



# Town Of Wilmington

## Highway Department Right-of-Way Permit Application

Permit # \_\_\_\_\_

Biil Skufca, Highway Superintendent  
Home: 518-946-2380 Cell: 518-524-6758 Garage: 518-946-7196 E-mail: wilmingtohighway@frontiernet.net

### PROPERTY OWNER INFORMATION

Name \_\_\_\_\_

Address \_\_\_\_\_

Phone \_\_\_\_\_

### CONTRACTOR INFORMATION

Name \_\_\_\_\_

Company \_\_\_\_\_

Address \_\_\_\_\_

Phone \_\_\_\_\_

### PERMIT TO INSTALL or REPAIR:

Driveway  Water line  Sewer  Telephone / Electric / Cable  Other \_\_\_\_\_

Road name \_\_\_\_\_

Description \_\_\_\_\_

Projected start date \_\_\_\_\_ Projected end date \_\_\_\_\_

### CONDITIONS FOR APPROVAL

Under Section 136 of New York State Highway Law, any entity, whether public or private, desiring to work in the Town Road right-of-way must secure a permit. This permit shall be issued based upon the approval of the Superintendent of Highways prior to commencing the project.

#### 1) General Conditions:

- a) All work done in the Town Road right-of-way shall be performed in a manner that is satisfactory to the Town of Wilmington Highway Superintendent.
- b) The location of the new or replaced installation is to be approved by the Superintendent prior to construction.
- c) The applicant is to contact the Underground Facilities Protective Organization (UFPO) at 1-800-962-7962, before commencing work, as mandated by New York State Law Code Rule 753. Advance notice of two full working days is required for this service.

**2) Hold Harmless Clause:** The applicant is to keep in good repair all pipes, hydrants and all other appurtenances which may be placed within the bounds of the highway under terms of this permit. He/She shall also indemnify and hold harmless the Town of Wilmington from all damages which may accrue due to their installation and location in the highway. Upon notice of the Town Superintendent, he/she agrees to make any repairs required for the protection and preservation of the highway, and further consents that, upon the failure of the applicant to make such repairs, they may be made by the Town Superintendent at the expense of the applicant. Such expense shall be a prior lien upon land benefited by the use of the highway for such pipes, hydrants or appurtenances.

**3) Traffic:** While working in the Town Road right-of-way, at least one lane of traffic is to remain open at all times, unless an exception is made by the Highway Superintendent ahead of time. Proper use of flagmen, cones, barricades and construction zone signs, etc. must be maintained at all times while working in the right-of-way.