

APPLICATION AND AGREEMENT FOR USE OF HIGHWAY RIGHT-OF-WAY FOR UTILITIES ACCOMMODATION

FOITTI 8 10025 (03-16)	півп	VVAI	KIGH I -	JE-VVAT E	OK UTILIT	IES A	COI		ATION
FOR DEPARTMENT USE ONLY									
Permit Number	ŀ	Highway Number			Cou	County			
DOT Project Number	ct Number				Expiration/Completion Date				
APPLICANT (INDIVIDUAL OR COM	PANY)								
First Name Kyle		Idle Initial Last Name Pals				Phone Number 515-242-3997		Ext.	
Company Name MidAmerican Energy Gas Distri	ibution	·				Pho	ne Nur	mber	Ext.
Street Address 4124 NW Urbandale Dr				City/Town Urbandale			State IA	ZIP Cod 50322	е
e-Mail Address kyle.pals@midamerican.com			Sec	ondary e-Mail	Address				
INSTALLATION TO BE ACCOMMOI Approval is hereby requested to ente		ay right-o	of-way for the	accommodatio	n of a utility instal	llation as	detailed	on the atta	achments
MEC plans to install 4-inch plastic Area D. MEC will be trenching or boring the Traffic Control Standard: TC-419 (I	e 4-inch plastic 10psig g	gas main	parallel U.S			-		ruction Sta	ige 1
and shall be located as shown or Accommodation Policy for submi									
WORK SITE LOCATION									
The proposed work as described	above is located in S	ection	15SW	,	Twp. <u>79N</u>				
Range 23W	on Highwa	y No. 🤅	5	generally loca	ted 0.32	(n	niles) §	south	
(direction) from HWY 65				_ (city, county	/ line, or other la	andmark).Work	proposed	d is more
specifically located as being from 142.22				(Milepost #) and 20280+00 (H			(Highway	Station)	
to <u>142.24</u> (Milep	oost #) and $\frac{20281+0}{}$			Highway Stat	ion) on the $\frac{\mathrm{wes}}{2}$	st		side of h	าighway.
Disclosure Statement: The information									

application. Failure to provide all pertinent information will result in denial of the application. Information furnished is public information and copies may be provided to the public upon request.

The utility company, corporation, applicant, permit holder or licensee, (hereinafter referred to as the Permit applicant) agrees with the lowa Department of Transportation (hereafter referred to as the Department) that the following stipulations and those special requirements as listed on this document shall govern under this permit after it is approved by the Department.

A. General

- 1. The installation shall meet the requirements of local municipal, county, state, and federal franchise rules and regulations, regulations and directives of the lowa State Commerce Commission; the lowa Department of Natural Resources, all rules and regulations of the Department and any other laws or regulations applicable.
- 2. The Permit Holder shall be fully responsible for any future adjustments of the facilities within the established highway right-of-way caused by highway construction or maintenance operations.
- 3. As per Section 115.8(8) of the Utility Accommodation Policy, As-Built plans are due within 90 days after completion of construction, the utility owner shall submit to the district representative an as-built plan.
- 4. The work described in this permit shall be completed as proposed in compliance with the stipulations and special requirements within one year from the date Department approval is received for said request. Failure on the part of the Permit Holder to abide by the stipulations or in constructing the work described as stipulated and within the time frame stated shall render this agreement and request null and void. The Permit Holder also agrees to save the State of lowa and the Department harmless of any damages or losses that may be sustained by any person, or persons, on account of the conditions and requirements of this agreement.
- 5. Non-compliance with any of the terms of the Department's policy, permit, or agreement, may be considered cause for shut-down of construction operations, revocation of the permit, or withholding of relocation reimbursement and/or withholding of future application approvals until compliance is confirmed. The cost of any work deemed necessary to be performed by the State in removal of non-complying construction will be assessed against the Permit Holder.

