

NIMISHILLEN TOWNSHIP RIGHT-OF-WAY PERMIT POLICY

Nimishillen Township, Stark County, Ohio

HIGHWAY NOTE: WHEN POSSIBLE — ALL ROADS TO BE BORED

The following permit is issued under the authority of the Board of Nimishillen Township Trustees, by Resolution No. 23-012, adopted pursuant to Ohio Revised Code Section 5571.16. That Resolution requires anyone who desires to make any excavation in any Nimishillen Township public highway (which for the purposes of these conditions is defined as the road surface, its sub-surface, and right-of-way) to obtain a permit for each such excavation prior to the commencement of the excavation. Any work performed at such excavation shall be done in accordance with Ohio law and the conditions contained in this permit.

These conditions are binding upon the Applicant as herein defined. Once the permit application is submitted to the Township Fiscal Officer, the fee paid and the required bond posted, work may commence upon approval of and under the supervision of the Road Superintendent of Nimishillen Township.

For the purposes of these conditions, the term "Applicant" includes any contractor or employee performing any work related to this permit, and all of their heirs, executors, administrators, successors, and assigns and any agents of any such individuals or entities.

Authorization from the Township Road Superintendent is required before anyone places or installs any length of pipe or culvert within the right-of-way of a township road, for drainage or driveway purposes, or otherwise excavates within the limits of a township road right-of-way.

Applications for a permit under this policy shall be made using the accompanying form. In addition, each applicant shall pay the required fee, post required bond, and provide:

- (A) Plans indicating the location, size, type, and duration of the culvert or excavation contemplated;
- (B) Specification of the methods of excavation, refilling, and resurfacing to be followed; and
- (C) Description of the use of warning devices necessary to protect travelers on the highway.

A contractor applying for a roadway excavation permit shall post a deposit or bond with the Township Fiscal Officer, with sureties to the satisfaction of the board, conditioned upon the performance of all conditions in the permit. The deposit or bond shall be in the amount of \$5,000.00; unless a higher bond is required due to particular circumstances.

The Applicant for any permit issued hereunder shall be responsible for obtaining all other permits required for construction and notify applicable utilities of the pending excavation, and for spotting, marking, and if necessary, having utilities located in the area of excavation relocated at its sole cost prior to commencing excavation. The Applicant shall be responsible for any damage to the public highway and any associated structures and shall make repairs as deemed necessary by and to the satisfaction of the Board of Nimishillen Township Trustees. The Applicant shall also be responsible for the installation and maintenance of adequate signs and warning devices to inform and protect the public. The Applicant shall be responsible for the maintenance of traffic throughout the construction period and shall comply with the requirements of the Ohio MANUAL OF UNIFORM TRAFFIC CONTROL DEVICES ("MUTCD") at all times until the work is completed.

Before commencement of the excavation, the Applicant shall notify the fire and police departments, the school system, and the post office located in and/or having jurisdiction over the area where the excavation is to occur of the excavation work, the date of commencement and the completion of said work.

The materials, fill, required dimensions of pipe, as well as the size and number of catch basins and clean-outs (if applicable), will be determined by the Road Superintendent. All applicable standards and specifications set by the Road Superintendent for an installation must be satisfied. Any specifications from the Stark County Engineer, if applicable, must also be satisfied. In the event of any conflict between a specification fixed by the County Engineer and the Road Superintendent, the County requirement shall control.

Finish grading, seeding and any stone or asphalt for driveway apron purposes, is solely the responsibility of the property owner. No concrete shall be used for a driveway apron or approach within 5 feet from road edge.

The property owner shall remain responsible for all maintenance of the pipe, catch basin and other structures, to ensure proper roadway drainage.

Each owner of land abutting a township road is required to construct and keep in repair suitable approaches and roadside culverts to provide drainage of township roads. In the event the Board of Trustees determines any roadside pipe or culvert installed and maintained by a property owner to be in a state of disrepair, an obstruction to the proper drainage of a township road, or otherwise constitutes a nuisance, the abutting property owner may be ordered to remove such obstruction or replace any such deteriorated or insufficient culvert.

