

**WHITMAN COUNTY
STATE OF WASHINGTON**

Permit Fee: \$ 20.00
Permit No. _____

Application to PERFORM WORK on County Right-Of-Way

Name of Applicant: _____ Date: _____

The undersigned hereby applies for permission to: _____

Utility Franchise Owner: _____

The estimated time required for completion of the above work is _____ which the petitioner agrees to prosecute with all diligence and speed with due regard for the rights, interests and conveniences of the public.

Petitioner further agrees to perform the work in strict compliance with the provisions enumerated below and states that he has read and will adhere to the general provisions applicable to permits contained on the reverse side of this form.

Address: _____ Phone: _____

FAX: _____

Signed: _____ Title: _____

Print Name: _____ Job No.: _____

SKETCH OR ATTACH DRAWING

PERMIT

Subject to all the terms, conditions and provisions written or printed below or on any part of this form. (Check appropriate box.)

- Applicant or designated contractor shall provide proper traffic control (warning signs, cones or flagger if necessary).
- No equipment shall be left parked in roadway after work hours.
- Any damage to roadway shall be applicant's responsibility to repair.
- Markers must be installed to mark new pipe or utility.
- Proper depth determined by Whitman County. Minimum depth of pipe or utility _____
- Applicant or designated contractor shall notify Whitman County 24 hours prior to start of work.
- If there is serious settlement in the road after work is complete, contractor will return to remedy.

Further conditions or requirements:

Approved by: _____

Phone: (509) 397-4622

Date: _____

It is the responsibility of the applicant to notify all utilities and private property owners when such property is liable to injury or damage through the performance of the above work and the applicant shall make all necessary arrangements relative to the protection of such property and/or utilities.

UTILITY DAMAGE IS COSTLY. CALL BEFORE YOU DIG!

Instructions for Applicants

Applicants for permits to occupy County property with utilities, or holders of granted franchise rights contemplating work upon, along, over, under or across any County road, bridge, wharf, trestle, public place, street, avenue or alley on property in the County, shall first file with Whitman County Public Works his application to do such work.

Such applications shall be accompanied by drawings if required by Whitman County. Drawings shall be to a working scale, showing position and location of work, names or numbers and width of roads, streets, etc., showing their location in plats, or subdivisions of sections, township and range, showing the relative position of such work to existing utilities, constructed, laid, installed or erected upon such roads, streets or public places.

The applicant shall specify the type of construction by submitting plans showing the class of materials and the manner in which the work is to be accomplished. All such materials and equipment shall be of the highest quality and the manner of excavation, fills, construction, installation, erection of temporary structures, traffic turnouts, road obstruction, barricades, etc., shall meet with provisions of the County Utility Accommodation Policy (WAC 136.40), and shall require approval by Whitman County. Signing, barricades, and traffic control in the vicinity of the work shall strictly conform to provisions of "The Manual on Uniform Traffic Control Devices for Streets and Highways." The applicant shall pay to the County all costs of, and expenses incurred in the examination, inspection and supervision of such work on account of the granting of said permits.

The actual location of the work to be done under this permit, its depth below or above surface or grade of any County structure, road, street, avenue, alley or public place shall be approved by Whitman County before any work shall be done by the petitioner.

Permit Conditions

1. The petitioner, designated herein as the "grantee" his successors and assigns, shall have the right and authority to enter upon the right-of-way of the County road, street, alley, public place or structure as indicated on the front of this form, for the purpose of doing such work as applied for, and approved by Whitman County. During the progress of the work such barriers shall be erected and maintained as may be necessary or as may be directed for the protection of the traveling public; the barriers shall be properly lighted at night.
2. The location, type of work, materials and equipment used, manner or erection or construction, safeguarding of public traffic during work or after doing same, mode of operation and manner of maintenance of project petitioned for, shall be approved by Whitman County prior to start of work and shall be subject to the inspection of Whitman County so as to assure proper compliance with the terms of this permit.
3. All overhead installations shall conform to WAC 136.40.404.
4. The grantee shall leave all roads, streets, alleys, public places and structures after installation and operation or removal of utility, in as good and safe a condition in all respects as they were in before commencement of work by grantee. The party or parties to whom this permit is issued, shall maintain at his or their sole expense, the structure or object for which this permit is granted in a condition satisfactory to the County.
5. In case of any damage to any roads, streets, public places, structures or public property of any kind on account of said work by the grantee, he will at once repair said damage at this own sole cost and expense.
6. Whitman County may do, order, or have done any and all work considered necessary to restore to a safe condition any street, alley, public place or structure which is in a condition dangerous to a life or property resulting from the grantee's facility or its installation as permitted herein, and upon demand the grantee shall pay to the County all costs of such work and material.
7. If at any time the County deems it advisable to widen, grade, re-grade, plank, pave, improve, alter or repair any road, street, public place or structure, the grantee upon written notice by Whitman County, will at his own sole cost and expense, raise, lower, change, move or reconstruct such installations to conform to the plans of work contemplated or ordered by the County.
8. If upon written notice by Whitman County the grantee fails to relocate any portion or all of the project as granted under this permit, the County, its agents or representatives may do any work at the cost and expense of the grantee, and all costs to remove or reconstruct same, shall be born by the grantee.
9. All such changes, reconstruction or relocation by the grantees shall be done in such manner as will cause the least interference with any of the County's work and shall be subject to the same provisions which control an original installation. The County shall in no way be held liable for any damage to the grantee by reason of any such work by the County, its agents or representatives, or by the exercise of any rights by the County upon roads, streets, public places or structures in question. The grantee shall have 24 hour written notice by Whitman County of any blasting contiguous to the grantee's permit rights in order that he may protect his interests.
10. This grant or privilege shall not be deemed or held to be an exclusive franchise, nor prohibit the County from granting other permits or franchise rights of like or other nature to other public or private utilities, nor shall it prevent the County from using any of its roads, streets, public places for any and all public use, or affect its jurisdiction over all or any part of them.
11. All the provisions, conditions, regulations and requirements herein contained shall be binding upon the successors and assigns of the grantee and all privileges of the grantee shall inure to such successors and assigns as if they were specifically mentioned.
12. Whitman County may revoke, annul or terminate this permit if grantee fails to comply with any or all of its provisions, requirements or regulations as herein set forth or through willful or unreasonable neglect, fails to heed or comply with notices given him or if the work herein permitted, is not installed or operated and maintained in conformity herewith or at all.
13. The Board of County Commissioners may at any time, change, amend, modify, amplify or terminate any of the conditions herein enumerated so as to conform to any state statute or County regulation pertaining to the public welfare, safety, health or highway regulations as are, or may hereinafter be enacted, adopted or amended, etc. The Board may terminate this permit if grantee fails to comply with any such changes.
14. Petitioner by accepting this permit agrees to notify and check with all utilities regarding their installations before commencing work, together with private property owners when such property is liable to injury or damage through the performance of such work, and the applicant shall make all necessary arrangements relative to the protection of such property and/or utilities.
15. In accepting this permit the petitioner, his successors and assigns agrees to protect and save harmless the County from all claims, actions or damages of any kind and description which may accrue to or be suffered by any person or persons, corporation or property by reason of the performance of any such work, character of materials used or manner of installation, maintenance and operation or by the improper occupancy of rights-of-way or public structure, and in case any such suit or action is brought against said County for damages arising out of or by reason of any of the above causes, the petitioner, his successors and assigns will upon notice to him or them of commencement of such action, defend the same at his or their sole cost and expense and will fully satisfy any judgment after the said suit or action shall have finally been determined if adversely to the County.