

Woodbury County Secondary Roads Department 7/30/19

759 E. Frontage Road • Merville, Iowa 51039
Telephone (712) 279-6484 • (712) 873-3215 • Fax (712) 873-3233

WOODBURY COUNTY
GILL

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COUNTY ENGINEER
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ASSISTANT TO THE COUNTY ENGINEER
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SECRETARY
Tish Brice
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WOODBURY COUNTY SECONDARY ROAD DEPARTMENT PERMIT & AGREEMENT TO PERFORM WORK WITHIN WOODBURY COUNTY RIGHT OF WAY

Name of Permittee: Doyle Turner Phone No.: 712-870-9715
Mailing Address: 2738 200th St. Merville IA 51039
Township: Merville Section: 34

Woodbury County, State of Iowa, and Doyle Turner (hereinafter referred to as property owner, organization or authorized representative) do hereby enter into the following permit and agreement:

1. Woodbury County hereby consents to and grants permission to the property owner, organization or authorized representative, to conduct the following described construction or activities within the right-of-way:

May take down backslope along 210th Street and Haskell Ave to generate ditch for a private project and remove a snow trap for the county in the SE quadrant of the intersection.

2. In consideration of Woodbury County granting said permission and consent, the property owner, organization or authorized representative hereby promises and agrees to the following:

A. The applicant shall carry on the construction, repair and maintenance with serious regard to the safety of the traveling public and adjacent property owners.

B. The property owner, organization or authorized representative, at his/her own expense, shall provide all safety measures and warning devices necessary to protect the traveling public such as but not limited to, signs, lights, and barricades during the day and at night if the roadway will be obstructed. Traffic protection shall be in accordance with Part VI of the current Manual on Uniform Traffic Control Devices for Streets and Highways. The Department will loan the required signs to the applicant who shall be responsible for placing the signs and covering or removing when not in use, removal after the work has been completed, and return of the Department owned signs to the Department maintenance facility from which obtained. The applicant shall be responsible for correctly using signs as needed while work is in progress. Flagging operations are the responsibility of the applicant.

C. In placing any drainage structure, no natural drainage course will be altered or blocked.

D. The finished project shall be left in a satisfactory condition subject to the approval of the County Engineer. The traveled portion of the roadway shall not be damaged or disturbed. The property owner, organization or authorized representative assumes all liability and agrees to reimburse Woodbury County for any damage to the roadway or ditch caused by placement of this structure. Permittee is to call County Engineer for upon completion for final inspection.

E. The property owner, organization or authorized representative shall notify all appropriate telephone and utility companies in advance of any excavation and shall check for underground electric or telephone lines.

F. Woodbury County will not assume any of the cost of the construction of the said improvement or structure nor will Woodbury County assume any future costs for maintenance or replacement of said improvement or structure. If in the best interest of Woodbury County, the said improvement or structure may be removed by the County, or may be caused to be removed, without any obligation by Woodbury County to pay damages or cost of replacement.

G. Property owner, organization or authorized representative will reseed and mulch the disturbed areas. Property owner, organization or authorized representative will be responsible for seed, mulch, and labor unless otherwise provided in section L.

H. The property owner, organization, or authorized representative hereby agrees to hold Woodbury County and the Woodbury County Secondary Road Department, its employees and agents harmless against any and all claims for damages and personal injury arising out of work performed or actions taken by the applicant related to the construction or maintenance of the facility. The applicant further agrees to reimburse the County or the Department for any expenditures that the County or Department may have to make on said highway rights of way on account of said applicant's construction or maintenance activity or other activities or lack thereof. The applicant shall also save Woodbury County and the Woodbury County Secondary Road Department harmless of any damage or losses that may be sustained by the traveling public on account of such construction, repair or maintenance operations, or other activities.

I. **FAILURE TO CONFORM TO OR TO ACQUIRE A PERMIT IS A VIOLATION OF SECTION 318.8, 2009 CODE OF IOWA.** This permit is subject to any laws now in effect or any laws that may be hereafter enacted and all applicable rules and regulations of local, state and federal agencies. This permit is subject to all the rules and regulations of Woodbury County and the Woodbury County Secondary Road Department.

J. This permit is subject to revocation by the Department at any time and at no cost to the Department, when in the judgment of the Department it is necessary in the improvement or maintenance of the highway or for other reasonable cause.

K. All proposed work covered by this permit shall be at the applicant's expense. The applicant shall reimburse the Woodbury County Secondary Road Department for any materials removed from the highway right of way described as follows:

L. Woodbury County agrees to provide the following contribution toward completion of this project:

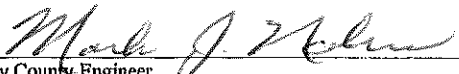
_____ *no assistance* _____

M. All work done by property owner, organization or authorized representative pursuant to this agreement shall be completed prior to the 30th day of November, 2019.


Entered into this 18th day of July, 2019.



Signature of Property Owner or Authorized Representative



Woodbury County Engineer



Chair, Woodbury County Board of Supervisors

WOODBURY COUNTY HIGHWAY DEPARTMENT

COUNTY ENGINEER'S OFFICE

(Permit application for entrance to County Secondary Road)

Permit Number _____

Applicant Doyle K. Turner
(Owner or Owners of Record)

Address 2738 - 200 St Merville, IA 51039 Date 7-18, 20 19

A permit is hereby requested for a Temporary Field entrance
(Field or Driveway)

access into Woodbury County Secondary Road right-of-way.

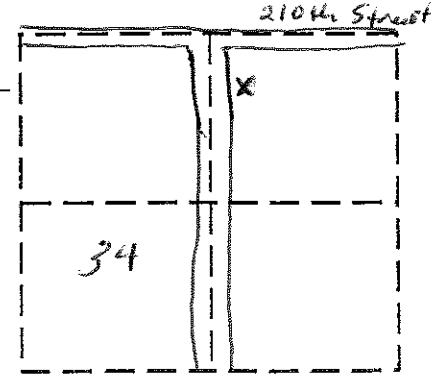
Proposed entrance is located between 210th St and 220th St
(Road Name) (Road Name)

on Haskell Ave., on the E line of Sec. 34. T 86 N,
(Road Name)

R 45 W, Civil Township Merville.

More specifically described as follows:

May place temporary driveway approximately
80' south of intersection to allow dirt
work on bank. Driveway may use used
pipe. It will be removed when finished.



(Mark location by X)

The applicant agrees that if granted a permit for the above-described entrance, the following stipulations shall govern.

1. If in the opinion of the Woodbury County Engineer a culvert pipe is needed in said entrance for proper drainage, the applicant will pay Woodbury County for furnishing said culvert pipe. Woodbury County will install said culvert pipe and build drive or entrance at no further cost to the applicant. If in the opinion of the County Engineer a Culvert Pipe is not necessary, Woodbury County will build drive or entrance at no cost to the applicant.
2. Non-compliance with any of the terms of the Highway Department policy, permit, or agreement, may be considered cause for revocation of the permit. The cost of any work caused to be performed by the County in removal of non-complying construction will be assessed against the applicant.
3. Stipulations and requirements contained herein are not intended to waive greater requirements of any local zoning ordinance.

Applicant's Cost:

Signed Doyle K. Turner Telephone 712-870-9715
Applicant (Owner or Owners of Record)

Address 2738 200 St Merville, IA 51039

Recommended for approval by Mark J. Habre
Engineering Department

Recommended for approval by _____
Zoning Administrator