

VILLAGE OF FOX RIVER GROVE
UTILITY ROW AND EASEMENT
APPLICATION & PERMIT
FOR WORK IN THE PUBLIC RIGHT-OF-WAY
10/28/08

Date of Receipt

Reference: Code of Ordinances Chapter 18, Article V -- For construction, excavation, maintenance, repair, or testing on, over, above, along, upon, over, across, or within the public rights-of-way within the corporate limits of the Village of Fox River Grove.

This document must be submitted within 48 hours of the completion of any emergency repair. All work must be performed within Village Right of Way or dedicated utility easement.

Please print neatly or type.

SECTION 1. GENERAL INFORMATION

1.1 Application to perform work within R-O-W work involving (check applicable):

- electric power installation
- telecommunications installation
- natural gas distribution installation
- water or sewer line installation
- petroleum products installation
- cable service installation
- video service installation
- if other, please describe: _____

1.2 Location of Work, Street Address: _____

From Address: _____

To Address: _____

1.3 Expected Date of Work Start: _____

1.4 Estimated Number of Working Days To Complete Work: _____

1.5 Name of Utility Owner: _____

Mailing Address: _____

City: _____ **State:** _____ **Zip Code:** _____

Telephone: _____ **Fax:** _____

Contact Person/Title: _____ / _____

Telephone: _____ **Fax:** _____

E-mail address: _____

Emergency Contact: _____ Telephone: _____

1.6 Contractor: _____ Please check if none: _____

Mailing Address: _____

City: _____ State: _____ Zip Code: _____

Contact Person: _____

Telephone: _____ Fax: _____

E-mail address: _____

1.7 Emergency Contact: _____ Telephone: _____
Professional Consultant advising on permit application: Please check if none: _____

Name: _____

Mailing Address: _____

City: _____ State: _____ Zip Code: _____

Telephone: _____ Fax: _____

Contact Person: _____ Telephone: _____ Fax: _____

E-mail address: _____

Emergency Contact: _____ Telephone: _____

[PLEASE USE SEPARATE PIECE OF PAPER TO LIST ADDITIONAL CONSULTANTS]

1.5 Does Utility Facility Owner have a franchise, license or similar agreement with the Village authorizing work in the Right-of-Way? Yes _____ No _____

Title: _____

1.6 Is the Utility Facility Owner paying any telecommunications infrastructure fees or electrical infrastructure fees to the Village? Yes _____ No _____

SECTION 2. WRITTEN DESCRIPTION OF PROPOSED WORK IN RIGHT-OF-WAY:

2.1 Generally describe the physical structure of the utility to be installed, constructed or modified:

Attach drawing as Exhibit 2.1

2.2 Generally describe what the equipment does:

2.3 Generally describe the means and methods that will be used to perform the work:

2.4 For natural gas systems only: (Attachment 2.5 if Extra Space Needed.)
(a) proposed pipe size:
(b) design:
(c) construction class:
(d) operating pressures:

2.5 For petroleum products pipelines only: (Attachment 2.6 if Extra Space Needed.)
(a) type or types of petroleum products:
(b) pipe size:
(c) maximum working pressure:
(d) design standard to be followed:

SECTION 3. DOCUMENT SUBMISSIONS:

- 3.1 Drawings, plans and specifications showing the work proposed (Attach as Exhibit 3.1).**
- 3.2 Certified plat of survey or plat of subdivision showing Village Right of Way or dedicated utility easement (Attach as Exhibit 3.2).**
- 3.3 Plans for restoration and any vegetation to be added including guarantee period or payment in lieu of (Attach as Exhibit 3.3).**

I certify that the statements in this application are true, complete and correct to the best of my knowledge and belief and that all work shall comply with Chapter 18, Article V of the Fox River Grove Code Of Ordinances and the Right-Of-Way Permit Terms And Conditions printed at the end of this form. *Requests for Variance(s) must complete Section 3.12.*

Print Full Name

Title

Signature

Date

SECTION V. VILLAGE APPROVAL GRANTED BY SIGNATURES:

Police Chief (For Traffic Control Plan Only) Date

Building & Zoning Supt. Date

Public Works Supt. Date

SECTION VI. VILLAGE INSPECTIONS & REFUNDS:

Service Line/Construction Approval: _____
B&Z Supt. Signature Date

Restoration Approved: _____
PW Supt. Signature Date

Guarantee Period Satisfied: _____
B&Z Supt. Signature Date

Surety Bond/LOC/Cash Refund: _____
(Circle) Clerk/Deputy Clerk Signature Date

The work authorized by this permit shall be completed within 6 months, otherwise the permit becomes null and void. See Terms And Conditions # 15.

