



Village of Vesper

6554 Cameron Avenue, Vesper, WI 54489

Permit to Excavate in Right-of-Way

(PURSUANT TO SECTIONS 84.08, 86.07(2), 86.16, 182.017 AND OTHER APPLICABLE WI. STATUTES)

This application certifies that he/she has the written consent of the Village of Vesper, herein designated, to construct and operate certain transmission lines for the purpose of transmitting heat, light, power or messages along, across, or within the limits of the roadways herein described, and that said consent is in full force and effect on the date of this application.

It is understood and agreed that any approval shall be subject to the applicant's full compliance with the pertinent statutes and law, as well as the codes, rules and regulations of jurisdiction agencies, with all standard and special provisions, drawings, and notes incorporated herein or attached hereto, and with the Wisconsin Department of Transportation Policy for the Accommodation of Utilities on Highway Right of Ways current edition. Accomplishment of any part of the permitted work shall be evidence of the applicant's agreement to fully comply with, and bound by, the permit in all its parts.

Applicant's Name: (Company or Corp.)	Date	Applicant's E-Mail Address
Applicant's Address		Applicant's Phone #
Signature of Authorized Representative: Print Name:		Applicant's Cell Phone #

Project Location Address	Roadway(s) involved:
Project Legal Description (Section, Township, Range, Acres, Sq Ft)	Type of Transmission: <input type="checkbox"/> Cable <input type="checkbox"/> Electric <input type="checkbox"/> Overhead <input type="checkbox"/> Telephone <input type="checkbox"/> Underground <input type="checkbox"/> Gas Pipeline

Project Description and Proposed Method of Installation:
Will the excavation encroach on any paved surface (yes _____ no _____)
Type of street surface of which application is made:
Attach site plan. Site plan shall show location of boring pit if applicable:
Approximate Start Date _____ Approximate Restoration Date _____

Approval or Denial

Vesper Public Works Director Signature Date

(Reference Vesper Ordinance, Section 6-2-3 thru 6-2-5)
Permit Expires 30 day from Application Date

Mail Completed Form to:
Village of Vesper Zoning Administrator
PO Box 127
Vesper WI 54489

VILLAGE USE ONLY
Permit Fee: \$50 + \$300 Expense
\$100 + \$300 if job has started without permit
Cash or Check #: _____
Date Paid: _____
Receipt #: _____
Permit #: _____

CONDITIONS

The undersigned covenant(s) and agree(s) that in accordance with the issuance of the permit, he/she agrees to and shall comply with all provisions of Ordinance 6-2 of the Vesper Municipal Code, as amended from time to time, and shall:

- (a) Comply with subsection 6-2-4 Regulations Governing Excavations and Openings. Every permittee shall enclose each opening which he/she may make in the streets or public ways of the Village with sufficient barricades and barricade lights in order to warn the traveling public. If necessary, flag men should be used. This will be in effect as long as the excavation remains a hazard. Open the excavation by neat saw joints where the surface course is masonry, concrete or asphalt.
- (b) Close the excavation and replace the surface and said right-of-way in accordance with subsection 6-2-4. The permittee shall comply with all Public Works Committee rules and regulations governing excavation, refilling, and repaving and shall be responsible for any costs incurred by the Village. The Permittee shall make a determination whether or not sheathing and bracing shall be required. Any damage to curbs, gutters, grass covered terraces and sidewalks shall be restored. The permittee shall notify the Director of Public Works when the repaving has been completed. In the event settling occurs within one year of completion of the project, the permittee shall be responsible for restoring the street.
- (c) Indemnify the Village of Vesper, and save and hold the village free and harmless from and against any and all damages, losses, cost, claims and expenses that may be sustained, made and/or occasioned, to the Village at any time by reason of damages or injury to persons, to property, or death to any person, or by reason of any other liability pertaining to the excavation which is the subject to this permit, and/or as a result of and/or due to anything whatsoever relating to and/or pertaining to the aforementioned excavation; and the undersigned agrees that this indemnification and hold harmless specifically applies to, covers and includes, within its purview, any and all of the Villages officers, agents, employees, and/or indemnification and hold harmless all attorney's fees and other costs of defenses which may be sustained and/or occasioned to the Village, the Village's officers, agenda, employees and/or designees;
- (d) Hereby release the Village, and its officers, agents, employees and/or designees, from all damages, losses, cost, claims, expenses, suits, demands, actions and/or causes of action of any kind or of any nature whatsoever, which may result from undersigned actions and anyone else's actions, or from anything of any nature resulting from and/or pertaining to the excavation which is the subject of the permit;
- (e) At its own expense, keep in full force and effect during the term of this excavation work and pertinent work thereto, and until all hazards and/or potential hazards to the public have been removed and/or alleviated, a policy of comprehensive and general liability insurance covering the personal injury and property damages, and such other insurance that may be necessary to protect the village herein from any claims and/or actions, without limiting its liability. The contractor agrees to carry and keep in force a policy reference that limits of which shall be at least \$500,000 for any one person, \$1 million for any one accident and \$500,000 for property damage. Insurance coverage shall be to the satisfaction of the Village. Certificate of Insurance; Listing the Village of Vesper as the Certificate Holder, will be on file with the Village Clerk before work can begin;
- (f) Notify the Director of Public Works of the date on which work will begin in the period of time required to complete the work. No excavation authorized under this ordinance may be initiated until such notification has been made by the applicant;
- (g) Immediately report the uncovering, striking, disturbing or discovery of any pipe, conduit, casing or other object used to transmit telephone, gas, water, sewerage, cable service or electrical current to the utility whose interests are affected and the director of Public Works before processing further with the excavation or removal. If the Director of Public Works cannot be located immediately, an officer of the Village shall be notified. Where may be damaged to life or property, a report shall be made to the Wood County Sheriff's Department and the Vesper Fire Department;
- (h) **Emergency Excavations Authorized 6-2-4(h)** In the event of an emergency, any person owning or controlling any sewer, conduit or utility in or under any street may take immediate proper emergency measures to remedy dangerous conditions for the property protection of property, life, health or safety without obtaining an excavation permit; provided that such person shall immediately notify the director of Public Works and shall apply for an excavation permit not later than the end of the next succeeding business day.

Applicant Signature

Date