

**UTILITY RIGHT OF
WAY UTILIZATION
PERMIT**

PERMIT NO: _____

The City of Seminole, a municipal corporation of the State of Florida, hereinafter called the Permitter, hereby grants to

_____ of _____
(Name) (Street Address, City, State, Zip)

hereinafter called the Permittee, a Permit to construct operate maintain renew and/or remove _____
_____ on attached plan along, across, beneath, or over right

of way and/or property of Permitter at the following location:

City Road Name: _____ Parcel ID No. _____,

situated at _____, Florida, subject to the following provisions
and conditions: (Address or Street Intersection)

1. Construction, operation and maintenance of such utility shall not interfere with property and rights of prior occupant.
2. The construction, operation and maintenance of such utility shall not create obstruction or conditions which are or may become dangerous to the traveling public.
3. All work must be done in keeping with standards of the Florida Department of Transportation Manual of Uniform Minimum Standards for Design, Construction and Maintenance for Streets and Highways, Roadway and Traffic Design Standards, Florida Department of Transportation Standard Specifications for Road and Bridge Construction, AASHTO.
4. All materials and equipment shall be subject to inspection by an Engineer of the City or his agent.
5. Prior to beginning any work hereunder, Permittee shall, through the State of Florida's Department of Environmental Protection Online Contamination Locator Map and the Pinellas County GIS Map, first evaluate the property herein as to any environmental risks. If subsequent to the start of any work herein Permittee encounters any environmental hazard or abnormal conditions, Permittee shall immediately cease work and notify the City. Permittee may only resume work upon written notification by City.
6. The Permittee shall and does hereby agree to indemnify, pay the cost of defense, and save harmless the Permitter from and against payment of all claims, suits, actions, costs, attorneys' fees, expenses, damages, judgments, or decrees by reason of any person or persons or property being damaged or injured by the Permittee, his employees, agents or sub-contractors or in any way attributable to the performance, prosecution, construction, operation, or maintenance of work herein permitted by Permitter and resulting from negligent acts or omissions of said Permittee in connection with the work herein permitted.
7. The Permittee shall repair any damage or injury to the road or highway or other City property by reason of the exercise of any of the privileges granted in this Permit, and shall repair the same promptly, within seven (7) days of opening, restoring it to a condition at least equal to that which existed immediately prior to the infliction of such damage or injury. (Note: All portions of the right of way other than paved areas disturbed by the construction of this utility will be compacted, grassed and mulched or sodded as required.)
8. In the event of widening, repair or reconstruction of said road, the Permittee shall move or remove said utility installation at no cost to the Permitter.
9. This permit creates a permissive use only and the placing of facilities upon City property pursuant hereto shall not operate to create or to vest any property rights in said Permittee and is granted in perpetuity subject to termination by the Permitter upon the giving of 30-days notice in writing to the Permittee.
10. The Permittee shall furnish the Permitter with a survey showing the exact locations of all facilities to be installed pursuant to this permit, said survey to be sufficiently detailed to allow location of said installation by reference thereto. The attached plan, covering details of this installation, shall be a part of this permit. Upon completion of installation, if field adjustments are made, an as-built drawing will have to be submitted.
11. Section corner monuments subject to displacement shall first be referenced and later reset by a Florida Registered Land Surveyor.
12. Public Works is to be notified a minimum of 48 hours prior to beginning work at 397-6383, otherwise the Permit may be voided.
13. The Permittee shall commence construction within 60 days from the date of this permit and it shall be completed within _____ days.
14. In addition to its own work, the permittee must restore the general area of the work, and the surrounding areas, including the paving and its foundations, to the same or better condition that existed before the commencement of the work and must maintain the same condition for a minimum of 12 months thereafter. In approving an application for a right-of-way utilization permit, the permittee must restore the right-of-way as provided by F.S. § 337.401 et seq. Failure of the permittee to promptly restore the right-of-way shall constitute consent for the city to perform such restoration at the permittee's expense.
15. The permittee is responsible for any damage resulting from placement or maintenance of its facilities. This responsibility covers not only city property, but facilities lawfully placed or maintained by other permittees, and includes damage caused by service interruptions or failure of the permittee's facilities to function properly.

Permittee or Agent: _____
TYPE OR PRINT NAME

Phone: _____

Date: _____

