

COUNTY OF CASS
DEPARTMENT OF ROADS
7600 HWY 50
WEEPING WATER, NE 68463
(402) 296-9353
**Application to Construct Utilities
on County Right-of-Way**

Date: _____

Application is hereby made to THE COUNTY OF CASS, DEPARTMENT OF ROADS by

Name: _____ Phone: _____

Address: _____ E-mail: _____

Cell Phone: _____

Applicant desires to construct a utility or utilities on County right-of-way as follows:

LEGAL DESCRIPTION:

To Occupy: The West [] East [] South [] North [] Side of county road [] or ditch []

Road(s) to Occupy: _____

Beginning at a point _____ Feet, West [] East [] South [] North [] of the [] Corner of section _____, Township _____, Range _____.

Description of Work:

TYPE OF UTILITY TO BE CONSTRUCTED: **All plastic pipes require a tracer line**

Telecommunications Fiber Optic _____ Non Fiber Optic _____

Water or Irrigation Pipe size and type _____

Electric Voltage _____

Overhead _____ Underground _____

Natural Gas Pipe size and type _____

Sewer Pipe size and type _____

Other _____

PROPOSED METHOD OF INSTALLATION

Continuous Bore_____	Width _____	Depth_____
Encasement Pipe _____	Width _____	Depth_____
Plowing_____	Width _____	Depth_____

I (We) agree to construct _____ (UTILITY) in accordance with the permit requirements and provisions as defined in Attachment A.

PLEASE NOTE THAT PERMITS MAY REQUIRE 30-DAYS FOR APPROVAL

COMPANY: _____

SIGNED BY: _____

DATE: _____

EXECUTION BY COUNTY OF CASS

The above application is hereby approved subject to the requirements and provisions of this permit.

APPROVED and dated this ____ day of _____, ____ by Cass County.

Lenny Thorne, Hwy Superintendent
Cell phone: (402) 297-2531
E-mail: lennyt@cassne.org

UTILITY PERMIT REQUIREMENTS
Attachment A

1. **Cass County requires contractors to obtain a permit also upon request the applicant shall furnish Cass County Department of Roads with a certificate of Insurance in accordance with any insurance requirements prior to permit approval.**
2. The applicant, or its contractor, shall contact the One Call Notification Center/Diggers Hotline and request location of any buried utilities. Damage to any utilities, either on County right-of-way or adjacent to County right-of-way, shall be repaired at the expense of the applicant or its contractor. Cass County is not responsible for utilities in public right-of-way that are not registered with One Call Notification Center/Diggers Hotline.
3. Future road construction work, within public right-of-way, could necessitate relocation of utilities. Utility relocation costs will be borne by the Applicant. The County will work in good faith with the Applicant with respect to the ultimate decision to re-locate any such utility, provide notice to the same and schedule a time with the Applicant to facilitate said relocation.
4. Applicant is responsible for the completion of its work, restoration of the road surface and public right-of-way to pre-construction condition. This includes compaction of the backfill to a density equal to or greater than the surrounding soil, replacing road and driveway surfacing materials lost during construction.
5. Trees and brush removed to facilitate construction shall be properly disposed of at Applicant's expense and not buried or left on County right-of-way.
6. Pipes under the road shall be one piece with all fittings located outside road surface edge. All pipe and encasements to conform with the current State of Nebraska Policy for Accommodating Utilities on State Highway Right-of-Way and State of Nebraska Standard Specifications for Highway Construction.
7. Boring-All lines up to and including (6) inches in diameter may be bored under the road so as not to disturb road surface. A \$50.00 permit fee shall be paid to Cass County Department of Roads. Bore pits must be filled and compacted equal to pre-construction condition. All lines going under a hard surface roadway, regardless of size, shall be dry bored under the road.
-Fees may be adjusted for the total number of bore locations.
8. Plowing-Utilities pulling cable or pipe parallel with County road shall pay a \$50.00 permit fee to the Cass County Department of Roads. Installation other than aforementioned shall be approved by the County. Cable or pipe shall be bored under culverts or other drainage structures. Any underground utility facility that crosses a drainage course within the County right-of-way must be installed a minimum of six (6) feet below the flow line of the drainage structure or drainage course. If there is a difference in the elevation between the flow lines of these, the lowest elevation shall be used.
-Fees may be adjusted for the total number of plow locations.
9. All barricading, flagmen, warning signs, etc. shall at all times conform to the current Manual on *Uniform Traffic Control Devices*. Cass County reserves the right to inspect barricades and

construction procedures and request modifications as necessary to maintain safe passage of traffic. Any appurtenances in the right-of-way must be marked for easy identification.

10. Applicant agrees to and accepts by its signature the following INDEMNIFICATION terms: The Contractor shall indemnify and save harmless, protect and defend Cass County, Nebraska, and its elected and appointed officials, employees, agents, and representatives from and against any and all losses, claims, demands, suits, actions, damages, payments and judgements, including any and all costs and expenses connected therewith, legal cost or otherwise, including attorney's fees, for any damages which may be asserted, claimed or recovered against or from Cass County or its insurers because of personal injury including loss of use thereof, sustained by any person or persons which arises out of, is in any way connected with, or results from any and all work or activity associated with the work performed under this permit unless such damages are the direct and sole result of the negligence of Cass County or anyone whose acts may be liable.
11. If Applicant does not restore the road to pre-construction, or does so and settling or other problems arise within six (6) months of project completion, the Lead Supervisor will contact the Applicant and the Applicant shall remedy any deficiency within a reasonable time as such is determined by Cass County. If the applicant fails to correct such deficiency within said timeframe. The matter will be turned over to the Cass County Attorney.
12. One set of project construction plans must be attached to the permit.
13. Proof of insurance must also be provided.
14. Any requirements not covered in this permit shall conform to the State of Nebraska Policy for Accommodating Utilities on State Highway Right-of-Way and the State of Nebraska Standard Specifications for Highway Construction.
15. No open cuts of any county roads allowed
16. No open holes permitted overnight
17. Rural Areas: Poles, anchors, hydrants or any other above ground facility shall be located as close to the right- of-way line as possible. All rigid poles shall be located at least 15 feet from the edge of the traveled way. Hydrants shall have a minimum offset of six (6) feet.

Urban Areas: Cities, towns and urban areas where curb sections exist, hydrants and rigid poles may be located back of sidewalk or a minimum of six (6) feet.

Manholes: All manholes shall be placed near the right-of-way line. Manholes placed outside of the traveled way shall not protrude above the surrounding ground. No manholes allowed in bottom of ditch.
18. ROAD CLOSINGS: The closing of a road will not be permitted without approval of the Cass County Highway Superintendent.