

Street Excavation Permit Approval Project Type: <u>ROW USE- TCP</u> Permit Number: <u>SEP 19-05</u> Location: <u>5400 N Pearl Street</u> - <u>WSDOT</u> Permit Issuance Date: 07/10/2019

Applicant: WSDOT 2901 South 40<sup>th</sup> Street Tacoma, WA 98409 (253) 538-3360

# 1) Project specific conditions of approval:

# IN THE EVENT THAT EMERGENCY VEHICLE ACCESS IS BLOCKED, OR IF WATER SERVICE TO A FIRE HYDRANT IS BLOCKED OR DISCONNECTED, YOU MUST CONTACT THE CITY IMMEDIATELY AT (253) 759-3544

(a) Applicant shall comply with Ruston's planning/zoning requirements regarding placement of signs during construction.

(b) The traffic control plan provided does not include a view of street elements at the locations of the advance notification signs and PCM sign. Please have the traffic control supervisor coordinate with the City of Ruston street maintenance supervisor for exact placement of advance signage, to minimize adverse impact to parking stalls and driveway/business access.

(c) All work shall be completed as proposed on the most recently approved plans submitted to the City of Ruston. Any changes must be approved by the City prior to installation.

(d) Warranty of Workmanship and Materials: The permit holder shall be responsible for any failure(s) of workmanship and/or materials for a period of one (1) years from the date of completion of all work performed under this permit.

(e) Permit Expiration: Unless otherwise extended in writing by the Mayor or his designee, work must commence in accordance with the approved plans within 45 days of the issuance of this permit. If work does not commence within 45 days of issuance this permit, the permit shall expire. Requests for extension may be submitted prior to permit expiration. Extension requests must be submitted to the City in writing and must state the reason for extension.

(f) In order to reduce the disruption and cost of utility damages occurring in the City's right of way and easements, the permit holder shall prevent damages to existing utilities caused by his work through field verification of the existing utilities. It is the applicant's responsibility to contact "Call Before You Dig" locate service prior to beginning work.

(g) Performance Bond, if applicable, will not be released until the City has inspected and approved all completed work, AND until a Maintenance Bond or Cash Set Aside agreement has been completed and is on file with the City as described in RMC 14.08.

(h) Project Completion: The applicant must contact **Ray Johnson**, Operations Manager, to <u>request an inspection</u> of completed work at (253) 732-3195. All improvements are subject to field approval of the Operations Manager.

### 2) In accepting this permit, the applicant agrees to the following standard conditions:

(a) The applicant shall be required to restore the construction area to the same or better condition as existed prior to the excavation work in accordance with the specifications of the Mayor or his designee and the City's public work standards.

(b) The applicant shall be required to indemnify and hold the City harmless from any and all claims for bodily injury or property damage that may arise out of or in connection with the applicant's permitted use. The applicant shall be required to sign an indemnification agreement prepared by the City Attorney as a condition of receiving the permit.

(c) Prior to beginning any work, the applicant shall provide the City with proof of insurance that will remain in effect during all periods of use for street excavation permit. Such insurance will provide for public liability and property damage and shall be in a form and type that is acceptable to the City. The limits of said insurance shall be established by the Mayor or his designee. A certificate evidencing the existence of said insurance *or,* upon written request of the Mayor or his designee, a duplicate copy of the policy shall be provided to the City as evidence of the existence of the insurance protection prior to the applicant beginning any work. Said insurance shall not be cancelable or reduced without prior written notice to the City, not less than 30 days in advance of the cancellation or alteration. Said insurance shall name the City as a named or additional insured and shall be primary as to any other insurance available to the City.

(d) The applicant shall take appropriate measures to assure that during the performance of the excavation work normal traffic flow conditions shall be maintained at all times so as to cause as little inconvenience as possible to the occupants of the abutting property and to the general public. The applicant shall maintain safe crossing for two lanes of vehicle traffic at all street intersections where possible, and safe crossing for pedestrians at intervals of not more than 300 feet. If any excavation is made across any public street, alley or sidewalk, adequate crossing shall be maintained for vehicles

and pedestrians. If the street is not wide enough to hold the excavated material without using part of the adjacent sidewalk, a passageway at least one-half of the sidewalk width shall be maintained in and along such sidewalk line.

