



Permit No.:	Date:

301 East Main Street
 Lowell, Michigan 49331
 Phone (616) 897-8457
 Fax (616) 897-4085

City of Lowell Right of Way Construction Permit

Is this a Revision? Yes No
 If so, Permit # _____

Fee: \$ _____
SEE FEE SCHEDULE

Application and permit to construct, operate, use, and/or maintain with the right-of-way.

If a contractor is to perform the construction entailed in this application and permit, and is supplying the bond, they will fill out the information and thereby assumes responsibility, along with the applicant, for any provisions of this application and permit which apply to them. Failure to fill out form in its entirety may lead to permit being denied.

Applicant (Property Owner/Utility):

Contractor (Individual or Company):

 Name

 Address

 City, State, Zip

 Phone Number

 Email

 Signature (if other than owner, give title)

 Name

 Address

 City, State, Zip

 Phone Number

 Email

 Signature (if signing for contractor, give title)

The above named applicant/contractor hereby makes application for a permit to construct, use, and/or maintain within the right-of-way of _____ (Street) the exact location as follows:

Location of work to be done: _____
Address

Work to be performed shall commence on: _____ and shall be completed by: _____.

Type of work to be performed: _____

The Applicant/Contractor agrees to the following:

1. Applicant/Contractor shall provide written scope of work and provide proposed plan/sketch of work to be done before permit will be considered for approval. See requirements for plan/sketch information at the end of this permit.
2. Applicant/Contractor must provide a copy of certificate of insurance showing coverage for liability in the amount of two million dollars (\$2,000,000.00) and the City of Lowell as an additional insured.
3. Applicant/Contractor shall provide a bond to the City of Lowell equal to the amount for all repairs within the City's right of way, minimum of \$10,000. The City will determine if any additional bond amount is necessary. All work must be completed and inspected by City of Lowell before bond will be returned. Contact the City of Lowell for final inspection.
4. Applicant/Contractor hereby agrees to abide by the ordinances and regulations of the City of Lowell, Michigan.

PERMIT REQUIREMENTS

The following conditions shall apply to the Right-of-Way Permit:

- Contractor must call Miss Dig at 811 (or 800-482-7171) for the location of existing underground utilities to be marked in the field. Contractor shall not abuse Miss Dig for emergency staking calls to have utilities marked for routine work. Calling of Miss Dig does not relieve the Contractor of the responsibility of notifying utility owners who may not be a part of the Miss Dig notification system, including property owners.
- The City has information on watermain and water services as well as sanitary sewer and storm sewer main. The City **DOES NOT** have information on sewer laterals to business and homes. The City does not have locations of other utilities. It shall be the responsibility of the requestor of the permit to investigate the location of other utilities and to coordinate with them on the placement of any additional utilities/cables.
- PA-174 requires hand exposing of all utilities when working in proximity to the marked lines. Contractor to determine location and depth prior to use of power equipment within 4-feet of marked utility lines, in accordance with PA-174 and MiOSHA.
- Failure to follow PA-174 requirements shall: First offense will result in a stop-work order until contractor performs necessary utility locating; Second offense will result in a revocation of permit and may result in exclusion of contractor and/or applicant from working within the City of Lowell right-of-way.
- Contractor shall not deviate from approved plans without written approval by the City of Lowell. Work that is installed improperly or in the wrong location shall be removed immediately.
- All work shall maintain a minimum horizontal separation of 5-ft and a minimum vertical separation of 3-ft from water lines, sanitary sewer pipes, and storm sewer pipes. Must maintain a minimum clearance of 18-inches when crossing over/under an existing utility.
- All disturbed surfaces must be restored to a pre-construction condition or better within 30 days of the conclusion of utility installation. Work performed during winter shall be restored no later than April 15th. Failure to complete restoration in the proper time frame may result in future permits being denied until a restoration plan is provided and previous work has been completed.
- Traffic control shall be provided by the applicant/contractor and must follow the most current version of the Michigan Manual of Uniform Traffic Control Devices for all work zones and street closures.
- No street closures or lane closures are allowed without PRIOR approval of the City of Lowell Department of Public Works.
- Contractor shall contact the City of Lowell Department of Public Works at least 3 days prior to the commencement of the operation covered by the permit. The City MAY require a pre-construction meeting prior to the start of any work to go over the project limits and determine how contractor intends to install the utility while meeting the requirements of the permit.
- Work is allowed between 7am and 7pm weekdays. No work shall be performed on weekends or legal holidays unless authorized by the City Manager.
- This permit is only for the work described in the permit and only for work within the City Right-of-Way. Work outside of the public ROW will require written permission from the affected property owner(s).
- In any and all operations under this permit, the contractor shall meet all requirements of the current Michigan Department of Transportation Standard Specifications and/or any other Supplemental Specifications set forth by the City.

- Contractor shall take, provide and maintain all necessary precautions to prevent injury or damage to person and property from operations covered by this permit.
- 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 anywise any existing rights granted in accordance with the constitution or laws of this state.
- This permit does not relieve applicant from meeting any applicable requirements of law or of other public bodies or agencies.
- Applicant must immediately remove, alter, relocate at the applicant's own expense the facility for which this permit is granted, if requested by the City to do so. Upon failure to remove, alter, relocate or surrender the facility pursuant to the request of the City, the applicant must reimburse the City for its cost in doing the same.

This application, if approved, shall authorize only the work described herein. No other work shall be performed within the City right-of-way by the applicant or any other party (including, without limitation, the installation of additional wires or lines along or within any facilities or structures described in this application) without a separate written application approved by the City of Lowell. The City of Lowell shall not be responsible for any damages to wires, poles, conduits, or any other facilities or structures constructed or installed within the City right-of-way.

The period applied for and granted in this application and permit covers activity within the right-of-way. The obligation to operate, use and/or maintain the facility to the satisfaction of the City of Lowell remains in force as long as the facility exists and is within an area under the jurisdiction of the City of Lowell.

The undersigned agrees that if this application is approved, he/she will meet all legal requirements and that he/she will be responsible to the City of Lowell for any damages done to the City, and that he/she shall pay for all damages, fines and penalties in which he/she shall become liable to pay, and shall hold the City of Lowell harmless from all suits, claims, damages and proceedings of any kind due to his/her operations within the City.

Signature of Applicant/Contractor _____ FOR: _____

The Permit is approved only after it is signed by the Public Works Director or his/her designee.

The permit request has been reviewed and approved by the following:

Approved: _____
 Utilities Supervisor Date Streets & Parks Supervisor Date

Approved: _____
 Public Works Director Date

All work and repairs must be inspected by a City employee before bond is returned. Call City Hall to set up appointment for inspections at 616-897-8457.

Date of final inspection: _____

 City Supervisor

Shared/ROW/RightofWayConstuctionPermit