

RIGHT-OF-WAY ENCROACHMENT PERMIT APPLICATION AND INDEMNIFICATION POLICY WITH IRON COUNTY

APPLICANT INFORMATION

Applicant/Company Name: _____ Job # _____

Phone # _____ Email: _____

Applicants physical or mailing address: _____

Location of Project: _____

Project Description: _____ (pipeline, power-line, etc.)

I, the above listed applicant, do hereby apply for a Right-of-Way Encroachment Permit from Iron County across or in an Iron County right-of-way at the above listed location. _____
(applicant's initials)

ENCROACHMENT DESCRIPTION

The measurements of the encroachment will be _____ feet wide and _____ feet long.

The total square footage = _____ (multiply width by length)

FEES (*BOND ASSESMENT AND **APPLICATION FEE)

***BOND ASSESMENT:** To do determine your Bond Fee, review the questions below and use the equations to calculate the amounts.

Will the project disturb pavement? Yes _____ No _____

| If YES, | If NO, |
|---|--|
| take the square footage you calculated above and multiply it by \$10.00 | take the square footage you calculated above and multiply it by \$6.00 |
| _____ x \$10.00 = \$ _____ (square footage) | _____ x \$6.00 = \$ _____ (square footage) |
| *Minimum Bond Amount to be Paid is \$1,750.00 | *Minimum Bond Amount to be Paid is \$750.00 |

NOTE: If it is later discovered that asphalt or chip-seal cutting is required, the owner shall contact the Iron County Engineer's office prior to commencing work and the increase bonding amount shall be paid.

****APPLICATION FEE (non-refundable):** To determine your Application Fee calculate as follows:

Take the square footage you calculated above and multiply it by \$0.10 (10 cents)

_____ x \$0.10 = \$ _____ ***Minimum Fee Amount to be Paid is \$75.00**

REPAIR AND BONDING ACKNOWLEDGMENT

Applicant acknowledges that Applicant shall repair the aforementioned Iron County right-of-way to its condition prior to the encroachment at Applicant's own cost. Applicant agrees that Iron County may hold the bond posted herewith for a period of one (1) year after the above-mentioned repair is completed. If the repair proves adequate for that one-year period, then the bond will be refunded to the Applicant in full. If Iron County is required to take action to remedy any inadequacies in said repair, the cost of such remedial action shall be deducted from said bond and the remainder, if any, shall be refunded to Applicant at the end of the one-year period.

PUBLIC CONVENIENCE, SAFETY AND INDEMNIFICATION

Construction shall be conducted in a manner that will minimize unnecessary obstructions to traffic so as to assure the safety and convenience of the public and the protection of persons and property of Iron County through proper maintenance of traffic. Applicant also agrees to adhere to the safety provisions of all laws, rules, codes, and regulations applicable to the class of work being performed. Applicant shall provide, erect, and maintain appropriate barriers, barricades, lights, signals, signs and other traffic control devices, necessary for the protection and safety of the public at all times.

If asphalt or chip-seal is disturbed, the disturbance shall be hot-patched (if available) or temporary cold-patched within 2 weeks of cutting; the disturbance shall be hot-patched prior to final inspection before bond release.

Applicant is hereby provided notice that Applicant shall protect, indemnify, and save harmless Iron County from and against all claims, demands, damages to property and/or person(s) and causes of action of every kind or character on account of injury arising because of, for, out of, or in any way connected with the resulting excavation or performance of the encroachment application. (See Ordinance Chapter 12.12, for a complete description of indemnification and insurance requirements.)

ADDITIONAL REQUIRED DOCUMENTS

- Location Map in enough detail to determine where the encroachment will be located.
- Traffic control plan/map specifically if traffic is affected. Report all road closures to the Sheriff's office.
- Insurance Certificate of Coverage from your Insurance Company.
 - > For Utility Companies, this is required annually.
 - > As part of the Iron County Risk Management Program, our insurance carrier is requiring that all encroachment permits have an associated Certificate of Coverage from your insurance carrier naming the location of the project and naming Iron County as the certificate holder.
- Utah Prairie Dog Clearance Area Evaluation. Review and complete the information below and include additional documents if within a Prairie Dog Area.

UTAH PRAIRIE DOG CLEARANCE AREA EVALUTAION

To determine if the job location is within a Prairie Dog Designated Area:

Go to ironcounty.net > Recorder > GIS (Maps) > Utah Prairie Dog Clearance Map

Search by Property Account #, Parcel #, or Address

The yellow areas are within the designated area.

Are you in the protection area? YES _____ NO _____

If yes, contact the Cedar Area DWR office at 435-865-6100 to get a UDWR survey plus a letter of findings that must be submitted with the application.

If no, please be aware of your responsibility to report any sightings of prairie dogs living, injured or dead at the job location. You must report this to the UDWR at 435-865-6100 to avoid any legal action taken against you. Acknowledgement of responsibility _____

(applicant's initials)

ACKNOWLEDGE, SIGN, AND SUBMIT

Applicant further acknowledges and agrees that Applicant shall fully read and completely comply with Iron County Ordinance, Chapter 12.08 & 12.12 within the boundaries of Iron County. To find the ordinance go to:

ironcounty.net > Government > Codes and Ordinances > Title 12 > Chapters 12.08 and 12.12

DATED this _____ day of _____, 20_____

Applicant Signature: _____

Deliver or mail to:

Iron County Engineering Dept.
82 North 100 East, Suite 104
Cedar City, UT 84720

Email to:

mwilson@ironcounty.net