(e) Any closing of streets shall only occur consistent with the provisions of Chapter 47.48 RCW, or as hereafter amended. The costs for such notice and closure shall be entirely borne by the applicant.

(f) The applicant must take reasonable precautions to place and maintain at each end of such excavation and along the line thereof barriers or flags or warning lights or other equipment as may be prescribed by the Mayor or his designee. When dictated by field conditions, warning sign shall be placed far enough in advance of the construction operation to alert traffic properly within a street.

(f) The excavation work shall be performed and conducted so as not to interfere with the access to fire hydrants, fire stations, fire escapes, water gates, underground vaults, valve housing structures, and all other vital equipment as designated by the Mayor or his designee.

(g) As a condition of issuance, the applicant shall consent that in the event the City is required to take enforcement actions to enforce the terms and conditions of the permit, that the City shall be entitled to recover its costs, disbursements, and expenses including its attorneys' fees, which sums may be filed as a lien against applicant's premises and enforceable in the manner provided for the enforcement of mortgages on real property.

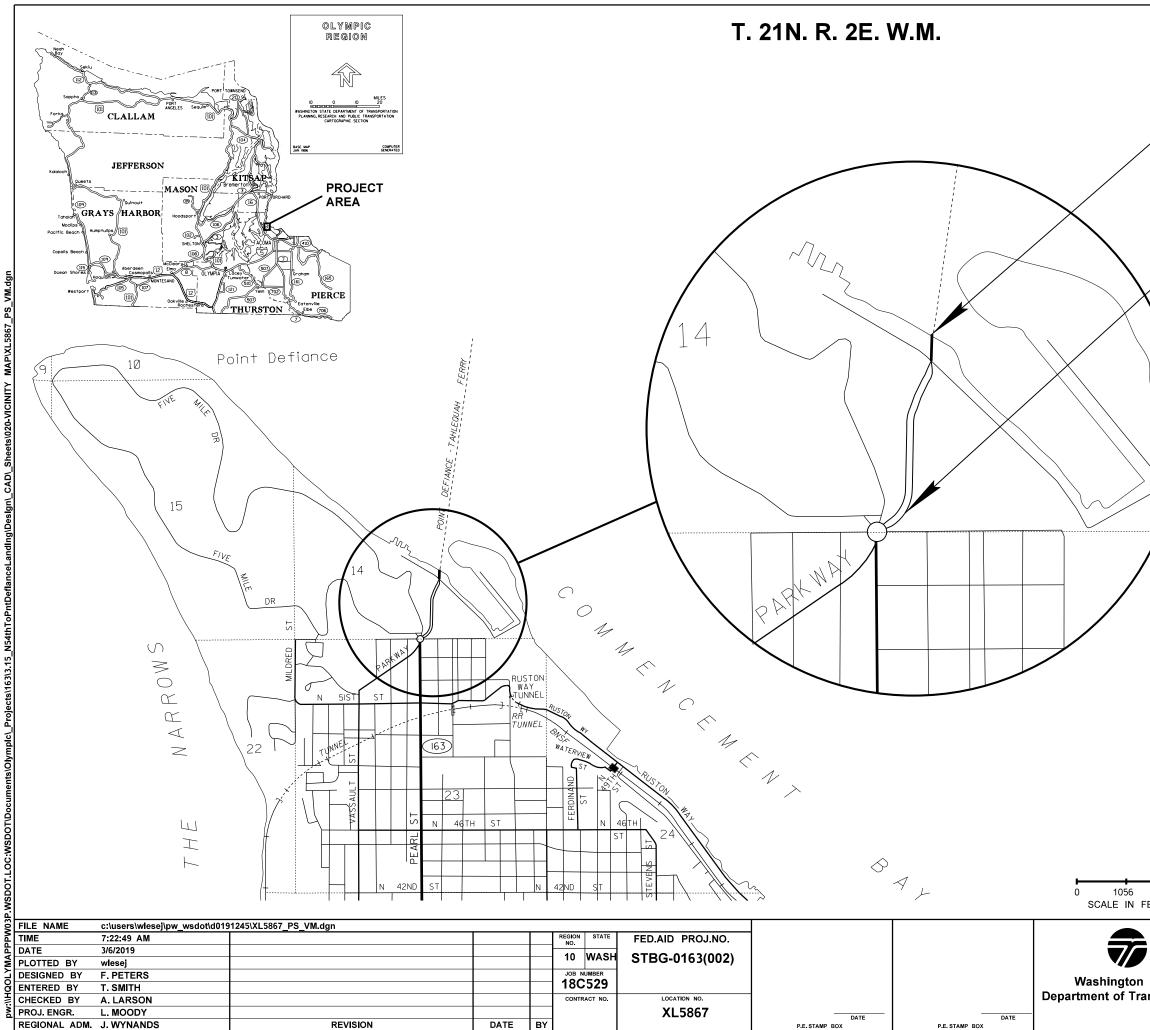
Chrissanda Walker 3) City Approval:

