# Approved: July 2020

# **Utility Permit Application**

City of Southfield, MI

**Engineering Department** 26000 Evergreen Road Southfield, MI 48076

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# **City of Southfield Utility Permit Application**

### **City Contact Information**

City of Southfield Engineering Department 26000 Evergreen Road, P.O. Box 2055 Southfield, MI 48037-2055

# **Application and Inspection Information**

Cory Rowton, City Surveyor Office: (248) 796-4832 Cell: (248) 701-2305

E-mail: crowton@cityofsouthfield.com

#### **Ordinance Requirement**

As referenced in the Southfield City Code (Title IV – Streets and Sidewalks, Chapter 33 – Streets, Article I. – In General, Sec. 4.3 – Permits and bonds), this permit application has been reviewed and/or adopted by city council on July 20, 2020.

**Resolution:** Permit Applications for Work Performed in the Public Rights of Way.

## **Definitions and Terms**

#### General

- (1) City: The City of Southfield.
- **Engineering Department Designee:** The city engineer, and/or the city surveyor, and/or an employee designated by the city engineer.
- (3) Business Day: Any day in which city operations are conducted (typically Monday through Friday from 8 a.m. to 5 p.m. local time, excluding public holidays).
- (4) Public Right-of-Way: The area on, below, or above a public roadway, highway, street, alley, bridge, sidewalk, or utility easement dedicated for compatible uses in the city under the jurisdiction of the city, Oakland County, or the State of Michigan. Public right-of-way does not include a private right-of-way or a limited access highway.
- (5) City Right-of-Way: Public right-of-way under city jurisdiction.
- (6) Applicant: The entity applying for a permit as listed in the Applicant subsection of Section 1 (see Appendix B) of this permit application. This may be the permit owner or a designated entity.
- (7) Permit Owner: A permit application must clearly indicate the entity that is ultimately responsible for work being proposed as listed in the Utility Company (Permit Owner) subsection of Section 1 (see Appendix B) of this permit application. This entity is classified as the "permit owner" and will be directly responsible for: (1) meeting timelines and applicable deadlines; (2) requests for information; (3) permit status requests and/or updates; (4) requests for inspection(s); (5) fee schedules; (6) notices of approval, expiration, extension, renewal, and bond forfeiture; and (7) any other information referenced within this application or corresponding Southfield City Code requirements.

- (8) Designated Entity: Under applicable circumstances, and with documented approval by the permit owner provided to the city, a "designated entity" may take an action on behalf of the permit owner. Examples may include, but are not limited to, an entity other than the permit owner submitting an application on behalf of the permit owner, picking up an issued permit, submitting a utility bond, or performing contracted or sub-contracted work.
- (9) Utility Bond: Unless otherwise specified, this shall be referred to as a "bond", and is a refundeligible deposit to ensure completion of work to the city's required specifications. All required bonds must be submitted to the city before a permit is issued.
- (10) Bond Holder: An entity providing a bond deposit for work to be performed as indicated in the Utility Bond Receipt (see Appendix D).
- (11) Permit Owner Account: Unless otherwise specified, this shall be referred to as "account" and is the entirety of all permit applications or issued permits a permit owner has open, pending, or otherwise in process with the city.
- (12) Account Eligibility: A account is considered eligible for activity when there are no outstanding fee and/or bond balances and all required documentation is current. Such activities may include: (1) permit status requests and/or updates; (2) requests for inspection(s); (3) notices of approval, expiration, extension, renewal, bond forfeiture; and (4) any other information referenced within this application or corresponding ordinance requirements. Upon documentation and written notice by mail or email to the permit owner, an engineering department designee may conclude that an account is ineligible and may classify a given permit and corresponding bond(s) for closure and forfeiture.
- In any case that a definition and/or term has not been fully defined, reference to said definition and/or term should be interpreted through the Southfield City Code.

