



CITY OF NICEVILLE

Utility Permit

Department of Public Works

(In compliance with Chapter 337, Florida Statutes
and Chapter 17, Niceville Code)

208 Partin Drive
Niceville, FL 32578

DATE _____ LOCATION ROAD NO. OR NAME _____

PERMITTEE _____ EMERGENCY CONTACT PERSON _____

CONTRACTOR _____ EMERGENCY CONTACT PHONE NO. _____

ROW permits are issued for construction staging (lifts, scaffolds, cranes, etc.), placing dumpster or temporary fence for any facility or structure; installing monitoring wells, performing soil borings, installing or repairing aerial or underground utilities (aerial cable, cable, conduit, storm sewer, sanitary sewer, service lateral, telecommunications facilities, utility poles, gas lines, water lines) and the utilization and future development of highways, roads and streets. ROW permits are required for work within any of the existing or planned rights-of-way or easements where a Development Permit is not issued. These regulations shall apply to all private contractors, citizens, utility companies and to any person or group proposing to install, construct, maintain or repair any facility, utility or structure within any of the existing or planned rights-of-way or easements within the City of Niceville. Permits from other entities may be required in addition to the City Permit.

Applicant is requesting permission from the City of Niceville Department of Public Works hereinafter called the Department to construct, operate, and maintain the following within the Right of Way _____

Is proposed work within corporate limits for the City of Niceville? (____) YES (____) NO (If YES contractor must be registered with Building Inspector's Office before commencing work: 850-279-6436, Ext. 1215).

Depending on the level of work proposed, a pre-permit conference (____) IS, (____) IS NOT required.

- 1. Excavation work IS (____) IS NOT (____) authorized on Friday's or City of Niceville workday holidays. On all other days, excavation activities must be completed by 3:30 PM with pullback being permitted until 4:00 PM. Later excavation and pullback times shall be at the discretion of the Director of Public Works.**
2. Permittee declares that prior to commencement of work he has contacted all utilities and has ascertained the location of all existing utilities, both aerial and underground utilities/municipalities. Permittee shall notify Sunshine 811 prior to any excavation or demolition activities in accordance with Chapter 556, F.S. This shall not relieve the permittee from their obligation to notify the Department as required by the permit.
3. The office of the Director of Public Works shall be notified twenty-four (24) hours prior to starting work and again immediately upon completion of work. The Director is located at 920-B South Cedar Ave., telephone number 850-279-6436, Ext. 2004.
4. Where feasible without risking damage, all utilities shall maintain a minimum 26" separation from other utilities.
5. All work, shall be conducted in accordance with good engineering practices, shall be maintained in reasonably good condition and repair and shall be in compliance with Florida general law. It is the responsibility of the applicant to ensure that these requirements have been met.
6. All City RIGHT OF WAY shall be restored to its original condition, in accordance with city specifications, and in a manner satisfactory to the Director of Public Works or their representative.
7. Permittee must furnish site plans that include the following details: (1) A location map of the project. (2) Details of the installation and (3) proposed location of all facilities being installed; with original signatures upon all permits.
- 8. This permittee shall commence actual construction in good faith within sixty (60) days from the day of said permit approval and work shall be completed within a reasonable time. If permitted work does not begin within sixty (60) days, the permit becomes void. Excessive time, exceeding two weeks, should not lapse between location and boring.**
9. The construction and maintenance of such utility shall not interfere with the property and rights of a prior permittee.
10. It is expressly stipulated that this permit is a license for permissive use only and that the placing of facilities upon public property pursuant to this permit shall not operate to create or vest any property right in said holder.
11. Any utility heretofore or hereafter placed upon, under, over or along any right-of-way that is found by the Director of Public Works to be unreasonably interfering in any way with the convenient, safe or continuous use, or the maintenance, improvement, extension or expansion of such right-of-way shall, upon thirty (30) days' written notice to the utility or its agent by the Director of Public Works, be removed or relocated by such utility at its own expense except as otherwise provided in Section 337.403, Florida Statutes.
12. It is agreed that in the event of relocation of said utility facilities are scheduled to be done simultaneously with the Department's construction work, the permittee will coordinate with the Department before proceeding, shall cooperate with the Department's contractor to arrange the sequence of work so as not to unnecessarily delay the work of the Department's contractor, defend any legal claims to the Department's contractor due to delays caused by permittee's failure to comply with the approved schedule. Permittee shall comply with all provisions of the law and Chapter 17, Niceville Code. The permittee shall not be responsible for delays beyond its normal control.
13. In general, all road crossings shall be directional bore except on non-paved streets. All paved or concrete driveway crossings shall be by directional bore except for utility lines greater than six (6) inch diameter.
14. It is understood and agreed that the rights and privileges herein set out are granted only to the extent of the City's right, title and interest in the land to be entered upon and used by the permittee, and the permittee will, at all times, assume all risk of

and indemnify, defend, and save harmless the City of Niceville from and against any and all loss, damage, cost or expense arising in any manner on account of the exercise or attempted exercises by said permittee of the aforesaid rights and privileges.