RIGHT-OF-WAY PERMIT TERMS AND CONDITIONS

- 1. The work for the facility for which this permit is issued shall be conducted in strict conformance with the approved construction drawings, plans and specifications for the facility on file with the Village. No revisions or additions shall be made to the proposed work without written permission of the Public Works or Streets and Parks Superintendent.**
- 2. No deviations shall be made in the location of approved utilities facilities without approval of the Public Works or Streets and Parks Superintendent.**
- 3. Permittee is responsible for locating property pins or markers to ensure location of facilities is within Village right of way or dedicated utility easement.**
- 4. In the event the actual locations of any facilities deviate in any material respect from the locations identified in the plans, drawings, and specifications submitted with the permit application, Permittee shall submit a revised set of drawings to the Village within 90 days after completion of construction of work. The revised drawings or plans shall identify where the actual facilities deviate from the locations approved in the permit. If any deviation deviates from the requirements set forth in Chapter 18, Article V of the Village Code, it shall be treated as a request for a variance. If the request is denied, Permittee shall either remove the facility from the right-of-way or modify it to conform to the permit.**
- 5. Permittee shall maintain liability insurance naming the Village as an additional insured at all times during construction of the facility.**
- 6. Permittee shall establish and maintain a Security Fund until completion of the work authorized by this permit.**
- 7. So long as the permitted utility facilities occupy the public right-of-way, or dedicated utility easement, Permittee and its successors, grantees and assigns shall defend, indemnify and hold the Village of Fox River Grove and or property easement owners free and harmless against any and all injuries, claims, damages, actions, liabilities, losses and expenses, including reasonable attorney' s fees, arising out of the negligent, careless or wrongful acts or omissions of the Permittee, its successors, grantees and assigns, and their agents, officers and employees.**
- 8. It is the sole responsibility of the Permittee to maintain and repair its utility facility after it is located, placed or constructed upon, under or along the public right-of-way or utility easement. In no case shall the Village be liable or responsible to the Permittee for any damages or liability of any kind whatsoever incurred by the Permittee or to Permittee's utility facility.**
- 9. All street crossings shall utilize minimally intrusive undergrounding methods. Pavement cuts shall be permitted on a highway only if that portion of the highway is closed to traffic or a variance is granted by the Village Engineer.**
- 10. Flowable fill must be used as backfill of all roadway or walkway surfaces.**

11. Permittee will promptly repair and/or replace in kind, to the reasonable satisfaction of the Streets and Parks Superintendent, any damage to property, whether publicly or privately owned, which may result from the construction, installation, operation and maintenance of the utility facility. Such restoration shall include driveways, side roads, walkways, and landscaping, and may include backfilling, regrading, reseeding, resodding, repaving or any other work necessary to restore the damaged or disturbed property to its prior condition. If Permittee fails to complete such repairs within thirty (30) days after written notice from the Village that such repairs must be made, the Village may repair such damage and Permittee shall pay the cost thereof. Permittee guarantees all restoration for a period of one year from the date of the "Restoration Approved" signature in Section VI.

12. Permittee's utility facilities located, placed or constructed upon, under or along a public right-of-way pursuant to this permit shall be temporarily or permanently removed or relocated at Permittee's expense within 90 days following written notice from the Streets and Parks Superintendent that such removal, relocation or alteration is deemed necessary for public purposes of the Village, including but not limited to the construction, repair, maintenance, relocation or installation of any public improvements in or upon the public right-of-way. The Village retains the right and privilege to cut, move or damage Permittee's facility located within the public rights-of-way of the Village when necessary, appropriate or useful in response to any public health or safety emergency.

13. Permittee shall notify the Public Works or Streets and Parks Superintendent within 90 days following abandonment of all or part of its utility facility within the public right-of-way, and shall promptly remove such facility from the public right-of-way within 60 days upon determination by the Public Works or Streets and Parks Superintendent that such removal is in the best interests of the public health, safety and welfare.

14. Permittee shall submit such information in such form and detail as required by the Village to demonstrate compliance with the terms and conditions of this permit and with all applicable statutes, ordinances, laws or regulations.

15. This permit does not grant or create any property right in the public right-of-way or grant authority to Permittee to impinge upon the rights of others who may have an interest in the rights-of-way, and is effective only insofar as the Village has jurisdiction.

16. This permit shall be valid for only six (6) months from the date of issuance. Requests for extension(s) must be submitted in writing with a new Section IV (Signed by applicant), V, and VI. Village approval requires that Section V be signed.

17. Per Ordinance Section 18-17, all earth must be removed from streets and sidewalks within four (4) hours. All debris must be removed from the site within two (2) hours.

18. Permittee shall fully and completely comply with all applicable statutes, ordinances, rules and regulations. Failure to comply with the requirements of this permit or with the requirements of applicable statutes, ordinances, laws or regulations shall be cause for revocation of this permit.

10/28/08