



TOWN OF BOLTON HIGHWAY DEPARTMENT

PERMIT TO WORK IN TOWN RIGHT-OF-WAY
(Under Article 6, Section 136 ET.AL. of Highway Law)

DRIVEWAY PERMIT

PERMIT # _____

APPLICANT NAME: _____

TELEPHONE NO: _____

TOWN ROAD NAME _____

ADDRESS TO BE INSPECTED: _____

INSURANCE POLICY #: _____

Applicant must show exact location and width of driveway(s) to be connected to the highway by placing stakes at the specified location.

The Superintendent of Highways of the Town of Bolton has reviewed this application. The following action has been taken: **(FOR OFFICE USE ONLY, DO NOT FILL IN THIS SPACE)**

STEP 1: Preliminary Approval

NEED: Slight swale
 Deep swale
 Level with the road
 Level with the top of the paved wing

Size culvert pipe to be used (if necessary)

2" 15" 18" 24" 36"

Upon completion, please resubmit this approved permit for a final approval.

STEP 2: Final Approval
 Rejected

In consideration of granting this permit, the undersigned accepts it subject to conditions described.

Property Owner

Date

Superintendent of Highways

Contractor

Date

Date

IMPORTANT NOTICE: Carefully read and fully comply with the following conditions. No work affecting the roots or tops of trees is authorized by this permit, excepting those permits issued for this purpose. Guying to trees requires written permission. To avoid damage to power and communication lines and cables, gas mains, water mains, etc., permittee shall contact the owners thereof and obtain their permission before starting work. It is mandatory to notify the person or municipality distributing gas in that area at least 72 hours in advance before discharging explosives. Conduct operations safely. Prevent accidents. See conditions on reverse side of this permit.

- 1.** The privilege granted by the permit does not authorize any infringement of Federal, State, or local laws or regulations, and is limited to the extent of the authority of this Department in the premises. Such permit shall not be assigned or transferred without the written consent of the Superintendent of Highways.
- 2.** The work authorized by the permit shall be performed under the supervision and to the satisfaction of the Superintendent of Highways or his representatives.
- 3.** The Superintendent of Highways shall be given one weeks' notice by the permittee of the date when he intends to begin the work authorized by the permit, and prompt notice of its completion.
- 4.** The permittee shall be responsible for all damages resulting in bodily injury, including death, and/or property damage liability due to the installation, maintenance, use or existence of any facility of the permittee or which arises out of the activities of the permittee, its contractors sub-contractors of either or both, agents or employees in connection with any act or omission hereunder; and does hereby expressly agree to indemnify and save harmless the Town and/or the Highway Department and/or the Superintendent of Highways and his representatives and employees from claims, suits, actions, damages and costs of every name and description, arising out of or resulting from any act or omission hereunder, and does hereby further expressly agree to pay any damages because of injury to or destruction of part or all of any bridge, or other structure owned by the Town of Bolton, and caused directly or indirectly by any occurrence and arising out of the existence, maintenance or use of any facility or the matter and contents thereof as such facility, matter and contents are authorized for installation, connection, maintenance, transportation, or transmission on and across any such bridge, or other structure, pursuant to the terms of the permit.
- 5.** The enumeration in the permit of the kind and amount of insurance shall not abridge, diminish, or affect the permittee's legal responsibilities for the consequences of accident arising out of or resulting from the operations of the permittee under the permit.
- 6.** It shall be deemed the responsibility of the permittee for the payment of any and all claims for the damages arising out of operations by this permit which may result because of any dangerous conditions created by the existence of any debris or obstruction left on the pavement or roadside during the progress of the work which may be either within the highway right-of-way or on adjacent property. Should the Superintendent, or his representative, discover any hazardous condition so created, he may issue verbal instructions or written notice to the permittee to eliminate the cause. In the event the permittee fails to take immediate action to remove such hazardous conditions, the Department reserves the right to take such action as it may deem necessary to safeguard the public. All costs resulting therefrom shall be paid by the permittee.
- 7.** The Superintendent of Highways reserves the right to revoke or annul the permit at any time and at his discretion without a hearing or the necessity of showing cause.
- 8.** The applicant agrees to pay all necessary expenses incident to supervision and inspection by reason of the granting of a permit as certified by the Superintendent of Highways, such payment to be made within ten days from the rendering of the certified amount.
- 9.** Works authorized by the permit shall be commenced within 30 days from the date of permit and performed in a workmanlike and expeditious manner without unreasonable delay or interference with the public travel. The permittee shall provide suitable safeguards so as to reduce to an absolute minimum any dangerous conditions hazardous to life, limb or property.
- 10.** Traffic shall be maintained by the permittee on the highway while the work is in progress and until its final completion.
- 11.** The applicant hereby certifies that he has secured compensation for the benefit of, and will keep insured during the performance of the above described work, such employees as are required to be insured, by the provisions of the Workmen Compensation Law, and acts amendatory thereto.
- 12.** If necessity arises in the future because of highway maintenance, reconstruction or new construction, requiring the relocation, replacement or removal of the installation authorized by the permit, said work shall be done and all expenses borne by the permittee, his grantees, successors or assigns.