### **Forms**

- (14) Utility Permit Application: Unless otherwise specified, this shall be referred to as "permit application", and equates to this document in its entirety.
- (15) Permit Application Submittal Form (Appendix B): Unless otherwise specified, this shall be referred to in its entirety as "submittal form", and individually by respective sections: Section 1 of 3 General Information ("Section 1"), Section 2 of 3 Description of Work ("Section 2"), and Section 3 of 3 Additional Application Material ("Section 3"). This submittal form, and all applicable attachments and documentation, must be completed in its entirety, and physically delivered, sent in by mail, or emailed directly to an engineering department designee for a permit application to be considered submitted. All application fees and bond requirements must be submitted to the city before a permit is issued.
- (16) Utility Permit (Appendix C): Unless otherwise specified, utility permit shall be referred to as a "permit". This permit (see Appendix C for an example outline) can be physically picked up, received by mail, or received by email, if electronic communications for such information has been approved and documented by the permit owner, from an engineering department designee. This permit is required to initiate approved work, unless otherwise given written and signed approval from the city engineer. Without such documentation, any action taken within, outside of, or in relation to the scope of work before a permit is issued will be subject to fees

listed in this permit's fee schedule to insure the accuracy of the city's records and the applicant's account eligibility. This document must also be available for review on a work site upon the request of an engineering department designee.

#### **Permit Items**

- (17) Scope of Work: The "scope of work" is defined as the work that has been approved by an engineering department designee for the permit owner to conduct work specific to a given permit.
- (18) Modified Scope of Work Request: An official request to change the scope of work for a permit. Such a request may be submitted by the permit owner or a designated entity and, upon approval of the city, will be incorporated into the corresponding permit's existing scope of work. This request should be directed to an engineering department designee, listed on page 1 of this permit application.
- (19) Change of Information Request: An official request to change data listed on an application after the permit owner has been approved for a permit. This request is subject to listed permit fees and should be directed to an engineering department designee, listed on page 1 of this permit application.
- (20) Site Visit: At any point after a permit has been issued and before an inspection is performed, an engineering department designee may stop by a work site to evaluate progress, ensure work is being performed correctly and in a timely manner, and request permit documentation.
- (21) Inspection and Inspection Request: An "inspection" by an engineering department designee of work performed by an entity as an assurance that work has met all relevant city standards in relation to a permit's scope of work. Inspection requests should be directed to an engineering department designee, listed on page 1 of this permit application.
- (22) Permit Expiration: A permit is considered expired the first Friday after one year from the permits' date of issuance.
- (23) Permit Extension Request: A permit's expiration date has been extended for one year when an engineering department designee has received and approved an extension request of the permits' prior expiration date upon request of the permit owner. This request is subject to listed fees. Unless approved by the city engineer, a permit is not eligible for more than two (2) extension requests. A request should be directed to an engineering department designee, listed on page 1 of this permit application, and needs to be sufficiently marked as submitted before the permit expiration date to be exempt from any possible permit closure fees.
- (24) Close Permit Request: At any point throughout the permitting process, a permit owner or designated entity may request to close an existing permit or submitted application. In the event an application has not yet been processed, the corresponding application will be canceled. If a permit has already been reviewed and approved, the permit will be marked as closed and may be subject to applicable review fees.

