

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

FOR DEPARTMENT USE ONLY						
Permit Number 29U-2017-051		ay Number		County Des Mo	oines	
DOT Project Number NHS-61-2(50)-19-29 NHSX-61-2(6	62)3H-29	- AS	Revised completion 03/31/2018	Expiration/0 12/31/17		n Date
APPLICANT (INDIVIDUAL OR COMPANY)			VEELES ALCHESTANIE			
Brent	Middle Initial	Last Name Giese		Phone Num 319-588-72		Ext.
Company Name CenturyLink Communications				Phone Num	ber	Ext.
Street Address 900 Locust St			City/Town Dubuque		ZIP Code 52001	!
e-Mail Address Brent.Giese@centurylink.com		Secon	ndary e-Mail Address			
Approval is hereby requested to enter within the state and further described as follows. The installation shall consist of: This IOWADOT permit is to place new fiber cable #NHSX-061-2(52)3H-29. The new cables will be	and copper cab	ole between Bur	lington and Mediapolis in for the U	J. S. 61 Recon	struction	project
and shall be located as shown on the detailed p Accommodation Policy for submittal of detailed	olan attached plan requirem	hereto. (See di nents. See Sect	current lowa Department of Tra ion 115.8 (3).) http://www.iowadoi	ansportatio t.gov/traffic/po	n Utility lfs/UtilityP	olicy.pdf
WORK SITE LOCATION		44.40				
The proposed work as described above is locat	ed in Section	24 14, 13	, Twp. <u>70N</u>			1
	Highway No.	<u>61</u> ge	enerally located at	_ (miles) _		
(direction) from US 61 and Tanner Lane			(city, county line, or other landm	ark).Work p	roposed i	is more
specifically located as being from 45.06		(N	lilepost #) and _1253+90	(lighway S	Station)
to 45 45.12 (Milepost #) and <u>1</u>	256+40	(H	ighway Station) on the <u>Both</u>		side of hig	ghway.
Disclosure Statement: The information furnished on	this form will t	be used by the I	Department of Transportation to det	ermine approv	val or deni	al of the

Disclosure Statement: The information furnished on this form will be used by the Department of Transportation to determine approval or denial of the 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 Iowa State Commerce Commission; the Iowa 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 Iowa, 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 equipment.
- 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 Iowa, 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 Iowa 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 Iowa, 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.

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

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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.

DREST GIGE	Agenti Owner (Signature)	Title Fe	16	
Name of Owner (Print or Type)	DI		Data	- NCE	R H
CENTRRY LINK			Date 1	1-75	R IF
e-Mail Address		——————————————————————————————————————	/ /	2.1	, ,
brent giese @ cenns	y LINK. com	b			
CITY ACTION (IF PROPOSED WORK IS WITHII	N AN INCORPORATED	CITY, CITY ACTION IS R	EQUIRE	D)	
"The undersigned city joins in the grants embo condition that all of the covenants and undertaking of the undersigned city and recommends action of	ngs therein running to the	Iowa Department of Trai	nsportatio	on shall in	ure to the benefit
Recommend Approval Do i	Not Recommend Approval		X	None Re	quired
Handwritten Signature	Title		Date		
Type or Print Name		Authorized Official for th	e City of		02-10-10-10-10-10-10-10-10-10-10-10-10-10-
e-Mail Address	Tronson market weeks and the second			-tilntimolii (z-au)	
COUNTY ACTION (IF PROPOSED WORK CRO	SSES COUNTY RIGHT-	OF-WAY, COUNTY ACTI	ON IS RI	EQUIRED))
"The undersigned county joins in the grants em condition that all of the covenants and undertakir of the undersigned county and recommends action	bodied in the above per	mit executed by the low lowa Department of Trai	a Depart	ment of	Transportation on oure to the benefit
Recommend Approval Do N	Not Recommend Approval			None Re	quired
Handwritten Signature	Title		Date		A STATE OF THE STA
Type or Print Name	V FILE	Authorized Official for th	e County	of	
e-Mail Address			1111		
FEDERAL HIGHWAY ADMINISTRATION ACTIO	ON (WHEN REQUIRED)		V SI IN STOR		
	Not Recommend Approval		X	None Re	auired
Authorized FHWA Representative Signature				Date	44
200					
DEPARTMENT OF TRANSPORTATION FINAL)1			
X Application Approved ☐ App	lication Denied	Permit N	Number:	29U-20	17-051
Authorized Highway District Representative Brenda Sanders	Signature	gad -		Date 12/04	
e-Mail Address					
brenda.sanders@iowadot.us Notice of intention to commence activities on the hig actually commencing the activities as herein granted Transportation representative. Except in emergencies	d by this approved applicat	on. Notice is to be given to	the follow	ving lowa	hours prior to Department of
Local DOT Contact Person (Type or Print Name)	the state of the second	The state of the s		Marian Company	Number
Lauren Giarmo or Marv May	2007			319-	385-2211
Street Address 205 E Taft St		City/Town Mt Pleasant		State IA	ZIP Code 52641
e-Mail Address			Company of the Compan		

