



REVOCABLE RIGHT OF WAY PERMIT

Permit No. _____

I (We) _____
Name of Applicant/Permittee Mailing Address

_____ Hereinafter termed the Permittee
City State Zip Code

request permission and authority to occupy, and to do certain work herein described on and/or in the City of Warrenville owned right-of-way known as _____, and located _____

_____ The work is described in detail below and/or on the attached sketch or plans (please submit 3 complete sets of this application and all plans/sketches): _____

The work authorized by this permit shall be completed within _____ days after the date of approval by the Warrenville City Council, otherwise the permit will be considered null and void.

This permit covers the operation and presence of specified equipment, material or facility on the right-of-way which may be related to the authorized work and authorizes specific structures and facilities to remain in the City's right-of-way upon satisfactory completion of the work.

By executing this Revocable ROW Permit application, the Applicant/Permittee is hereby informed that it is the City's intent to further improve/expand _____ and/or install public utilities in the _____ Road ROW in the foreseeable future. The Applicant/Permittee hereby acknowledges and understands that when the City performs this roadway and/or utility improvement work, this permit will be revoked and they will, upon notification by the City, be solely responsible for removing any private fence improvements that were either installed or allowed to remain in the _____ Road ROW under this Revocable ROW Permit.

This permit is subject to and includes the conditions and restrictions outlined on the reverse side of this application/permit, which are agreed to by the Applicant/Permittee. The agent and person signing this permit represent(s) and warrant(s) to the City of Warrenville that he/she is authorized to sign this application and bind the applicant/permittee to the conditions and restrictions on the reverse.

Name of Permittee (Print or Type) Signature of Agent for Permittee Date

Telephone Fax

Mailing Address City State Zip Code

Submit three (3) complete copies of this application for review to the City of Warrenville Public Works Department (3 S 258 Manning Avenue).



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This permit allowing occupancy and work on/in the City of Warrenville right-of-way is here approved on this

Day Month Year Mayor Attest

Department Head Approval – *for office use only*

Utility Superintendent Date Street Superintendent Date Community Dev. Director Date

ANY PERMIT OR AUTHORIZATION ISSUED PURSUANT TO THIS APPLICATION INCLUDES THE FOLLOWING CONDITIONS AND RESTRICTIONS WHICH ARE AGREED TO BY APPLICANT/PERMITTEE:

1. Applicant/Permittee agrees and acknowledges that the permit issued hereunder is revocable and grants the applicant the permission to perform certain work in right-of-way under the jurisdiction of the City of Warrenville (hereinafter "City") and to thereafter maintain at the sufferance of the City any structures or facilities which are specifically authorized by this permit to be in, on, under or over the City's right-of-way. The applicant expressly acknowledges that the City has reserved the right to require the applicant or applicant's successors or assigns (hereinafter "Applicant"/"Permittee"), at Applicant's/Permittee's sole expense, to remove any and all structures or facilities from the City's right-of-way. In the event that Applicant/Permittee fails to remove the structures and facilities upon request, the City may remove same and charge the Applicant/Permittee with any and all costs and expenses which the City has incurred or may incur in connection with such removal, relocation, repair, etc. Any costs which the Applicant/Permittee has incurred in connection with the purchase of any facilities or structure is Applicant's/Permittee's sole and exclusive responsibility, and the Applicant/Permittee acknowledges that it has no right to just compensation or any other form of reimbursement or monetary damages should the City elect, at its sole and exclusive option, to require the removal of any structures or facilities from the City's right-of-way.
2. The Applicant/Permittee represents all parties in interest and shall furnish materials, do all work, pay all costs and shall in a reasonable length of time restore the damaged portions of the right-of-way to a condition similar or equal to that existing before the commencement of the described work, including any seeding or sodding necessary.
3. The proposed work shall be located and constructed to the satisfaction of the Street Superintendent or his duly authorized representative. No revisions or additions shall be made to the proposed work on the right-of-way without the written permission of the Street Superintendent or his duly authorized representative.
4. The Applicant/Permittee shall at all times conduct the work in such a manner as to minimize the hazards to vehicular and pedestrian traffic. All signs, barricades, flaggers, etc., required for traffic control shall be furnished by the Applicant/Permittee and Applicant/Permittee shall comply with all federal, state and local regulations or requirements applicable to the work.
5. The Applicant/Permittee agrees to and shall indemnify and hold harmless the City of Warrenville, its officials, officers, employees, agents, volunteers, from and against any and all claims, actions, losses, damages, expenses, reasonable attorneys' fees, costs and expenses of litigation and investigation, for death, personal injury, property damage, claims arising out of the environmental laws or regulations, and any claim or action of any kind, arising out of or related to the project or work contained in and authorized by this permit. This includes, by way of example and not by way of limitation, any and all claims for just compensation, property damage to any structure or facility authorized by this permit to be maintained in the City's right-of-way, or any claim of loss of use of the right-of-way by Applicant/Permittee.
6. The Applicant/Permittee shall not trim, cut or in any way disturb any trees or shrubbery in or along the right-of-way without the approval of the Street Superintendent or his duly authorized representative.
7. The City reserves the right to make such changes, additions, repairs, alterations, relocations or removals to or of the facilities or structures or any appurtenances thereto, located on the City's right-of-way, as from time to time may be considered necessary by the City in its sole and exclusive discretion, for such purposes as the City may determine, including, but not limited to, any relocation, reconstruction, widening or maintaining of the roadway or any franchise utilities.
8. The Applicant/Permittee, upon written request by the Street Superintendent, shall perform such changes, additions, repairs, alterations, relocations or removals to or of the structures or facilities, without expense to the City. Should the Applicant fail to make satisfactory arrangements to comply with any such request by the City within a reasonable period of time, the City reserves the right to make such changes, additions, repairs, alterations, relocations, or removals as the City, in its sole discretion, determines appropriate, and the Applicant/Permittee agrees to pay any and all costs incurred by the City in connection with same.
9. This permit is effective only as to the right-of-way under the jurisdiction of the City, and Applicant/Permittee shall secure any and all necessary authorizations or permits in order to comply with the provisions of any regulations of the State of Illinois, DuPage County, any other unit of local government, or any state or federal agency having any jurisdiction or authority over the structures or facilities or the right-of-way. Applicant/Permittee shall comply with each and every applicable statute or regulation relating to the construction or maintenance of any structures or facilities.
10. Applicant/Permittee shall notify City prior to the start of any work by means of five (5) day advance written notice personally served on Street Superintendent.
11. If the Applicant/Permittee and the Street Superintendent cannot agree on whether the permit should be issued or on what conditions would be appropriate, in supplement to the standard conditions set forth herein the Applicant/Permittee may, within 30 days of the issuance of written notice by the Superintendent, appeal the Superintendent's determination to the office of the City Administrator.
12. Other: _____



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Work to be coordinated with the following City Representatives:

Street Superintendent

Phone

Utility Superintendent

Phone

Work to be done by:

Contractor: _____ Daytime Phone: _____ Emergency Phone: _____