The property owner (or other applicant) must acknowledge notice of this policy and acceptance of these condition.

Nimishillen Township

APPLICATION FOR RIGHT-OF-WAY PERMIT

Property Owner's Name and Address:

Property Address (if different):

Phone: _____

Description of work to be performed:

Provide a sketch of the project:

Pipe Diameter Required: _____ (Minimum 12") Culvert/Pipe Length: _____

Number of Catch Basins: _____ Size of Catch Basins: _____

*Clean outs cannot be more than 80' apart.

Size/Location of Clean Outs: _____ No concrete is permitted for resurfacing

Other Specifications: _____

By signing below the applicant agrees to the terms of the Nimishillen Township Right-of-Way Permit Policy and to perform such work in compliance with the specifications received from the Road Superintendent, and further agrees to indemnify the Township against liability or damage as the result of the installation of the culvert or as a result of the excavation.

Applicant's Signature

PERMIT

The above application is hereby:

_____ Approved and permission is granted to do the work covered in the application, which work shall be done in strict conformity with the terms, conditions, and restrictions of the permit as contained on the reverse hereto or attached hereto.

_____ Disapproved and excavation is prohibited for the above work under penalty of law.

NOTE: WORK MAY NOT BE COMMENCED UNTIL A BOND IS POSTED AND APPROVED BY FISCAL OFFICER NIMISHILLEN TOWNSHIP BOARD OF TRUSTEES

Nimishillen Township Board of Trustees:

DATED: _____, 20____

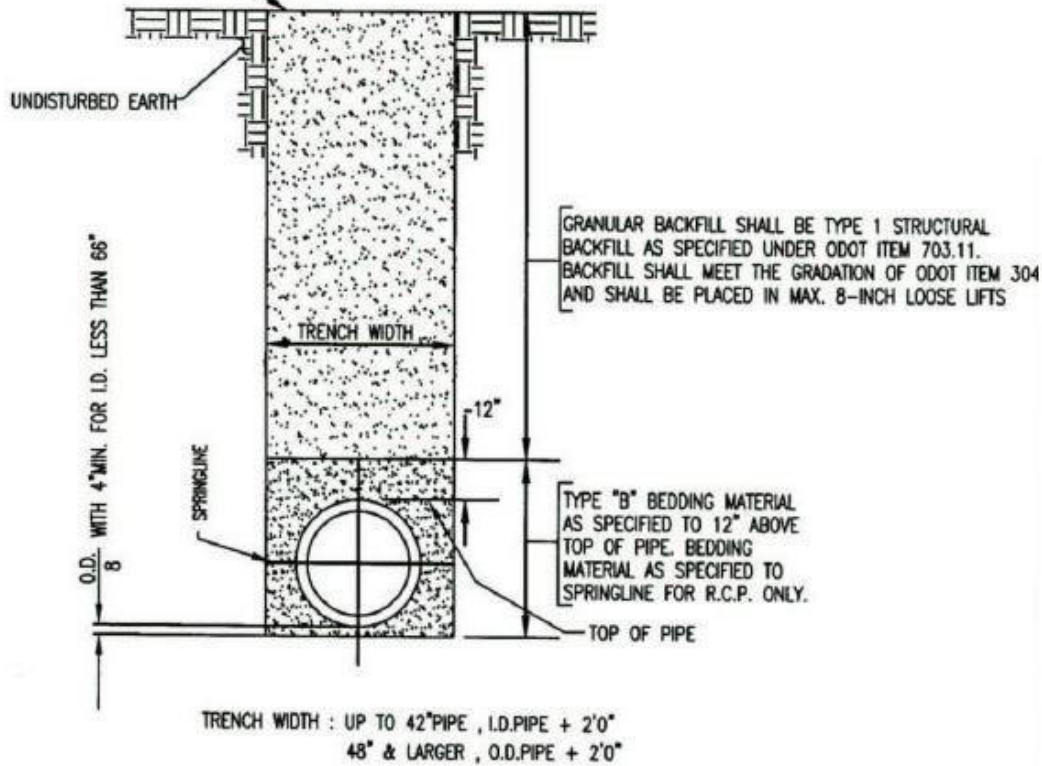
Bond in the amount of \$_____ is hereby deposited with the Fiscal Officer of the Board of Nimishillen Township Trustees to be held and used if necessary, as provided in the terms, conditions and restrictions hereof.