#### **Permit Types**

- Standard Work: Any existing or proposed permit that is determined by an applicant to require standard review and/or approval of the city will be deemed "standard work". Standard review and/or approval under these circumstances will allow the city thirty (30) business days to respond to a submitted permit application from the date received unless otherwise specified. These permits will be subject to corresponding standard work fee schedule items. If at any time during a permits' review, approval, issuance, completion of work, inspection(s), or other permit activity, the city and/or the permit owner indicate, and it is mutually agreed upon, that a standard work permit should be otherwise classified, the city will impose a change of information request fee and follow the respective fee schedule to which the permit has been changed to.
- Priority Work: Any existing or proposed permit that is determined by an applicant to require priority review and/or approval of the city will be deemed "priority work". Priority review and/or approval under these circumstances will allow the city ten (10) business days to respond to a submitted permit application from the date received, unless otherwise specified. A permit owner may not exceed ten (10) priority work permit applications in any given calendar month. These permits will be subject to corresponding priority work fee schedule items. If at any time during a permits' review, approval, issuance, completion of work, inspection(s), or other permit activity, the city and/or the permit owner indicate, and it is mutually agreed upon, that a priority work permit should be otherwise classified, the city will impose a change of information request fee and follow the respective fee schedule to which the permit has been changed to.
- (27) Emergency Work: Any existing or proposed permit that is determined by an applicant, and approved as such by an engineering department designee, to require the immediate review and/or approval of the city will be deemed "emergency work". Immediate review and/or approval under these circumstances will allow the city five (5) business days to respond to a submitted permit application from the date received, unless otherwise specified. In the case that the city receives a large quantity of emergency permits by the same entity at the same time, an engineering department designee may communicate a given time frame that is longer than five (5) business days and will give the applying entity an expected review timeline. These permits will be subject to corresponding fee schedule items. If at any time during a permits' review, approval, issuance, completion of work, inspection(s), or other permit activity, the city and/or the permit owner indicate, and it is mutually agreed upon, an emergency work permit should be otherwise classified, the city will impose a change of information request fee and follow the respective fee schedule to which the permit has been changed to.

Under the classification of emergency work, a permit owner must contact an engineering department designee as soon as feasibly possible in any case in which work will need to take place before an application is submitted and obtain written or documented verbal approval for work to begin. An improper construction work fee may be imposed if an entity initiates work, and: (1) has not given appropriate notification of the incident as deemed necessary by the city engineer; and/or (2) has not been authorized to initiate work as deemed necessary by the city engineer; and/or (3) it is later identified to be classified other than emergency work as deemed necessary by an engineering department designee. If such a fee has been issued, all other open permits an entity has with the city may be subject to account ineligibility until associated fees are paid in full.

#### **General Procedures and City Policies**

- (1) Compliance with Laws: The permit owner and designated entities shall comply with all applicable codes and industry standards, laws, statutes, ordinances, rules, regulations, zoning and land use ordinances, and historic preservation ordinances, whether federal, state or local, now in force or which hereafter may be promulgated. Work within the public right-of-way shall be performed pursuant to plans approved by the city, must follow the city's engineering requirements (see Appendix A), and must meet the most current engineering specifications available on the City of Southfield Engineering Department's webpage. Before any work is commenced, the permit owner shall secure all necessary permits, licenses and approvals from the city or other governmental entity as may be required.
- (2) Nonexclusive: The rights granted by this permit are nonexclusive. The city reserves the right to approve, at any time, additional permits for access to and ongoing usage of the city right-of-way and to enter into agreements for use of the city right-of-way with and grant franchises for use of the city right-of-way to other entities.
- (3) Notice of Work: An engineering department designee, and property owners in any affected area, must have at least forty-eight (48) hours written notice prior to commencement of non-emergency construction activity. The permit owner, or designated entity, shall provide a twenty-four (24) hour emergency telephone number at which a named representative of the applicable entity can be contacted in the event of an emergency (see Appendix B). Furthermore, a list of all contractors working within the permitted area with names and telephone numbers must be made available (see Appendix B). Unless an emergency that is beyond the reasonable control of the permit owner and/or city occurs, if a permit owner or designated entity does not comply with notification requirements, the city maintains the right to stop work and enforce improper notice of construction fees.
- (4) Approved Scope of Work: If a permit owner or designated entity does not follow the approved scope of work, and has not requested a modified scope of work, the city may impose associated improper construction work fees and maintains the right to stop work and impose relevant improper notice of construction fees.
- (5) Bond Forfeiture: The city maintains the right to access and forfeit funds from a bond for the payment of outstanding fees, costs, and/or other financial requirements listed throughout this permit that are associated with the applicant's account eligibility.
- (6) Updated Documentation: Updated route maps shall be submitted every 6 months, or within a given time frame that has been mutually agreed upon by the city engineer and the permit owner. Submittals shall include a PDF and either a shape file or geodatabase file.
- (7) Review and Modification of Fees: The city engineer may identify and impose additional permit fees that are deemed situationally relevant to a given permit, multiple permits, or any given fee schedule item upon written approval of the city administrator. Upon approval by the permit owner, and on a case by case basis, the city engineer reserves the right to modify fee schedule items to better reflect the circumstances of a given permit.
- (8) Review of Permit Application: This permit application can be reviewed, evaluated, and updated by the city council at any given time to ensure relevance and structural soundness.