B. Construction and Maintenance

- 1. The location, construction and maintenance of the utility installation covered by this application shall be in accordance with the current Department's Utility Accommodation Policy. http://www.iowadot.gov/traffic/pdfs/UtilityPolicy.pdf
- 2. Before beginning any work in the highway right-of-way, it is the responsibility of the Permit Holder to obtain an easement from the drainage district if necessary. The Department assumes no responsibility for advising the Permit Holder of each location of a drainage district crossing. It is the Permit Holder's responsibility to locate these crossings and obtain any necessary easements or permission from the drainage district. See Code of lowa, Chapter 468 for additional information.
- 3. A copy of the approved permit shall be available on the job site at all times for examination by Department personnel.
- 4. Operations in the construction and maintenance of this utility installation shall be carried on in such a manner as to cause minimum interference to or distraction of traffic on said highway.
- 5. Traffic protection shall minimally be in accordance with Part VI of the current Manual on Uniform Traffic Control Devices for Streets and Highways. The applicant shall be responsible for correctly using traffic control devices including signs, warning lights, and channelizing devices as needed while work is in progress or the clear zone is impacted. Flagging operations are the responsibility of the applicant. The Department's TC XXX Series Standards are the preferred traffic control specification plans. http://www.iowadot.gov/design/stdplne_tc.htm
- 6. The applicant shall seed and mulch all disturbed areas within the highway right-of-way and shall be responsible for the vegetative cover until it becomes well established. Any surfaced areas such as driveways or shoulders and sodded waterways and plantings which are disturbed shall be restored to their original condition. Any damage to any other underground facilities during installation shall be repaired at the permit holder's expense.
- 7. All personnel in the highway right-of-way shall wear ANSI 107 Class 2 apparel at all times when exposed to traffic or construction
- 8. As per Policy Section 115.4(9) parking or storage in the clear zone is prohibited. When not in actual use, vehicles, equipment and materials shall not be parked or stored within the clear zone or median.
- 9. Unless specifically noted in Special Requirements section, all work performed within the right-of-way shall be restricted to 30 minutes after sunrise to 30 minutes before sunset.
- 10. Pedestals shall be placed within 12 inches of the right-of-way line.
- 11. All above and below ground appurtenances (pedestals, hydrants, drains, accesses, etc.) shall be marked with high visibility posts and signs. The minimum height requirement for the signs shall be 5 foot. Urban Roadway Sections may be exempted with department approval.

C. Liability

- 1. To the extent allowable by law, the Permit Holder agrees to indemnify, defend, and hold the Department harmless from any action or liability arising out of the design, construction, maintenance, placement of traffic control devices, inspection, or use of the Permit Holder's facilities. This agreement to indemnify, defend, and hold harmless applies to all aspects of the Department's application review and approval process, plan and construction reviews, and funding participation.
- 2. The Permit Holder shall indemnify and save harmless the State of lowa, its agencies and employees, from any and all causes of action, suits at law or in equity, for losses, damages, claims or demands, and from any and all liability and expense of whatsoever nature, arising out of or in connection with the Permit Holder's use or occupancy of the public highway.
- 3. The State of lowa and the Department assume no responsibility for damages to the Permit Holder's property occasioned by any construction or maintenance operations on said highway if the facilities are not located in accordance with this permit.
- 4. The State of lowa, its agencies or employees, will be liable for expense incurred by the Permit Holder in its use and occupancy of the highway right-of-way only when negligence of the State, its agencies or employees, is the sole proximate cause of such expense. Whether in contract, tort or otherwise, the liability of the State, its agencies and employees, is limited to the reasonable, direct expense to repair damaged utilities, and in no event will such liability extend to loss of profits or business, indirect, special, consequential or incidental damages.

D. Notification

- 1. The Permit Holder is responsible for contacting **lowa One-Call (1-800-292-8989)** and request the location of all underground utilities forty-eight (48) hours before excavation. Before beginning work in the highway right-of-way, the Permit Holder shall also contact any other known utility located in the area of the proposed work.
- 2. The Permit Holder agrees to give the Department forty-eight (48) hour notice of its intention to start construction or to perform routine maintenance on the highway right-of-way. Said notice shall be made to the local DOT contact person whose name is shown on Page 3.
- 3. 511 Notification-In accordance with lowa Code section 321.348, cities and utilities may not obstruct or close primary highways or primary highway extensions (State highways within city limits) without prior consent of the lowa DOT, except in emergency situations. Before setting up a lane closure or a vertical/horizontal restriction of any kind on a primary highway, call your local lowa DOT Maintenance garage and call the Traffic Management Center per attached documents. Except in emergency situations, a 10 day advance notice is required.

 $\underline{http://www.iowadot.gov/traffic/utility/pdfs/511UtilityNotification.pdf}$

E. Buy America

Buy America applies to relocations of utility facilities that must move due to highway projects under certain specific conditions that include reimbursable locations and relocations due to interstate projects.

Please contact the Department's District Engineering Operation Technician (EOT) for more information on Buy America requirements or visit the following link: http://www.iowadot.gov/traffic/utility/utility.html

Permit Number:	

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Special Requirements - in addition to the stipulations above, the following special requirements shall apply to this permit:

Applicant Signature and Agreement

The undersigned have read the stipulations of this permit agreement as stated, as well as attachments which may be included, and by signing this application agree to abide by all stipulations and to complete the work as proposed in compliance with the stipulations and attachments within one year from the date Department approval is granted for said request. Failure on the part of the applicant to abide by the stipulations or to construct the work desired as stipulated and within the time frame stated shall render this agreement and request null and void. The undersigned also agrees to save harmless the State of lowa and the lowa Department of Transportation from any damage or losses that may be sustained by any person or persons on account of the conditions and requirements of this agreement.

