

MONROE COUNTY, ILLINOIS PETITION AND PERMIT
TO CONSTRUCT FACILITIES WITHIN HIGHWAY RIGHT-OF-WAY

TO: County Engineer
901 Illinois Avenue
Suite B
Waterloo, IL 62298

I. PETITION:

In compliance with the requirements of the laws of the State, permission is hereby requested to construct, erect, renew, operate, maintain and remove fixed property, upon, along, across, under and over the public roads, streets, and highways in Monroe County, Illinois; specifically as follows:

Work to be completed - _____

Location - _____

ATTACH LOCATION AND SITE SKETCH

Township, _____, Range _____, of the Third Principal Meridian, County of Monroe, Illinois.

Road Authority _____

II. PROVISIONS:

The said Petitioner shall furnish material, do all work, pay all costs and shall in a reasonable length of time restore said highway to a condition similar or equal to that existing before the commencement of the described work. It is also understood that this work shall be completed within 360 days after the date of this permit, otherwise the permit becomes null and void. In performing this work the Petitioner shall not interfere with or obstruct traffic on said road. The said Petitioner, his successors or assigns, shall assume all risk and liability for accidents and damages that may occur to persons or property on account of this work. That should the County's or Road District's construction on and operation of said highway or road, within the confines of the existing road right of way, require any alteration or change of location of the work called for in this permit, such alteration or change shall be made by the Petitioner upon written request of the County Engineer or Road District Commissioner, as the case may be, without expense to the said County or Road District, and should the Petitioner fail to make satisfactory arrangements to comply with this request within 60 days, the County or Road District, as the case may be, reserves the right to make such alterations or changes of location or remove the work and the Petitioner agrees to pay for the cost incurred. Except for events arising from or as a result of any gross negligence or willful misconduct, the Petitioner hereby releases the County and/or Road District, their employees, and authorized agents from any liability for future damages to the lines herein provided for due to highway maintenance and construction work. This permit is effective insofar only as the County or Road District has jurisdiction and does not assume to release said Petitioner from compliance with the provisions of any existing statutes relating to the construction of such work.

III. PERMIT CONDITIONS AND RESTRICTIONS:
ATTACHMENT "A"

IV. PRIVATE EASEMENT:

In so far as the County or Road District does not own the right of way for which the utility is to be installed, Proof of Easement from the private landowner shall be provided.

County/Road District owned right of way

Easement Provided

Other _____

V. INSTALLATION DESCRIPTION:

This petition is hereby submitted and its provisions agreed to this _____ day of _____, _____.

ATTEST: _____
Witness

SIGNED: _____
Petitioner

Petitioner - Printed

Corporation or Public Utility

Address

City State Zip Code

Phone Number

Fax Number

ATTACHMENT "A"
HIGHWAY PERMIT CONDITIONS & RESTRICTIONS

1. The PETITIONER, agrees to hold harmless the County of Monroe and its duly appointed agents and employees against any action for personal injury or property damage sustained by reason of the exercise of this permit.
2. The PETITIONER shall furnish all material, do all work, pay all costs and shall in a reasonable length of time restore said highway to a condition similar or equal to that existing before the commencement of the described work as determined by the County Engineer of Monroe County.
3. The PETITIONER shall reimburse the County for any repairs the County deems necessary and undertakes on the existing highway on account of said petition, in case of emergency or neglect by said PETITIONER.
4. The PETITIONER shall conduct the work so as not to interfere with or obstruct traffic on said highway and shall keep said highway open to traffic at all times, except where the permission granted is specifically for the temporary closing of a section of said highway. Traffic on said highway shall be protected by the use of signs, barricades, lights and flagmen as may be required during progress of the work in accordance with the current State of Illinois Manual of Uniform Traffic Control Devices for Highway Construction and Maintenance Operations.
5. Wherever trenches are constructed the PETITIONER shall thoroughly tamp and settle all backfills and fill upper surface of backfill with at least 15 inches of gravel where shoulders, driveways, mail box approaches or side roads have been disturbed and to maintain all trenches until fully settled.
6. The PETITIONER shall remove all excess dirt, shall leave the shoulders, ditches and back slopes in the same presentable condition as before construction, and shall reseed and fertilize all areas where existing sod has been disturbed during the prosecution of the work in accordance with the specifications of the State of Illinois.
7. The PETITIONER shall refrain from using on any bituminous surfaces or bridges any tractor or other machinery equipped with wheel or track lugs that would cause damage to bituminous surfaces. The PETITIONER shall replace and repair any bituminous surfaces damaged during construction as directed by the County Engineer. All facility crossings of bituminous surfaces shall be made by pushing, boring or tunneling underneath all areas supporting the roadway embankment (all areas between roadway ditch flow lines) to a depth which is a minimum of 24 inches below the proposed roadway ditch flow lines unless otherwise permitted by the County Engineer and as otherwise specified herein.
8. Facilities placed below the finished grade shall be a minimum of 12" below the bottom of all interesting tile; 24 inches below all ditch flow lines; 5 feet below minor crossing flow lines including but not limited to crossroad culverts, drainage swales or ditches; and 10 feet below all major crossing flow lines including but not limited to streams or creeks.
9. All facilities shall be installed in a manner which does not interfere in any way with the intended use or function of the highway right-of-way as determined by the County Engineer, which shall include but is not limited to the egress, ingress and flow of traffic and proper drainage.
10. The PETITIONER shall not trim, cut or in any way disturb any trees or shrubbery along said highway without the approval of the County Engineer or his duly authorized representative.
11. This permit is effective in so far only as the County has jurisdiction and does not presume to release said PETITIONER from fulfilling any existing statutes, policies or codes of any other agency or organization, relating to the construction of such improvements. Nor shall it release the applicant from obtaining the necessary easements from the property owner.
12. The County reserves the right to make such changes, additions, repairs, and relocations within its statutory limits to the facilities constructed under this permit or their appurtenances on the right-of-way as may at any time be considered necessary to permit the relocation, reconstruction, widening or maintaining of the highway and/or to provide proper protection to life and property on or adjacent to the County Highway. However, in the event this permit is granted to construct, locate, operate and maintain utility facilities on the County right-of-way, the PETITIONER, upon written request by the County Engineer, shall perform such alterations or change of location of the facilities, without expense to the County, and should the applicant fail to make satisfactory arrangements to comply with this request within a reasonable time, the County reserves the right to make such alteration, change of location or removal of the work, and the applicant agrees to pay for the cost incurred.
13. The use of trucks and/or equipment not of legal load shall be identified by the applicant and approval given by the County Engineer.
14. In any case not covered by above conditions and restrictions the County Engineer is authorized to draw up reasonable conditions and restrictions suitable to the particular case.
15. Insurance will be provided in accordance with **Attachment "B"** Special Provision for Insurance Endorsement.
16. Per Ordinance 33-1-1 petitioner may be required to post a bond prior to construction.

ATTACHMENT "B"

SPECIAL PROVISION

INSURANCE ENDORSEMENT

The Contractor shall furnish the County a Certificate (or certificates) of Insurance, and shall maintain at all times during the course of this Agreement.

The policy must carry the following endorsement:

"Monroe County, Illinois, a governmental agency; its elected and appointed officials, officers, agents, and employees, individually and as elected and appointed officials, officers, agents, and employees, in the exercise of their duties relating to the Monroe County Highway Department, and the County Engineer of Monroe County, Illinois, individually and as County Engineer in the pursuit of his duties as County Engineer of Monroe County, Illinois." (as additional insured).

Each Certificate shall state that the County will be given ten (10) days prior notice in the event of cancellation of the policy.