

**APPLICATION FOR APPROVAL FOR UTILITY
CONSTRUCTION ON WINNESHIEK COUNTY
RIGHT-OF-WAY**

Applicant: _____

Name, Address and Phone Number of Individual or Company

Incorporated under the laws of the State of _____ with principal place of
business in _____
City State Date

Winneshiek County Board of Supervisors,
201 West Main
Decorah, IA 52101

Board of Supervisors:

Approval is hereby requested for utility construction of _____

**Plat of proposed construction showing including location, offset from centerline and
shoulder, depth/height and other pertinent information shall be attached to each
copy of the application.**

The proposed construction will be located _____ miles _____ from _____
more specifically as follows: (direction) (place, town, etc)

AGREEMENTS: The applicant agrees that the following stipulations shall govern under this permit:

- 1) All trenches constructed longitudinally along the road shall be placed not closer than _____ feet from the edge of the pavement, or not closer than _____ feet from the centerline of unpaved highways.
- 2) The applicant will at any time be subsequent to placing the cable, pipe lines or tile line and at his own expense, relay, reconstruct or encase his lines as may become necessary to conform to new grades, alignment or widening right-of-way, resulting from maintenance or construction operations by Winneshiek County irrespective of whether or not additional right-of-way is acquired in connection with such highway improvement. The applicant agrees to do this promptly on order by the Board of Supervisors, and without cost to the County. If the applicant is unable to comply promptly, the County may cause the work to be done, and the applicant will pay the cost thereof upon receipt of statement.

The County will endeavor to give the applicant sufficient notice of any proposed construction or maintenance work on either existing or newly acquired right-of-way, that likely to expose, cover up or disturb any cable, pipe line or tile line belonging to the applicant in order that the applicant may arrange to protect their lines. The County will inform contractors and others working on the job of the location of the lines so that reasonable care may be taken to avoid damaging the lines. The County assumes no responsibility however, for failure to give such notice.

- 3) The County assumes no responsibility for damages to the applicant's property occasioned by any construction or maintenance operations on said highway, including new or additional right-of-way acquired in connection therewith subsequent to the building of the said pipeline and conduit or tile line. No payment shall be made by the County to the applicant for damage to cables, pipelines or tile lines unless it can be shown that the action causing the damage was of gross negligence.

- 4) The applicant shall take all reasonable precaution during the construction of said cable, pipe line or tile line to protect and safeguard the lives and property of the traveling public and adjacent property owners and shall save the County harmless of any damage or losses that may be sustained by the traveling public or adjacent property owners on account of such construction operations.
- 5) Operations in the construction and maintenance of said cable, pipe line, or tile line shall be carried on in such a way as to not interfere with or interrupt traffic on said highway.
- 6) The applicant shall hold the County harmless from any damage that may result to said highway because of the construction or maintenance of said cable, pipe line or tile line, and shall reimburse the County for any expenditure that the County may have to make on said highway on account of said applicant's cable, pipe line or tile line having been constructed thereon.
- 7) The applicant agrees to give the County 48 hours notice of its intention to start construction on the highway right-of-way. Said notice shall be made in writing to the County Engineer.
- 8) Cable, pipe line and tile line crossings shall be constructed as follows:
Water mains 2" or less inside dia. shall be copper, steel, cast iron or schedule 40 PVC. Water mains of more than 2" inside dia. shall be steel or cast iron. Pressure sewer lines shall meet the same requirements as water mains. Gravity sewer lines and tile lines shall be cast iron or an approved extra strength pipe and need not be encased. Underground telephone and electric lines shall be installed in a casing. Natural gas service lines and mains in town distribution systems need not be encased except as may be required of (9) below. On paved roads cables, pipe lines and casings may be placed through the subgrade by jacking or by boring a hole just large enough to take the line; or if the County Engineer approves, the tunnel may be dug through and the cable, pipe line or casing placed therein. On roads not paved an open trench may be dug and the cable, pipe line or tile line placed therein and the trench backfilled over the line. All backfill of tunnels and trenches shall be thoroughly compacted in layers 5" or less in depth. All work shall be done in a workmanlike manner and the ground left in a neat condition satisfactory to the County Engineer. Applicant shall be responsible for all damage done to the road due to failure of their line and shall reimburse the County all costs in repairing of the road and roadbed.
- 9) Pipe lines conveying natural gas or artificial oil, gasoline, motor fuel or other inflammable substances under and across primary roads shall be installed according to the rules of the Iowa State Commerce Commission and American Standard Transmission and Distribution Piping System requirements.
- 10) This permit is subject to any laws now in effect or any laws which may be hereafter enacted.
- 11) This application is subject to revocation by the Board of Supervisors or the County Engineer at any time, when in the judgement of the Board or the Engineer, it is necessary in the improvement or maintenance of the highway or for other reasonable cause.
- 12) All markers and pedestals placed in the county right-of-way shall be of a conspicuous color or marked with a flag of conspicuous color to make them identifiable during maintenance and construction operations. All pedestals shall also be clearly marked with the owners name, contacting address, phone number and the individual ID number of the pedestal.
- 13) All overhead lines must meet minimum standards for height in accordance to Iowa Code.
- 14) The applicant is responsible for removal of all trees and bushes that could damage the lines. Prior notice in writing will be given to the County Engineer before such work begins and shall not start without the Engineers approval in writing.
- 15) Iowa One Call must be contacted by the applicant 48 hours before any digging is to begin. (1-800-292-8989)
- 16) Winneshiek County will contact Iowa One Call 48 hours prior to digging.

APPLICANT FORMAL AGREEMENT AND SIGNATURE

I, _____ the _____
Name of Individual) (official title)

for _____ of _____
(Name of Company) (Address)

do solemnly swear I have read the foregoing application and all statements and data contained herein are true and correct and agree to the stipulations before mentioned.

Signature and Date

Recommended for Approval:

By _____
County Engineer Date

2 copies of the application and plat must be filed with the County Engineer, 201 W Main, Decorah, IA 52101 for each underground construction project on County right-of-way.