- 15. During construction, all safety regulations the Department, State and Local, shall be observed and the holder must take measures, including placing and display of safety devices, that may be necessary in order to safely conduct the public through the project area in accordance with the Federal Manual on Uniform Traffic Control Devices (MUTCD), State and Local, as amended, and the Florida Department of Transportation latest Roadway and Traffic Design Standards.
- 16. In case of noncompliance with the Department's requirements in effect as of the approved date of this permit, this permit is void and the facility will have to be brought into compliance or removed from the R/W at no cost to the City of Niceville.
- 17. Emergency repairs to damaged City of Niceville utilities shall be the responsibility of the permittee if deemed to be within the control of the contractor and when repairs resulted from failure to follow permit guidelines and specified permit conditions. The City of Niceville requires reimbursement for any repairs utilizing the FEMA Schedule of Equipment Rates and labor or operator costs at a rate not to exceed \$45 per hour. The permittee agrees to this condition by executing the signature block below.
- 18. The City of Niceville Public Works Department shall have the right to conduct a final inspection.
- 19. Only City approved contractors may make any repairs to City of Niceville infrastructure if damaged due to excavation or boring.

The following are required as applicable:

- If permission is given for a road cut, the cut must be completely restored to City's specifications using engineering standards, within thirty (30) working days. Road repair within the City of Niceville will comply with FDOT Standard Specifications for Road and Bridge Construction, FDOT Design Standards for Design, Construction, Maintenance and Utility Operations on the State Highway System, most current edition and FDOT Local Agency Specifications, most current.
- All telecom cabinets shall conform to the FDOT clear sight triangle specifications for intersections and driveways and be located a minimum distance of 4' from the back of curb or edge of pavement where possible.
- Provide a sketch showing a plan view of the proposed work and shall include all the information below with corresponding dimensions. If the sketch is not to scale, all relevant items including those listed below must be clearly dimensioned. This should be a line drawing folded to a size not to exceed 8 1/2 inches by 14 inches.
 1. The centerline of the right-of-way or road to the proposed work.
 2. The road right-of-way width and pavement width.
 3. The distance from edge of pavement/back of curb to the utility.
 4. Sidewalks and property lines.
 5. The location of all other utilities within the area of work.
 6. Plans must clearly show the proposed areas that are to be white-lined.
 7. One or more typical cross sections as required to adequately reflect the vertical location of the proposed work shall also be shown.
- White Lining/ Low Impact Marking as defined within Section 556.114, F.S. is required. The proposed areas should be identified with non-permanent white paint or white flags, with the excavator's company name or logo within the pre-marked areas. Pre-mark the exact area of excavation using solid lines, dashes or dots.
- All City of Niceville water and sewer infrastructure shall be located and marked according to the American Public Works Association's Uniform Color Code (ANSI Z535.1). The Department may require the use of a locator service. Excavation activities may not commence until such time as marking is completed. The Public Works Department must verify all markings prior to excavation, 48 hours' notice is required for this verification.

OTHER SPECIAL CONDITIONS:

Hereby certify that the information set forth above is a true and correct description of the proposed sites and that any changes not approved by the Director of Public Works will render the Utility Permit issued on this application null and void, a copy of this permit must be kept on job site.

APPLICANT SIGNATURE

DATE

DIRECTOR OF PUBLIC WORKS

DATE

WATER & SEWER SUPERINTENDANT

DATE

City of Niceville Department of Public Works
UTILITY PERMIT FINAL INSPECTION REPORT

DATE: _____

DATE WORK STARTED: _____

DATE WORK COMPLETED: _____

ALL ITEMS IN COMPLIANCE

LIABILITY NOTICE

You are hereby notified that upon an inspection the following conditions are in violation of the City of Niceville or State and Local Codes and Ordinances:

As this is a code violation and would be a serious hindrance to the proper handling of an emergency by the Public Works Department should one occur, and this is contrary to the law, you are herewith notified to have this condition corrected.

Failure to comply with the forgoing order and execute the same within _____ days on receipt of this notice, will render you liable under the penalties of Ordinance # _____

CODE ENFORCEMENT OFFICIAL

RECEIVED BY

DATE

TITLE

DATE

For additional assistance call
850-279-6436, Ext. 2004.
Hours of Operation - Monday thru Thursday
6:00 a.m. - 5:00 p.m.
After hours emergency contact only, call 850-729-4030