

FLORENCE COUNTY ENCROACHMENT PERMIT

PERMIT NO. _____

Title:
Company:
Name:
Email-
Phone-

Route
Road

In compliance with your request and pursuant to statutory authority and subject to all the provisions, terms, conditions and restrictions written herein, including General Provisions contained on the other side of this sheet, YOU ARE HEREBY AUTHORIZED AND PERMITTED TO:

SPECIAL PROVISIONS

(In case of conflict between Special Provisions and General Provisions, Special Provisions shall govern.)

There shall be no excavation of soil nearer than two feet of any public utility line or appurtenant facility except with the consent of the owner thereof, or except upon special permission of this Department after an opportunity to be heard is given the owner of such line or appurtenant facility.

The permittee shall make the installation under the supervision of the Florence County Public Works Department, shall not block traffic at any time, and shall provide proper warning signs and lights.

This permit shall not become operative until a written acceptance of same by permittee shall have been received by Florence County and further shall become null and void unless the work contemplated herein shall have been completed prior to _____

FLORENCE COUNTY

By: _____

☐ County Manager

☐ Public Works

I (We) accept the permit herein granted and agree to comply with all the provisions, terms, conditions, and restrictions set out herein. I (We) do hereby further agree and bind my (our) heirs, successors and assigns to assume any and all liability the County of Florence might otherwise have in connection with accidents or injuries to persons, or damage to property including the highway that may be caused by the construction maintenance, use, moving or removing of the encroachment contemplated herein and agree to indemnify the County of Florence for any liability incurred or injury or damage sustained by reason of the past, present, or future existence of said encroachment.

Date _____ Wet Signature _____

POLICY FOR ENCROACHMENT ON FLORENCE COUNTY
ROADS, STREETS OR HIGHWAYS

Where it is necessary or desirable for any individual, corporation, firm and/or their contractors and agents to install or construct utility lines, services, and appurtenances within a County right of way or to pursue any construction operation, a written permit shall be obtained from Florence County.

The permittee shall prepare a drawing of the proposed work showing the location and details of such work. This shall be submitted to the County at least two weeks prior to the date of when the permit is desired.

The permittee shall indemnify and save harmless the County, its officers, agents and employees from all suits or claims of any character brought because of any injuries or damage received or sustained by any person, persons, or property on account of the operations of the permittee, or on account of or in consequence of any neglect in safe guarding the work, or through use of unacceptable materials or workmanship in constructing the work, or because of any act or omission, neglect or misconduct of said permittee or because of any claims or amounts paid for any reason.

