

TOWN OF ABINGDON
Abingdon, Virginia

**PERMIT TO ENCROACH WITHIN THE PUBLIC RIGHT-OF-WAY
(Excavation)**

Purpose of Encroachment : _____

Location of Encroachment: _____

Requested duration of Encroachment from: _____ to: _____

Authorization to encroach as described above is subject to the following terms and conditions:

1. No costs shall be incurred by the Town.
2. Town personnel and/or equipment shall not be utilized.
3. Contact Miss Utility at 1-800-552-7001 and meet all requirements.
4. For any excavation within the encroachment the applicant shall comply with Chapter 62, Article IV, Excavations, of the Town Code and shall be responsible for any flag men, signs, barricades, warning lights, or other devices necessary for vehicular or pedestrian safety. Signing shall be as required in the Virginia Department of Transportation Work Area Protection Manual.
5. The applicant agrees to indemnify and hold the Town harmless against any claims, damages, losses and expenses of any type arising out of or resulting from the applicants operations.
6. Traffic shall not be blocked: _____
7. The area disturbed within the public right-of-way shall, at a minimum be restored to its original condition (or) _____
8. Other Requirements: Furnish insurance as required on sheet 2 of this permit; _____

Name of Applicant(s) (Printed) _____ Phone No. _____

Address _____

Signature(s) _____ Date: _____

(Applicant)

This permit shall become null and void if the nature or location of the approved encroachment is changed or if any of the conditions specified herein are violated.

* * * * *

Approved by: _____ Date _____
(Town Manager)

Permit Effective Date: _____ Deposit Required: \$ _____

Date Received: _____ By: _____

Deposit Returned: \$ _____

Permit Expiration Date: _____ Date Returned: _____ By: _____

cc: Street Department; Police Department

(Rev. 10-91; 10-96; 02-00)

TOWN OF ABINGDON
Abingdon, Virginia

Public Works Department

The following liability provisions are applicable by attachment or reference to all Town of Abingdon Entrance and Encroachment Permits.

(1) Permittee acceptance and use of a Town of Abingdon permit is prima facie, evidence that the permittee has read, and is fully cognizant of all required permit provisions, applicable traffic control requirements and associated construction standards to be employed.

(2) Safety - Permittee, shall at all times, give strict attention to the safety and rights of the traveling public, his employees and himself. Failure to employ proper traffic control and construction standards mandated by permit shall be cause for the Town Manager to order the permittee off the rights of way and/or be cause for revocation of permit.

(3) Permittee agrees to secure and carry insurance against liability for personal injury and property damage that may arise from the work performed under permit and/or from the operation of the permitted activity----up to one million dollars (\$1,000,000) each occurrence to protect the Town Council Members and Town's agents or employees; twenty-five thousand (\$25,000) each occurrence to protect the council, or Town in the event of suit.