

PERMIT #:

ENCROACHMENT IN RIGHT OF WAY PERMIT APPLICATION

All applications must be legible, printed in ink or typed, and suitable for reproduction. A completed Encroachment in Right of Way Application is to be submitted to the Bottineau County Road Department for approval before any work is started.

PERMIT APPLICATION INFORMATION

APPLICANT NAME:

COMPANY NAME:

EMAIL:

PHONE NUMBER:

MAILING ADDRESS:

CONTRACTOR INFORMATION

CONTRACTOR NAME:

ND CONTRACTOR'S LICENSE NUMBER:

EMAIL:

PHONE NUMBER:

MAILING ADDRESS:

ENCROACHMENT INFORMATION

Please give a brief description of the proposed work. A sketch, drawing, or engineered plans along with maps associated with the location(s) and route of the proposed work must be submitted with this application. Detailed location maps showing lateral and longitudinal offsets from roadway centerlines are required for a permit.

ENCROACHMENT TIMELINE

START DATE:

____/____/____

END DATE:

____/____/____

TEMPORARY TRAFFIC CONTROL PLAN

If not following an NDDOT standard drawing, a Temporary Traffic Control Plan needs to accompany the application.

LOCATION INFORMATION

ROAD:

LAT:

LONG:

SECTION:

TOWNSHIP:

RANGE:

APPLICANT SIGNATURE

DATE

OFFICE USE ONLY

APPROVAL STAMP

CONDITIONS:

TERMS AND CONDITIONS

Permit Applicant, as noted on the reverse herein after referred to as "Applicant", having requested permission from Bottineau County, a political subdivision of the State of North Dakota, to work within the right-of-way along or across a County and/or Township road or section line, whether improved or unimproved, and Bottineau County having considered the request does grant consent to excavate within the right-of-way along or across a County and/or Township road or section line, whether improved or unimproved, as noted, upon the terms and conditions herein stated.

Consent to work is granted on these terms and conditions:

- 1• Above ground fixtures shall be located off the road right-of-way or on the right-of-way line.
- 2• Bottineau County shall not be liable for damage to said approach resulting from reconstruction or maintenance of the right-of-way. Applicant and/or its successors shall hold the County harmless for injury to persons or damage to property resulting from the location of said approach on county right-of-way. Applicant and/or its successors are responsible for any and all claims of damage, personal injury, or bodily injury that might result from their activities on any existing road or section line in Bottineau County. Furthermore, the applicant and/or its successors agree to indemnify and hold harmless Bottineau County for any and all claims of damage, either personal injury or property or any type of claim for damages of any nature whatsoever, whether valid or invalid, that is made against Bottineau County on account of the activities conducted by the applying company and/or its successors on the construction of said approach.
- 3• Applicant must comply with all terms and conditions stated herein, with particular attention to the required engineering standards. Bottineau County shall give written or verbal notice to Applicant in the event it believes the Applicant has failed to meet any of the terms or conditions of the permit. Applicant shall meet with Bottineau County Road Supervisor or their representative within three (3) days of such notice (unless a longer time is requested by Bottineau County) to discuss and review that alleged violation of terms and conditions: Applicant shall begin work within 24 hours (or such longer time as Bottineau County might allow) to correct such violations of terms and conditions and shall work diligently until such violation are corrected. If Applicant fails to begin work timely or diligently to correct such violations, Applicant shall be deemed to have failed to comply with the CONDITIONAL CONSENT. Failure to comply with this CONDITIONAL CONSENT shall cause the consent to be rescinded and Applicant may be responsible for the costs incurred by the County to complete said work.
- 4• Applicant must obtain all other required permits, such as (but not limited to) **Bottineau County Zoning**, Army corps of Engineers Wetland Permit, North Dakota Department of Health's Storm Water Permits, etc...
- 5• This permit has been approved based on information provided by the Applicant. It is the Applicant's responsibility to ensure that the information on the approved permit is correct. Any deviation from the approved permit will constitute it as an unauthorized permit and fees will apply.

SIGNATURE