Date: 07/10/2019

Chrissanda Walker, Permit Coordinator.

Permission to perform the above described work in the right of way is hereby granted subject to all provisions on this form. This permit is valid for 90 days from the date of issuance unless otherwise permitted as a condition of approval.

# 4) Attachments: Approved TCP



BY

REGIONAL ADM. J. WYNANDS

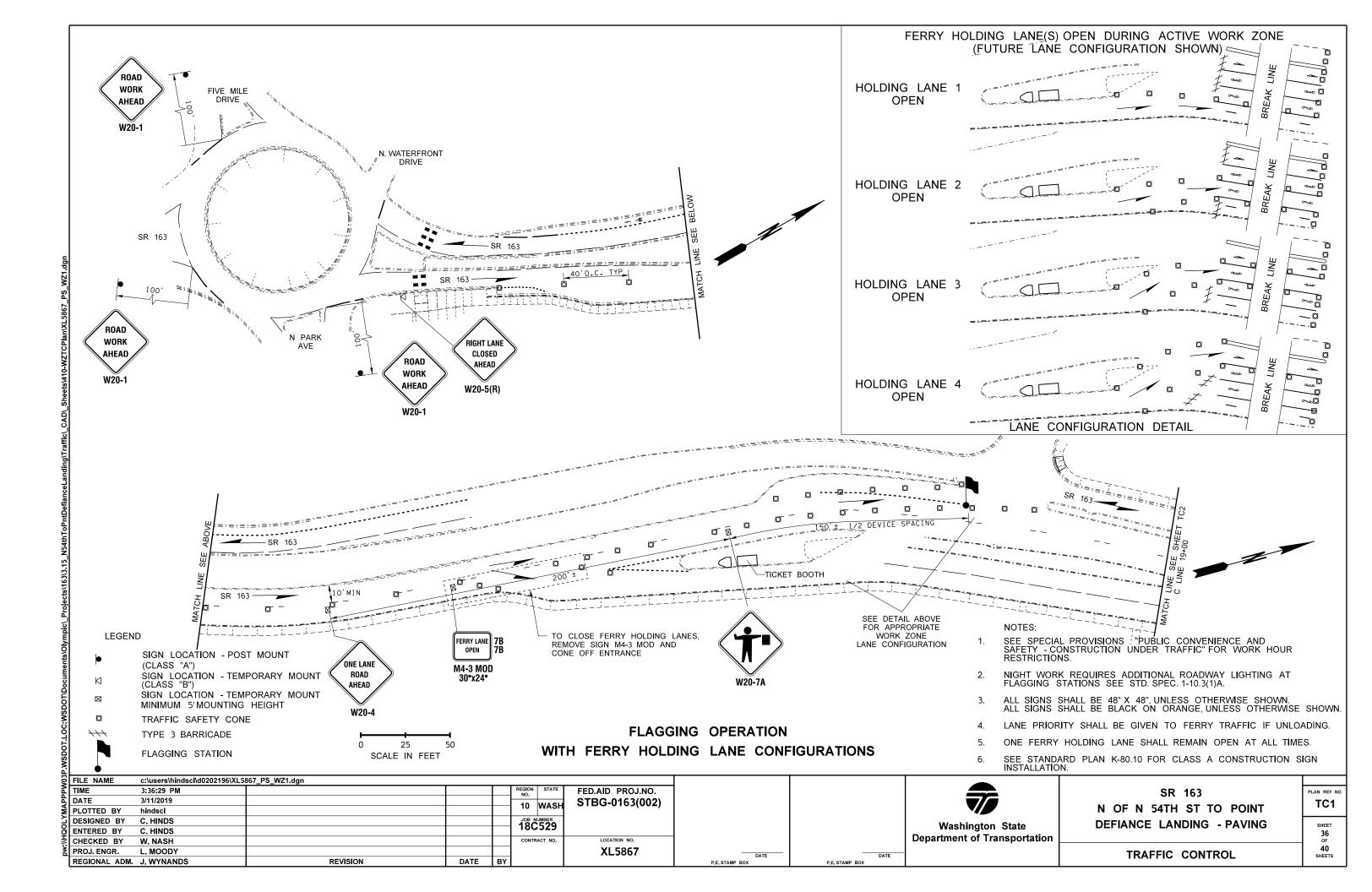
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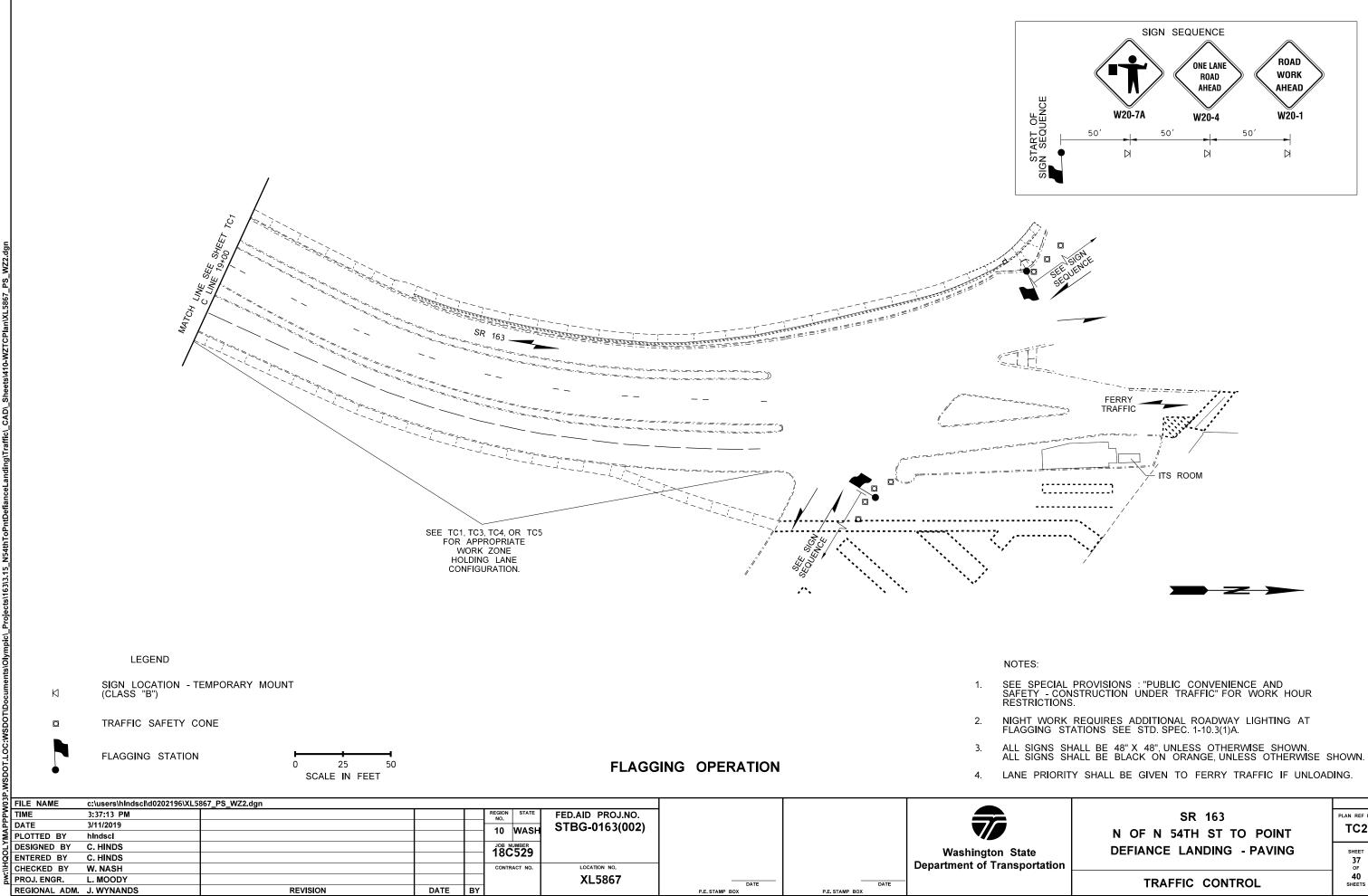
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END STBG-0163(002) END PROJECT END MILL & FILL ALL LANES INC. & DEC. SR 163 MP 3.37