GENERAL PROVISIONS

1. NOTICE PRIOR TO STARTING WORK: Before starting the work contemplated herein within the limits of the highway right of way, the Florence County Public Works Department shall be notified sufficiently in advance so that he may be present while the work is under way.
2. PERMIT SUBJECT TO INSPECTION: This permit shall be kept at the site of the work at all times while said work is under way and must be shown to any representative of Florence County or law enforcement officer on demand.
3. PROTECTION OF HIGHWAY TRAFFIC: Adequate provisions shall be made for the protection of the highway traffic at all times. Necessary detours, barricades, warning signs and watchmen shall be provided by and at the expense of the permittee. The work shall be planned and carried out so that there will be the least possible inconvenience to the highway traffic. The permittee agrees to observe all rules and regulations of Florence County while carrying on the work contemplated herein and take all other precautions that circumstances warrant.
4. STANDARDS OF CONSTRUCTION: All work shall conform to recognized standards of construction and shall be performed in a workmanlike manner. Adequate provisions shall be made for maintaining the proper drainage of the highway. All work shall be subject to the supervision and satisfaction of Florence County.
5. FUTURE MOVING OF ENCROACHMENT: If, in the opinion of Florence County, it should ever become necessary to move or remove the encroachment, or any part thereof, contemplated herein, on account of change in location of the highway, widening of the highway, or for any other sufficient reason, such moving or removing shall be done on demand of Florence County at the expense of the permittee.
6. RESTORATION OF HIGHWAY FACILITIES UPON MOVING OR REMOVING OF ENCROACHMENT: If, and when, the encroachment contemplated herein shall be moved or removed, either on the demand of Florence County or at the option of the permittee, the highway and facilities shall immediately be restored to their original condition at the expense of the permittee.
7. COSTS: All work in connection with the construction, maintenance, moving, or removing of the encroachment contemplated herein shall be done by and at the expense of the permittee.
8. PERMITTEE: The word "Permittee" used herein shall mean the name of the person, firm, or corporation to whom this permit is addressed, his, her, its, heirs, successors and assigns.
9. PERMISSION OF ABUTTING PROPERTY OWNERS: It is distinctly understood that this permit does not in any wise grant or release any rights lawfully possessed by the abutting property owners. Any such rights necessary shall be secured from said abutting property owners by the permittee.
10. PIPES, CONDUITS, ETC.
 - (a) Service and other small diameter pipes shall be jacked, driven, or otherwise forced, not washed, underneath the pavements on any surfaced road without disturbing said pavement. No pavement shall be cut unless specifically authorized herein.
 - (b) Tunnelling shall not be permitted except on major work and as may be specifically authorized herein.
 - (c) No excavation shall be made nearer than three (3) feet to the edge of the pavement on any hard surfaced road unless specifically authorized herein and all trenches or tunnels within the limits of the highway right of way shall be backfilled, and thoroughly tamped in layers not greater than 6 inches in thickness, or backfilled and puddled, and maintained until settlement has taken place.
 - (d) The section of pipe, of service and other small pipes, under the highway pavement and within a distance of two (2) feet on either side shall be continuous and without joints.
 - (e) Unless specifically authorized herein all pipes and conduits under the highway shall be placed at approximately right angles to the center line of the highway and at least three (3) feet below the surface of the highway.
 - (f) Pipes and utilities paralleling the highway shall be located at a distance beyond the edge of the highway surfacing and at a depth as specifically stipulated herein.
11. DRIVEWAYS AND APPROACHES:
 - (a) The existing crown of the highway shall be continued to the outside shoulder line of the highway.
 - (b) If the driveway or approach is of concrete pavement the pavement shall be constructed at least 6" thick, and of a mix not leaner than 1-2-4. There shall be a bituminous expansion joint, not less than 3/4" in thickness, placed between the highway paving and the paving of the approach for the full depth of the former and the full width of the latter.
12. PUBLIC CONVENIENCE & SAFETY:
 - (a) The developer, his agents, and/or contractors shall at all times conduct the permitted work within the county right of way in such a manner as to provide for and insure the safety and convenience of the traveling public and the residents along and adjacent to the road, street or highway and to offer the least practicable obstruction to the flow of traffic.
 - (b) The developer, his agents, and/or contractors shall not close to traffic any bridge, culvert, or any portion of the road, street or highway until permission has been granted by the County Manager.
 - (c) The developer, his agents and/or contractor will maintain the roadway and adjacent drive ways in a safe and passable condition at all times and will take immediate corrective action to remedy any and all problems called to his attention by the county or local residents.
 - (d) In those instances where more than one contractor is engaged in work on the project the developer is solely responsible for resolving any and all disputes regarding responsibility for repairs or emergency repairs and insuring that immediate and timely action is taken.
 - (e) Should the developer not respond to a notice, oral or written that corrective action is needed in a timely manner, it shall be deemed grounds for revocation of any permit so issued. In a timely manner shall be construed to be the next day unless an extension is granted to the developer where circumstances beyond his control prohibit correction but a temporary solution can be agreed upon.
 - (f) Should it be deemed necessary by the County Manager, in a situation where developer, his agents, and/or contractors are not capable of performing temporary repairs within the required time limits, the County Public Works Department may perform the temporary repairs. The County will in no way be responsible for any damage to utilities which might occur as a result of these repairs. The developer will be billed for the cost of repairs at a rate of cost plus fifty percent.
 - (g) Failure to comply with the provisions of this policy shall be grounds for revocation of this permit and reason for not issuing future permits to the contractor or developer concerned.