



PERMIT FOR EXCAVATION WITHIN THE RIGHT-OF-WAY

Black Hawk County Road Department
316 East 5th Street, Room 211 Waterloo, IA 50703
Phone: (319) 833-3008
Email: Permits@blackhawkcounty.iowa.gov

Permit Number:

Owner/Applicants Name		Address	
Phone Number	Fax Number	City	State Zip
Cell Phone Number		Email Address	
Contractor's Name		Owner	
Address			
Phone Number	Fax Number	City	State Zip
Cell Phone Number		Email Address	
Location			
Road Name	Section No.	Township (87, 88, 89, 90) N	Range (11, 12, 13, 14) W
Description of Work			

Acceptance of Conditions

I certify that the statements contained in the application are true and correct and that I will comply with the conditions outlined above.

Applicant Signature _____ Date _____

Maintenance Department _____ Date _____

Black Hawk County Engineer _____ Date _____

Comments / Additional Requirements _____

This permit is granted for the removal or the disturbance of soil from the county right of way and is governed by the following:

1. APPLICANT RESPONSIBILITIES:
- a.

Applicant MUST contact **Iowa One Call** for utility locations within the excavation area. A request can be made by calling (800) 292-8989 or on their website at [Iowa One Call - Contractors](#) and requires at least a 48 hour notice. **NO EXCAVATION MAY BEGIN UNTIL LOCATIONS HAVE BEEN MARKED.** Keep the "Iowa One Call Work Request Number" for this number is your confirmation that a work request was made.
- b)

The Applicant shall take all reasonable precautions during the construction and operation of the facility to protect and safeguard the lives and property of the traveling public and adjacent property owners. This provision is intended to include any damage to fences, watersheds, tiling, and drainage construction owned by either Black Hawk County or adjoining property owners.
- c)

The Applicants operations and the construction and maintenance of said facilities shall be carried on in such a manner as not to interfere with or interrupt traffic on said county roads.
- d)

The Applicant must seed all disturbed areas upon completion of project. The County recommends a diverse seed mixture; for more information please call our office.
- e)

The ditch to be excavated to a depth approved by the County. The ditch bottom width shall be agreed upon prior to approval of excavation or reconstruction permit.
- f)

Applicant will notify the County Engineer when work is to begin and when the work is completed.
- g)

Applicant agrees to make any corrections to the work upon the County's inspection.

2. **INSURANCE REQUIREMENTS:**

- a) A Certificate of Liability Insurance must be on file with the County Engineer's office before the permit can be approved. Black Hawk County requires General Liability in the amount of \$1,000,000 per occurrence, \$2,000,000 Aggregate, Automobile Liability in the amount of \$1,000,000 and Umbrella Liability in the amount of \$1,000,000.
- b) The applicant shall provide the County Engineer with proof of said insurance when requested, but in any event, no later than annually and as long as this agreement exists. Failure of the applicant to maintain insurance shall not relieve said applicant of the indemnification duties hereunder, but may be grounds for termination of this agreement.

3. **HOLD HARMLESS: The Applicant shall indemnify and hold harmless Black Hawk County**

- a) its agents and employees, from and against all claims, damages, losses and expenses including attorneys' fees arising out of or resulting from the performance of the work, provided that any such claim, damage, loss or expense is attributable to bodily injury, sickness, disease or death, or to the damage to or destruction of tangible property (other than the work itself) including the loss of use resulting therefrom, and is caused in whole or in part by any negligent act or omission of the outside party or its subcontractor, anyone directly or indirectly employed by any of them or anyone for whose acts any of them may be liable, regardless of whether or not it is caused in part by a party indemnified hereunder.
- b) from any damage that may result to said roadway because of the construction, operation or maintenance of said facility and/or connecting facilities and shall reimburse Black Hawk County for any expenditures it may have to make on said highway on account of said construction, operation or maintenance by the applicant, and shall replace and restore any roadway, including surface and sub-surface materials. The applicant shall also hold Black Hawk County harmless from any damages that said County would otherwise be responsible for, that flow directly or indirectly from said project, because of construction, operation, or maintenance of said facility.
- c) agrees that for all work done in the county road right of ways, easements and county property, it shall be solely responsible for work zone safety and shall hold the County harmless and agree to indemnify the County for all claims that arise from its work in the right of way, and further, it agrees that it will adhere to the Manual on Uniform Traffic Control Devices (MUTCD) during the project. The utility owner, or their contractor, is responsible for providing, installing, maintaining, and cleaning warning signs and protective devices; removing warning signs and protective devices when the work is complete; and providing flaggers for the protection of the traveling public and workers on the site.