

**LAURENS COUNTY
APPLICATION FOR ENCROACHMENT PERMIT**

Number _____

APPLICANT: _____ **AREA:** _____

ADDRESS: _____ **ROAD/ROUTE:** _____

TELEPHONE: _____ **EMAIL:** _____

1 The undersigned Applicant hereby applies to the Laurens County Department of Public Works for a permit for encroachment on Laurens County Road Right-of-Way as shown and described below:

2 Type of Encroachment:

3 Description of location with reference to highway:

(Attach sketch indicating roadway features such as: pavement width, shoulder width, sidewalk, and curb and gutter location, significant drainage structure, north arrow, right-of-way width, and location of the proposed encroachment with respect to the roadway centerline and the nearest intersecting road.

4 The undersigned applicant hereby requests the Laurens County Department of Public Works to permit encroachment on the Department right-of-way as described herein. It is expressly understood that the encroachment, if and when constructed, shall be installed in accordance with the sketch attached hereto and made a part hereof. The applicant agrees to comply with and be bound by all general provision on the reverse hereof and special provision below or attached hereto during the installation, operation and maintenance of said encroachment within the Department Right-of-Way. The applicant hereby further agrees, and binds his heirs, successors, assigns, to assume any and all liability this Department might otherwise have in connection with accidents or injuries to persons, or damage to property—including the highway—that may be caused by the construction, maintenance, use, moving or removing of the physical appurtenances contemplated herein and agrees to indemnify this Department for any liability incurred or injury or damage sustained by reason of the past, present, or future existence of said appurtenances.

APPLICANT NAME: _____ **DATE REQUESTED:** _____

(Please Print or Type)

APPLICANT SIGNATURE: _____ **TITLE:** _____

In compliance with your request and subject to all the provisions, terms, conditions and restrictions stated in the application, general provisions on the reverse hereof, and special provisions below or attached hereto, the Department approves the request. This permit shall become null and void unless the work contemplated herein shall have been completed prior to

_____.

SPECIAL PROVISIONS:

