APPLICATION FOR PERMIT

Huntington, IN

Work Order # Date: _____

TO THE HONORABLE BOARD OF
COUNTY COMMISSIONERS OF
HUNTINGTON COUNTY
201 N Jefferson Street
Huntington IN 46750

Application Fee: $100.00
Cash or checks accepted.
Checks made payable to: Huntington County Highway Dept, 1601 Riverside Dr, Huntington IN 46750

Is this a Broadband Utility Line: ___No ____Yes (If yes, application fee is waived)

Received By: _____
Date Received: _____
Receipt # / Check #: _____

Address of Work:_____(if address is already established) or

Location of Work: CR_____Between: CR_____and CR _____

Side of the Road: N S W E

Dear Commissioners:

_____, hereinafter referred to as "PERMITTEE", hereby makes application for permission to bury necessary cable, pedestals, and attachments along and adjacent tothe real estate described on **the submitted plans,** attached, in Huntington County, Indiana. The following **Submittal Requirements** apply for all permit requests:

1. **Application for Permit form.** PERMITTEE must submit **3 hard copies** of this Application for Permit form. Digital submittals are accepted for Broadband projects only.

2. **Plans.** PERMITTEE must submit **three (3) hard copies** of plans. Digital submittals are accepted for Broadband projects only. The plans must show the exact locations, depth of trench, distance to be buried and type of road surface to be cut, if any.

3. **Application Fee.** The **$100.00 application fee** must be paid when submitting this Application for Permit form. The fee is WAIVED if the permit is for a Broadband project. See top of form for payment instructions.

   PLEASE NOTE: Failure to pay the application fee (waived for Broadband projects) and failure to acquire a permit before starting construction within the Huntington County road right-of-way may result in a **$1,000.00 fine**.

4. **Submittal Mailing Address.** PERMITTEE must either mail or hand-deliver the submittal, which must contain the items mentioned in #1 - #3 above, to the Highway Department.
   Address: Huntington County Highway Dept, 1601 Riverside Dr, Huntington IN 46750

*Broadband projects may be submitted electronically, as described in **Electronic Submittals** below.

Return Work Area to Original Conditions:
If this application for permit is granted, PERMITTEE hereby agrees to replace the disturbed portionof the highway adjacent right-of-way to its original condition and to backfill any trench opening bythoroughly tamping the backfilling in layers not to exceed four inches in depth, and to maintain thesurface which has been disturbed in a smooth and uniform condition for a period of six months afterthe work is completed.

Injury, Damage, and Repair:
PERMITTEE agrees to assume all responsibility for any injury or damage to persons or property resulting directly or indirectly from the work contemplated in this application.

PERMITTEE agrees to repair, at PERMITTEE'S expense, any property damage as a result of this operation, including, but not limited to, damage to farm drainage tile and culvert tile.

PERMITTEE further agrees to give immediate notice to the Commissioners of Huntington County,Indiana, of any property damage caused by PERMITTEE in the operation which PERMITTEE becomes aware of during such operation.

Notice of any property damage caused by PERMITTEE and not detected by PERMITTEE shall bemade in writing to PERMITTEE at the address provided below.

Any damage to farm drainage or culvert tile, or other damage of a minor degree, shall be repaired immediately by PERMITTEE, and PERMITTEE shall immediately provide notice of such damageand repairs to the Commissioners of Huntington County, Indiana.

The repair of any damage caused by PERMITTEE which was not immediately repaired shall be accomplished within thirty (30) days from the date the damage occurred or the date on which noticeis provided to PERMITTEE that such damage has occurred. **PERMITTEE agrees to notify the Commissioners of Huntington County, Indiana, of the exact date that the damage will be repaired.**

In the event that PERMITTEE fails to effectuate the repairs to any property damaged within the thirty (30) day period provided for above, the Commissioners of Huntington County, Indiana, maycause any such repairs to be performed, and PERMITTEE shall bear the entire cost of such repairsand shall reimburse Huntington County immediately upon being provided with a statement for repairs.