any person or persons on account or the con-	antionio ana roquiromoni	o or amo agreem			
Name of Agent (Print or Type) Kyle Pals	Agent/Owner (Signature)	Title Gas Eng	ineer	
Name of Owner (Print or Type) MidAmerican Energy	, , , , , , , , , , , , , , , , , , , ,		Date ()2/16/2	2023
e-Mail Address kyle.pals@midamerican.com			•		
CITY ACTION (IF PROPOSED WORK IS WITHI	N AN INCORPORATED (CITY, CITY ACTION	ON IS REQUIRE	D)	
"The undersigned city joins in the grants embe condition that all of the covenants and undertakin of the undersigned city and recommends action of	ngs therein running to the	Iowa Departmen	t of Transportation	n shall ir	nure to the benefit
Recommend Approval Do I	Not Recommend Approval			None Re	quired
Hangwitten Signatur	Title Sr Engineer	ing Techn	ician Date (02/16	/2023
Type or Print Name Ryan Sherzan		Authorized Offici	ial for the City of	Des	Moines
e-Mail Address RNSHERZAN@DN	MGOV.ORG				
COUNTY ACTION (IF PROPOSED WORK CRO	SSES COUNTY RIGHT-0	OF-WAY, COUNT	TY ACTION IS RE	EQUIRED	0)
"The undersigned county joins in the grants em condition that all of the covenants and undertakin of the undersigned county and recommends action	ngs therein running to the	Iowa Departmen	it of Transportatio	n shall ir	nure to the benefit
Recommend Approval Do I	Not Recommend Approval			None Re	quired
Handwritten Signature	Title		Date		
Type or Print Name	I	Authorized Office	ial for the County	of	
e-Mail Address					
FEDERAL HIGHWAY ADMINISTRATION ACTION	ON (WHEN REQUIRED)				
	Not Recommend Approval			None Re	quired
Authorized FHWA Representative Signature				Date	
DEPARTMENT OF TRANSPORTATION FINAL	ACTION				
	lication Denied		Permit Number:		
Authorized Highway District Representative	Signature	L		Date	
e-Mail Address	<u>'</u>				
Notice of intention to commence activities on the hig actually commencing the activities as herein granted Transportation representative. Except in emergencie	d by this approved applicati	on. Notice is to be	given to the follow	ving Iowa	
Local DOT Contact Person (Type or Print Name))			Phone	Number
Street Address		City/Town		State IA	ZIP Code
e-Mail Address					

Permit Number:



Site Plan & Attachments Checklist for IDOT Utilities Accommodation Permit

Plans showing IADOT Highway Centerline, Highway Number, DOT Stationing and Milepost are required.
Visible orientation (North Arrow) and identifying landmarks are required.
Clearly identify Right Of Way (ROW) line with horizontal distance from highway centerline shown, including all breakpoints and changes in the ROW distances.
Provide Iowa One Call design request information. (Minimally, the list of utilitities)
List all of the existing utilities in the installation area. Describe how your installation will address existing utilities that are in conflict, and show all observable existing features, such as power poles, pedestals, markers, handholes, trees, etc.
Show all Construction features/Bore Pits with the running line and horizontal distance from roadway edge or centerline. (showing Clear Zone compliance) http://www.iowadot.gov/traffic/pdfs/UtilityPolicy.pdf
Show the start/stop stationing and depths or elevations for all bores, longitudinal and transverse.
Show the start/stop stationing and depths or elevations for all plowing locations.
Show easing start/stop locations, lengths, diameter, and material if easings are used.
Show all facilities that are to be installed on the site plan. This includes pedestals, wire, conduit, poles, guy anchors, junction boxes, handholes and manholes. ALL MUST BE REFERENCED BY DOT Stationing and distance from centerline.
Show where installation starts and stops, leaves ROW, stops at existing pedestal, pole, etc. Use IADOT stationing and distance from centerline of the start and stops.
Identify any physical focal points, posts, pedestals, shutoffs, overflow valves, hydrants, etc.
Describe any other work to accomplish installation before, during and/or after installation, including: removal of brush/trees, removal of underbuild, construction of access, fence removal, fence replacement, etc.
Identify unusual issues to be pointed out on the site plan. CLARITY IS THE KEY, we can't assume you will do it if it is not shown in the plan.
<u>Attachments</u>
Proper Traffic Control Standards (IADOT TCxxx Series Standard plans preferred) Available at - http://www.iowadot.gov/design/stdplne_tc.htm
Required Height / Depth Typical (Supplied by the Department)
Tile Repair Guide (Rural Locations) (Supplied by the Department)
Special Seeding Requirements and Erosion Control (Supplied by the Department)
511 Lane Restriction Requirements (If lane restriction is anticipated) (Supplied by the Department)
If paper applications are submitted, at least 2 sets of site plans (11×17 preferred) and 1 original of the permit application with all original signatures (Scanned and emailed copies are accepted)

ALL ITEMS MUST BE LEGIBLE FOR REVIEW AND FOR RESCANNING PURPOSES









