

Form: 141 Excavation / Highway Use Permit

To Whom It May Concern:

Date: _____
Permit No. _____
Fee: \$ _____ () N.A.

Permission is hereby granted to:

Owner:

Name: _____
Address: _____
City/State/Zip Code: _____

Contractor:

Name: _____
Address: _____
City/State/Zip Code: _____

to excavate in the shoulder/road, on _____ side of _____ Road (County Rd. [] Township Rd. [])
in _____ Township, for the construction of a _____ for Lot Nos. _____.

Section 3781.28 of the Ohio Revised Code requires excavators to notify the Ohio Utility Protection Service (OUPS) at least 48 hours but not more than 10 days BEFORE COMMENCING excavation. The phone number for OUPS is 1-800-362-2764.

48 hours before excavation is to be backfilled - call Erie County Engineer's or, as applicable, the responsible Township's Office and Schedule Inspection

The undersigned hereby agrees to furnish the necessary traffic control devices including but not limited to lights, signs and barricades to protect the traveling public during construction and that the excavation will be properly backfilled to the satisfaction of the Erie County Engineer or the responsible governing authority. Traffic to be maintained at all times.

- Paving Driveway Approach () _____ inches of asphalt concrete ()
Excavation to be made by open cutting () _____ inches reinforced concrete pavement ()
Pipe to be jacked or bored as per approved plan () Backfill material #304 stone ()

Inspected by: _____ Date: _____

As per the Attached Sketches () Yes () No

INDEMNIFICATION

I/we agree to comply with all the conditions, restrictions, and regulations of the Erie County Engineer and/or the governing township. Except for negligent acts of the County and/or the governing township, the undersigned also agrees to assume all liability for and save the County and/or the governing township, harmless from any and all claims for damage arising out of the work to be done herein and continuing use by the undersigned.

I hereby agree to the above:

Contractor: _____

By: _____ Date: _____

Approval:

This application is approved subject to the conditions below when signed by an authorized representative of the Erie County Engineer.

Signed: _____ Date: _____
(County Engineer or his representative)

Special Conditions:

GENERAL PROVISIONS IN FORCE INSOFAR AS THEY APPLY TO THE WORK TO BE DONE UNDER THIS PERMIT

(See Sections 5547.03, 5547.04 and/or 5571.16 of the Ohio Revised Code)
General Provisions Applicable to All Permits

Conditions herein following provide for the County Engineer having authority over work within County Road Rights of Way and Townships having authority over work covered in this permit within the Rights of Way on Township Roads.

The granting of this permit does not in any way abridge the right of the County of Erie and/or its Townships in their respective jurisdiction over the county highways and township roads. If, in the process of any future work or for the benefit of the traveling public, it becomes necessary, in the opinion of the County of Erie to order the removal, reconstruction, relocation, or repair of any of the fixtures, or work performed under this permit, said removal, reconstruction, relocation, or repair shall be wholly at the expense of the owners thereof, and be made as directed by the Erie County Engineer, or the responsible Township Trustees.

The Erie County Engineer shall act for and in behalf of the County of Erie and/or Townships thereof in the issuance of these permits. The carrying out of the provision of all Excavation and/or Highway Use permits remains the responsibility of the respective governing authority.

The Erie County Engineer and each respective Township shall have full authority to ensure that the provisions of this permit are fully complied with; and retains the right to reject any materials or workmanship in the restoration of the County of Erie and/or their respective Township Highway facilities. Failure on the part of the permittee to conform to the provisions of this permit will be cause for suspension, revocation or annulment of this permit as the County of Erie and/or their respective Townships deem necessary.

If the party or parties to whom this permit is issued does anything contrary to the orders of the Erie County Engineer or the responsible Township and after due notice, fails to correct such work or to remove such structure or material as he or they may be ordered to remove, the Erie County Engineer and/or Townships of Erie County may, with or without notice, correct such work or remove such structures or material; and the party or parties to whom this permit is issued shall reimburse the Erie County Engineer and/or affected Township of Erie County for any expenses incurred in correcting the work or removing the structure or materials.

All the work herein contemplated shall be done under the coordinated inspection of and to the satisfaction of the Erie County Engineer and/or affected Township of Erie County, and the entire expense thereof, shall be borne by the party or parties to whom this permit is issued.

Except as herein authorized, no excavation shall be made or obstacle placed within the limits of the highway in such a manner as to interfere with the travel over the road or the maintenance of the road.

If any grading or other work done under this permit interferes with the drainage of the highways in any way, such regrading, storm sewer pipe, catch basins, and outlets shall be constructed as may be necessary to take proper care of said drainage, all in accordance with the current Erie County storm drainage regulations currently in effect.

The acceptance of this permit OR the doing of any work thereunder shall constitute an agreement by the party or parties to whom the permit is granted, to comply with all of the conditions and restrictions printed or written herein.

All of the above conditions shall be applicable to the work herein authorized, unless the same is inconsistent with the conditions on the face of the permit, in which case the conditions written or printed on the face of the permit shall apply.

Highway property, disturbed by the permittee, shall be restored to its original condition as a minimum using materials, design and workmanship in conformance with the current edition of the ODOT Construction and Material Specifications as directed by the County Engineer.

All work requiring men or vehicles on the pavement or shoulders shall comply with all of the requirements of the current version of the Ohio Manual of Uniform Traffic Control Devices for Streets and Highways in effect at the time the permit is issued. Failure to comply with this requirement will be cause for immediate suspension of the permit by the responsible government agency until the proper traffic controls have been provided.

The permittee upon completion of the work shall leave the highway clean of all rubbish, excess materials, temporary structures, and equipment, and all parts of the highway shall be left in an acceptable condition.

The permittee shall save harmless the County of Erie, Townships of Erie County, and all of their respective representatives from all suits, actions, or claims of any character, brought on account of any injuries or damages sustained by any person or property in consequence of any neglect or on account of any act or omission as a result of the issuance of this permit. All work shall be performed in accordance with the OSHA Safety Standards in effect at the date of this permit.