DATED: _____, 20____

Fiscal Officer Signature

Made Part of Nimishillen Township Road Open Permit Terms, Conditions and Restrictions

SEE DETAILS FOR TYPICAL PAVEMENT REPLACEMENT SECTIONS



NOTES:

1. THIS TRENCH BACKFILL DETAIL APPLIES TO AREAS UNDER EXISTING PAVEMENT.
2. STARK COUNTY BEDDING CLASSIFICATION TYPE B MEETS OR EXCEEDS ASTM D-2321 CLASS 1 BEDDING FOR FLEXIBLE PIPING, AND ASTM C-12, CLASS B BEDDING FOR RIGID PIPING.
3. BACKFILL SHALL BE COMPACTED TO THE REQUIREMENTS OF ITEM 1 IN THE SPECIFICATIONS.
4. COMPACTION OF THE BACKFILL SHALL BE ACHIEVED THROUGH THE USE OF A MECHANICAL VIBRATORY ROLLER.
5. COMPACTION TESTING OF THE BACKFILL SHALL BE PROVIDED, DIRECTED AND COORDINATED BY THE OWNER. INTERVALS OF TESTING SHALL BE AT THE TOTAL DISCRETION OF THE OWNER AND MAY BE CHANGED AT ANY TIME.

IF A TEST DOES NOT PASS, THE CONTRACTOR SHALL REMOVE THE DEFECTIVE BACKFILL, REDO THE WORK AND THE AREA WILL BE RETESTED. THE CONTRACTOR SHALL BE AWARE OF THE LEVEL OF COMPACTION REQUIRED.

IF THE WORK IS SUSPECT TO BE DEFECTIVE BY THE OWNER, THE WORK SHALL BE RETESTED.

THE WATER CONTENT OF THE BACKFILL MATERIAL SHALL ALSO BE TESTED AND RECORDED FOR EACH TEST COMPLETED. THE CONTRACTOR WILL BE ALLOWED TO ADD WATER TO THE BACKFILL MATERIAL IN ORDER TO OBTAIN THE OPTIMUM WATER CONTENT. HOWEVER, THE CONTRACTOR WILL NOT BE ALLOWED TO UTILIZE THE ADDITION OF WATER AS A MEANS OF COMPACTION. FURTHERMORE, SHOULD THE BACKFILL MATERIAL BE FOUND TO HAVE WATER CONTENT RATIOS WHICH IN THE OPINION OF THE ENGINEER OR THE OWNER PREVENTS THE APPROPRIATE COMPACTION OF THE TRENCH, THE CONTRACTOR SHALL REMOVE ALL DEFECTIVE MATERIAL AND UNDERTAKE THE NECESSARY CORRECTIVE WORK.