Laurens County Department of Public Works

Date

Approval

GENERAL PROVISIONS

1. **Notice Prior to Starting Work:** Before starting the work contemplated herein within the limits of the road right-of-way, the Department shall be notified 24 hours in advance so that a representative may be present while the work is under way and this permit is subject to any further restrictions.
2. **Permit Subject to Inspection:** This permit shall be kept at the site of the work at all times while said work is under way and must be shown to any representative of the Department or law enforcement officer on demand.
3. **Protection of Traffic:** Adequate provisions shall be made for the protection of traffic at all times. Necessary detours, barricades, warning signs, and flagmen shall be provided by and at the expense of the permittee and shall be in accordance with the South Carolina Manual on Uniform Traffic Control Devices. The work shall be planned and carried out so that there will be the least possible inconvenience to traffic.
4. **Standards of Construction:** All work shall conform to recognized standards of construction and shall be performed in a workman like manner. Adequate provisions shall be made for maintaining the proper drainage of the road. All work shall be subject to the supervision and satisfaction of the Department.
5. **Future Moving of Physical Appurtenances:** If, in the opinion of the Director of Public Works, it should ever become necessary to move or remove the physical appurtenances, or any part thereof contemplated herein, on account of change in location of the road, widening of the road, or for any other sufficient reason, such moving or removing shall be done on demand of the Department at the expense of the permittee.
6. **Restoration of Road Facilities upon Moving or Removing of Physical Appurtenances:** If, and when, the physical appurtenances contemplated herein shall be moved or removed, either on the demand of the Department or at the option of the permittee, the road and facilities shall immediately be restored to their original condition at the expense of the permittee.
7. **Costs:** All work in connection with the construction, maintenance, moving and removing of the physical appurtenances contemplated herein shall be done by and at the expense of the permittee.
8. **Permittee:** The word “Permittee” used herein shall mean the name of the person, firm, or corporation to whom this permit is addressed, his, her, its, heirs, successors and assigns.
9. **Permission of Abutting Property Owners:** It is distinctly understood that this permit does not in any wise grant or release any rights lawfully possessed by the abutting property owners. Any such rights necessary shall be secured from said abutting property owners by the permittee.
10. **Work Performance:**
 - a. Poles shall be placed at the distance from the centerline of the road as specifically stipulated herein.
 - b. All crossings over the road shall be constructed in accordance with Specification for Overhead Crossings of Light and Power Transmission Lines and Telephone and Telegraph Lines over each other and over Highway Rights-of-Way in South Carolina, as approved by the Public Service Commission of South Carolina and operative as the date of this permit.
 - c. All tunneling, boring, or jacking shall be done in such a way as not to disturb the road surfacing.
 - d. No pavement shall be cut unless specifically authorized herein.
 - e. No excavation shall be nearer than three feet to the edge of pavement unless specifically authorized herein.
 - f. Underground facilities will be located at minimum depths as defined in the Utility Accommodations Manual for the transmittant, generally as follows: (1) Bury under pavement—4 feet minimum for hazardous or dangerous transmittants ; 3 feet minimum for other lines. (2) Bury under other surfaces—30 inches minimum for power and communication lines and 3 feet for all other facilities. Shallower depths may be approved if adequate protection is provided.
 - g. Service and other small diameter pipes shall be jacked, driven, or otherwise forced underneath the pavements on any surfaced road without disturbing said pavement. The section under the road pavement and within a distance of two (2) feet on either side shall be continuous without joints.
11. For the purpose of this permit, the word “Department” shall mean the Laurens County Department of Public Works.
12. The permittee shall be responsible for obtaining any other approvals or permits necessary for installation.
13. Permittee is responsible for maintaining reasonable access to private driveways during construction.
14. **Driveways & Approaches:**
 - a. The existing crown of the road shall be continued to the outside shoulder line of the road.
 - b. If the driveway approach is of concrete pavement, the pavement shall be constructed at least 6 inches thick, and of a mix not leaner than 1-2-4. There shall be a bituminous expansion joint, not less than $\frac{3}{4}$ inches in thickness, placed between the road paving and the paving of the approach for the full width of the latter.
15. **Railroad Tracks:**
 - a. The rails of the railroad tracks crossing the road at grade shall conform to the grade of the road.
 - b. The provisions of the Code of Laws for South Carolina as amended regarding the construction and maintenance of railroad and highway grade crossing shall be complied with in all respects.
 - c. Unless specifically authorized herein, all engines, trains, or cars operating over the tracks across the road at grade shall be brought to a complete stop immediately before crossing the road and before proceeding across the road, flagmen carrying a red flag by day and a lantern by night shall be stationed on each side of the train to warn approaching road traffic. Should the permittee fail to consistently operate the railroad in accordance with this section, after having received written notice from the Department of such failure, this permit shall automatically become null and void insofar as the continuance of the railroad is concerned.
 - d. The railroad track contemplated herein and its appurtenances shall be completely removed from the road right-of-way within 60 days if, when, and after operations across the road on the railroad shall have been abandoned, and the road replaced in at least as good condition as the adjacent sections of the road may be at the time of abandonment of said operations. The cost of same shall be borne by the permittee.
16. **Beautification Work:**
 - a. All trees, plants, flowers, etc., shall be placed in accordance with the provisions specifically stipulated herein.
 - b. All trees, plants, flowers, etc., shall be taken care of by—and at the expense of the permittee—and the provision of this letter shall become null and void if and when said permittee ceases to take care of said trees, plants, flowers, etc.
17. There shall be no excavation of soil nearer than two feet of any public utility line or appurtenant facility except with the consent of the owner thereof, or except upon special permission of this Department after an opportunity to be heard is given the owner of such line or appurtenant facility.