
18. Clean Up – Street and trails shall be cleaned at the end of each workday and affected right-of-way shall be cleaned after construction is completed and left in a neat and presentable condition. Any sediment or debris from improvement shall be removed from sanitary or storm sewer systems, including drainage swales and ponds, as needed.
19. Trees and Vegetation – Burning or discing operations and/or the use of chemicals to control or destroy trees, brush and other vegetation is prohibited without prior approval from the City.
20. Replacement of Sod – Wherever topsoil and sod are disturbed, they **shall be preplaced and maintained satisfactorily until the turf is established**. Any turf that fails to be established shall be replaced and satisfactorily re-established. **Restoration of boulevards shall include a minimum 4" of topsoil and seed..At the request of the property owner, turf restoration for areas exceeding10 sq. ft. shall include the placement of sod. The notice to property owner shall clearly identify this option to the property owner. The property owner shall assume maintenance requirements of sod.**
21. Street Opening – Contractors that require a permit to complete a repair on the street, cut the curb for driveways, or other such street openings will be required to follow the Ordinance and restore the street accordingly. The fee schedule identifies the cost for an excavation permit and

also the portion to be returned to the Contractor upon satisfactory completion of the restoration for street openings.

22. **“As-Built”** will be provided to the City of Eagle Lake within fourteen (14) days of the completion of the above mentioned project.

If you have any questions, please contact City Hall at 507.257.3218 or by email at jbromeland@eaglelakemn.com.

**705 Parkway Avenue
P.O. Box 159
Eagle Lake, Minnesota 56024**