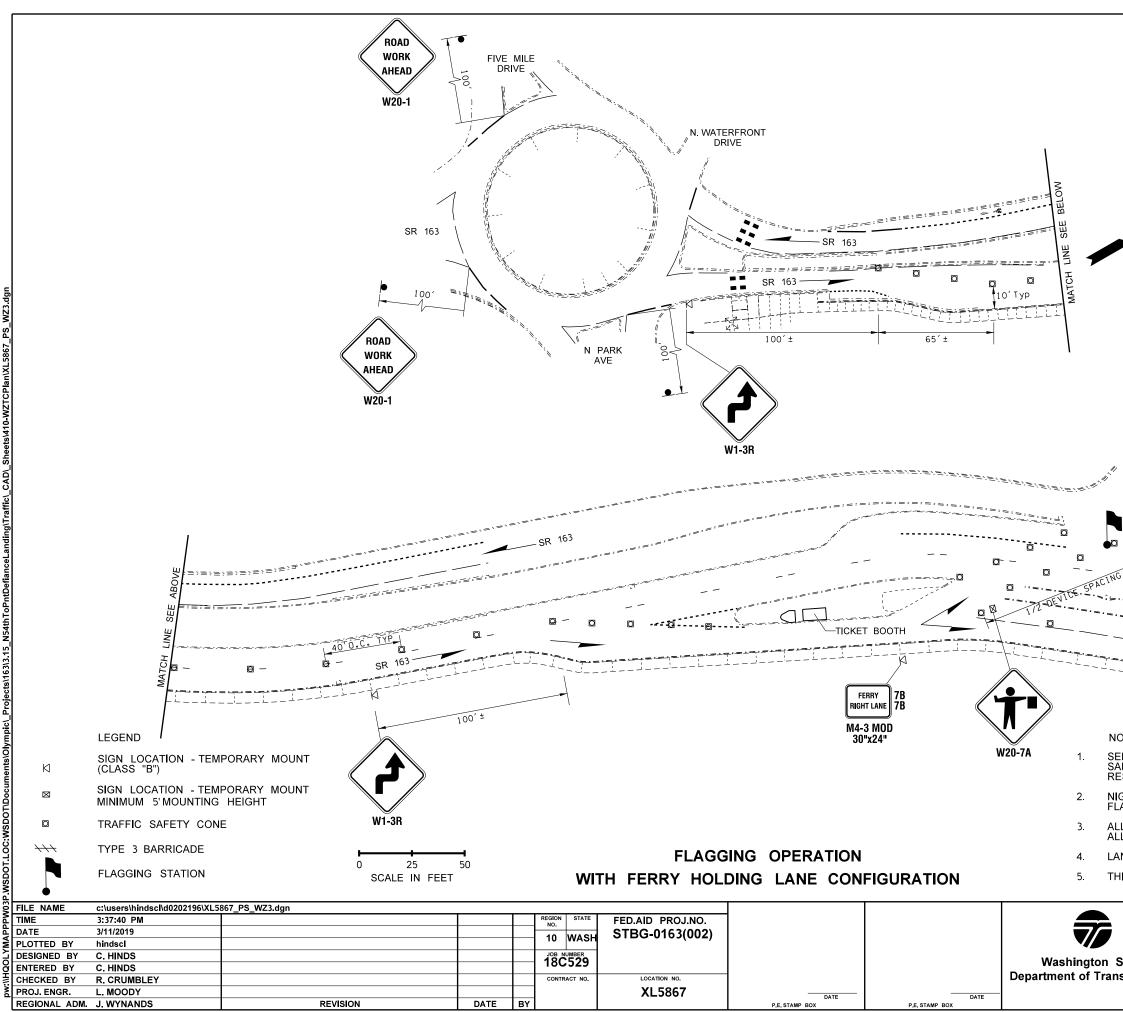
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