

APPLICATION FOR ENCROACHMENT PERMIT

RICHLAND COUNTY, SOUTH CAROLINA

Name/Address of Applicant:
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The undersigned applicant hereby applies to the Richland County Department of Public Works and Engineering for permit for encroachment on Right of Way of Road _____ as shown by sketch plan below.

Sketch Plan

This permit shall become null and void unless the work contemplated herein shall have been completed prior to _____.

Restoration Approved	Date	Approved-County Engineer or Designee	Date
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I (We) do hereby 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 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 for any liability incurred or injury or damage sustained by reason of the past, present, or future existence of said encroachment.

Signature of Applicant Date

GENERAL PROVISIONS

1. NOTICE PRIOR TO STARTING WORK: Before starting the work contemplated herein within the limits of the highway right of way, the County Engineer, County Administrator, and the Sheriff's Department shall be notified 48 hours in advance so that adequate public notice can take place.
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 the County Engineer's office or law enforcement official 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 applicant agrees to observe all rules and regulations of the 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 workman like 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 the County Engineer.
5. FUTURE MOVING OF ENCROACHMENT: If, in the opinion of the County Engineer, it should ever become necessary to move or remove the encroachment, or any part thereof, contemplated herein, on account of changed 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 the Richland County council at the expense of the applicant.
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 the County or at the option of the applicant, the highway and facilities shall immediately be restored to their original condition at the expense of the applicant.
7. COST: 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 applicant.
8. PERMITTEE: The words "Permittee and Applicant" 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 applicant.
10. PIPES, CONDUITS, ETC:
 - (a) Service and other small diameter pipes shall be jacked, driven, or otherwise forced underneath the pavement on any surfaced road without disturbing said pavement/ **No pavement shall be cut unless specifically authorized herein.**
 - (b) Tunneling 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 surface road unless specifically authorized herein and all trenches or tunnel's 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 final 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 feet on either side shall be continuous and without joint.
 - (e) Unless specifically authorized herein, all pipes and conduits under the highway shall be placed at approximately right angles to the centerline of the highway **and at least two 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 inches thick, and of a mix not leaner than 1-2-4. There shall be a bituminous expansion joint not less than ¾ inch 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 later.