NO SCALE

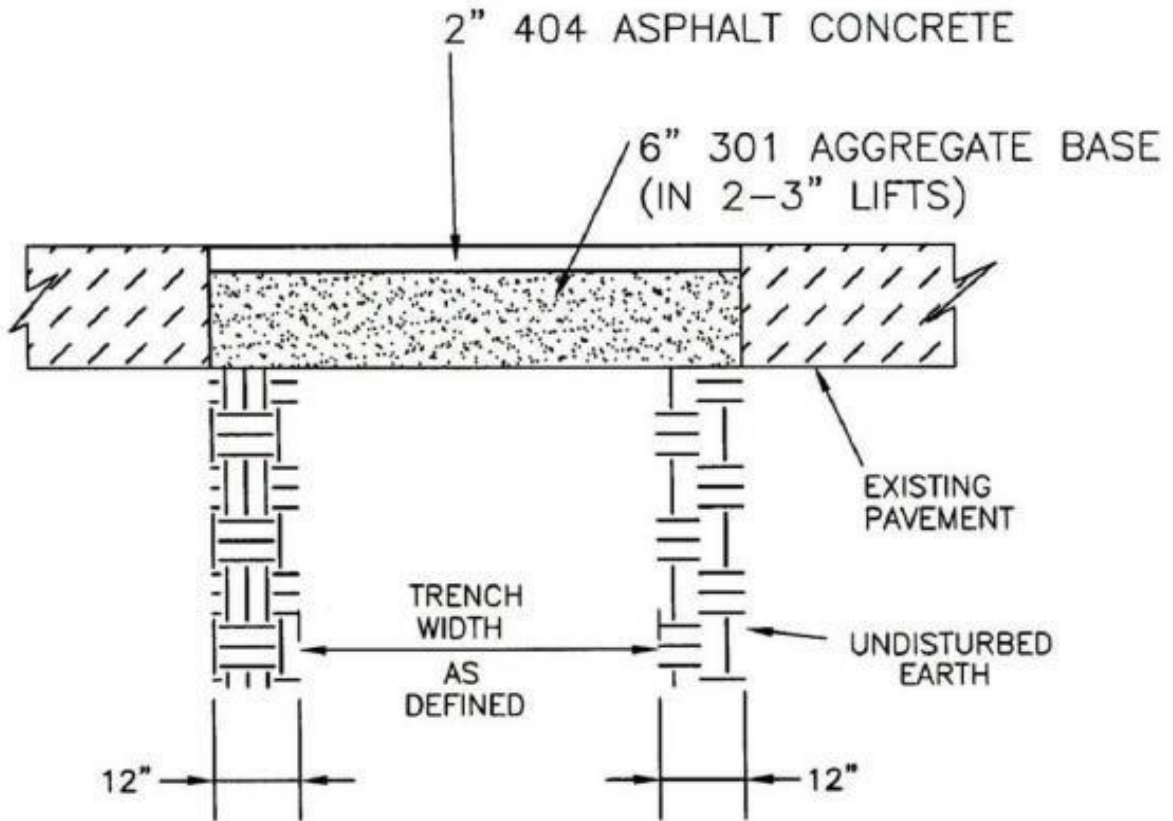
APR'D 08/02

REVISION	DATE	BY
ODOT ITEM 703.11	9/02	BGD

STARK COUNTY SANITARY ENGINEERING DEPT.	
DETAIL DWG. NO.	1A
ITEM NO.	6
TRENCH BACKFILL UNDER EXISTING PAVEMENT DETAIL	

Made Part of
Nimishillen Township
Road Open Permit
Terms, Conditions and
Restrictions

PAYMENT LIMIT FOR ALL PAVEMENT SHALL BE
TRENCH WIDTH + 2'-0"



GENERAL PAVEMENT NOTE:

WHERE EDGES OF REPLACED SECTION EXTENDS WITHIN 2'-0" OF ROADWAY EDGE, PAVEMENT IS TO BE REPLACED TO ROADWAY EDGE AT NO ADDITIONAL COST.

NO SCALE

APR'D 08/02			STARK COUNTY SANITARY ENGINEERING DEPT. DETAIL DWG. NO. <u>18</u> ITEM NO. <u>21C</u> ASPHALT CONCRETE SURFACE COURSE ASPHALT BASE COURSE
REVISION	DATE	BY	
REVISED PAVEMENT MAT.	08/02	BGD	