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Site Plan & Attachments Checklist for IDOT Utilities Accommodation Permit

\checkmark	and Milepost are required.
1	Visible orientation (North Arrow) and identifying landmarks are required.
\checkmark	Clearly identify Right Of Way (ROW) line with horizontal distance from highway centerline shown, including all breakpoints and changes in the ROW distances.
\checkmark	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.
\checkmark	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.
\checkmark	Show the start/stop stationing and depths or elevations for all plowing locations.
\checkmark	Show casing start/stop locations, lengths, diameter, and material if casings 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.
\checkmark	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.
\checkmark	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.
	Attachments Not attached as requested - Attached by DOT to finalize permit
	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) Per depths required on site plans
	Tile Repair Guide (Rural Locations) (Supplied by the Department)
	Special Seeding Requirements and Erosion Control (Supplied by the Department) Standard Rural Seed Mix/Fert/Mulch
	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 x 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

FOR DEPARTMENT USE ONLY

Special Requirements - or addition to the educations above, the following special requirements shall apply to this permit

County file approval

of the undersigned city and reco Recommend Approval	ts and undertakings therein running to the lowa Demmends action on said permit application as noted Do Not Recommend Approval	partment of Transportation shall inure to the bend d below by the delegated city official". None Required
	SED WORK CROSSES COUNTY RIGHT-OF-WAY,	•
nomion that all of the covenant	is and undertakings therein running to the lowa Dependence of the commends action on said permit application as no Do Not Recommend Approval	northwest of Transportation shall be to the box
Bullon	F County Eng	11-21-17
office c	dinc sands. Dro	317- 77 8-8641
DERAL HIGHWAY ADMINIS	TRATION ACTION (WHEN REQUIRED)	
Recommend Approval	O Do Not Recommend Approval	None Required
PARTMENT OF TRANSPOR	TATION FINAL ACTION	
Application Approved	Application Denied	Pornii Number
	,	
luarly commencing the activities	ctivities on the highway rights-of-way shall be submitte as herein granted by this approved application. Notice apt in emergencies a 10 day advance notice is require	e is to be often to the following love Donortment of
ually commencing the activities	ctivities on the highway rights-of-way shall be submitte as herein granted by this approved application. Notice apt in emergencies a 10 day advance notice is require	e is to be often to the following love Donortment of

Legend			Legend			
Alignment, Boundary and Right of Way	Existing	Proposed	CenturyLink Facilities	Existing	Removal/Abandon	Proposed
EN E	100	100	BURIED FIBER OPTIC CABLE		-x— F0 ——x—	
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			BURIED TELEPHONE DUCT	# ## 1 ## ##	== X ==== 1 -=== X =	<u> </u>
\$ 000	; ;		OVERHEAD FIBER OPTIC CABLE	— — OHFO — —	-x-OHF0x-	——ОНЕО
Pavement		Proposed	OVERHEAD TELEPHONE CABLE	— — OHT — —	-x	——ОНТ
ABOVE GROUND FEATURES (PAVEMENT, CURB SIDEWALK, ETC.)			PEDESTAL	₽	▣	₽
ABOVE GROUND FEATURES (PAVEMENT, CURB SIDEWALK, ETC.)			HAND HOLE	#	Ή	Ħ
			CROSS BOX	M		
<u>Drainage</u>	Existing	Proposed	POLE	¢	¢	¢
CONTOUR MAJOR (5')	- · · · · · · · · · · · · · · · · · · ·	700	VAULT / MANHOLE			
CONTOUR MINOR (1')	701	—— 701 ——				
Utilities	Existing	Proposed	FACILITY LABELING	100 PAIR COPPER	— 100 PAIR COPPER TO BE REMOVED	PROPOSED 100 PAIR COPPER
OVERHEAD WIRES	——————————————————————————————————————	——— мно ———				
FORCEMAIN						
SANITARY SEWER						
STORM SEWER		+				
WATERMAIN	M	M M				

IOWA - DEPARTMENT OF TRANSPORTATION - PROJECT #N-BX-061-2(52)-3H-29
Des Moines County, IA
U.S. HWY 61
CenturyLink Relocation Plans

TT ENG: Stephanie Hellquist
PHONE: 651–283–6774
E-MAIL: shellquist@terratechllc.net
T# CL16.1000E
http://www.terratechllc.net

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Sheet