Nothing in this agreement shall relieve PERMITTEE from liability for any damages caused by theiroperation, and failure to provide written notification, as provided for in this agreement, shall not relieve PERMITTEE from any obligations or liability with respect to any damage.

Notice of Commencement of Work:
PERMITTEE agrees to notify the Huntington County Highway Department in writing five (5) days in advance of the time of beginning of the work covered by this permit, and also to notify the local superintendent the day preceding the beginning of the work.

Permit Expiration:
Permit expires one (1) year after acceptance by Huntington County Commissioners. If work has notbeen performed within one (1) year of acceptance, applicant will need to reapply.

If the aforementioned conditions are not met to the satisfaction of the County Highway Supervisor, the County Commissioners may instruct the County Attorney to bring civil action against the PERMITTEE for damages incurred.

Indemnify and Hold Harmless:

The PERMITTEE agrees to indemnify, defend, exculpate and hold harmless Huntington County, its officials, and employees, from any liability due to loss, damage, injuries or other casualties of whatsoever kind, or by whomever caused, to the person or property of anyone on or off theright-of-way may arising out of or resulting from the issuance of this permit or the work connected therewith, or from the installation, existence, use, maintenance, condition, repairs, alteration, or removal of any equipment or material, whether due in whole or in part to the negligent acts omissions (1) Of the County, its officials, agents, or employees, or (2) Of the PERMITTEE, his agents or employees or other persons engaged in the performance of the work,or (3) The joint negligence of any of them, including any claims arising out of the Workmen's Compensation Act or any other law, ordinance, or decree. The Applicant also agrees to pay all reasonable expenses and attorney fees incurred by or imposed on the Countyin connection herewith in the event that the Applicant shall default under the provisions of this paragraph.

Utility Location and Construction Specifications:

Whenever possible, underground utilities shall be placed OUTSIDE the ditch line and shall run around and NOT UNDER culverts, and are to have a minimum cover of 32 inches, so as to prevent damage to the utility during routine ditching, culvert replacement & general road maintenance by county work crews. Ditches are to be repaired similar to what existed prior to work to the satisfaction of Huntington County. All disturbed areas shall have positive drainage off the road surface. All disturbed areas shall be seeded and mulched. Applicant shall be responsible for the control of erosion during and after construction until seeding has been established. To protect the traveling public, traffic control shall be performed by the applicant while working within the County right-of-way and shall be done in accordance with the uniform manual of traffic control devises.

Huntington County assumes no responsibility for damages caused to anyone because of either the location of or the placement of any temporary or permanent structure or other obstructionswithin the County right-of-way either during or after construction. This permit does not establish a permanent location for this utility. A change in location may be necessary in the future as the use of the right-of-way changes subject to the discretion of Huntington County.

Electronic Submittals:

All forms, documents, applications, and plans can be electronically submitted for Broadband projects only to: aleisha.wall@huntington.in.us.

All other projects require hard copies for submittal.

The Application for Permit can be downloaded at the following website:
https://www.huntington.in.us/egov/documents/1682000576_52612.pdf

Broadband Projects Only

1. The Application for Permit and all associated documents can be submitted electronically to aleisha.wall@huntington.in.us for all Broadband projects.
2. There is no fee for Broadband project Applications for Permit.
3. All Broadband applications will be approved or denied within 10 business days after they are filed.
4. Inspections related to Broadband projects will be completed in a timely and expeditious manner.
5. Broadband projects do not need to designate a final contractor.
6. There are no seasonal orother moratoriums on Broadband projects.
7. Huntington County does not discriminate among Broadband providers.

_____
Name of Applicant

_____
Title

_____
Address, City, State, Zip Code

_____
Contact Person

_____
Contact Email

_____
Telephone Number Fax Number

PERMISSION GRANTED:

BOARD OF COMMISSIONERS DATE: _____