- (9) Restoration of Property: The permit owner shall (subject to seasonal work restrictions) restore, at the permit owner's sole expense, in a manner approved by the city, any portion of the city right-of-way that is in any way disturbed, damaged, or injured by construction or work performed to a reasonably equivalent condition as that which existed prior to the disturbance. In the event that the permit owner, its contractors, or subcontractors fail to make such repair within a reasonable time, as deemed necessary by an engineering department designee, the city may make the repair and the permit owner shall pay the costs the city incurred for such repair. In any case where bonds and fees submitted to the city corresponding to a permit's fee schedule do not cover all costs and expenses incurred by the city for the related work, the deficit shall be paid by the permit owner. If such expenses have been issued to the permit owner, all other open permits an entity has with the city may be subject to account ineligibility and/or corresponding bond forfeitures until the associated expenses are paid in full.
- (10) Tree Trimming: Except in emergencies, all trimming or cutting of trees shall have the advance approval of an engineering department designee. Trimming, cutting and disposal of trees and other vegetation must comply with any Southfield City Code ordinances.
- (11) Insurance Requirements: In the case that insurance requirements have not otherwise been provided, a permit owner shall obtain and provide record of insurance as listed in the Attachments subsection of Section 3 (see Appendix B) of this permit application.

#### **Bond Requirements and Fee Schedule**

#### Bond Requirements (applicable to all permits):

- Minimum Bond Amount: \$2,500.00 (for Underground and/or Aerial Installation); and
- \$3 per foot rounded up to the nearest five hundred (for Underground Installation); and/or
- \$2 per foot rounded up to the nearest five hundred (for Aerial Installation); and
- Street pavement cut (\$10,000 per cut or \$20,000 maximum)

#### Standard Work Fees Schedule (must be indicated on permit application):

- Application fee \$300.00 (for Metro Act Permits, this application fee does not apply)
- Electronic documentation and records fee \$15.00
- First plan review included in application fee. Additional reviews \$100 per review
- First inspection included in application fee. Additional inspections (requested and/or required):
  - Second additional \$75
  - Third additional \$150
  - o After additional \$300 per inspection

## Priority Work Fee Schedule (must be indicated on permit application):

- Application fee \$450.00
- Electronic documentation and records fee \$30.00
- First plan review included in application fee. Additional reviews \$100 per review
- First inspection included in application fee. Additional inspections (requested and/or required):
  - Second additional \$75
  - Third additional \$150
  - After additional \$300 per inspection

#### **Emergency Work Fee Schedule (must be indicated on permit application):**

- Application fee \$600.00
- Electronic documentation and records fee \$45.00
- First plan review included in application fee. Additional reviews \$100 per review
- First inspection included in application fee. Additional inspections (requested and/or required):
  - Second additional \$75
  - Third additional \$150
  - After additional \$300 per inspection

#### Miscellaneous Fees (applicable to all permits):

- Forfeiture Fees bond balances forfeited per processes identified within this permit application
- Request for electronic copy of records \$20.00
- Request for paper copy of records (pick-up) \$25.00
- Request for paper copy of records (by mail) \$30.00 + shipping and handling fees
- Change of information request \$15.00
- Missing permit on site \$100.00 per violation
- Permit extension request \$50.00 per request
- Modified scope of work request \$50.00 per request
- Close permit request \$50.00 per request
- Improper notice of construction \$150.00
- Improper construction work (per scope of work) 25% of bond

## **Bond Submission and Refund/Forfeiture Process**

Bonds for a permit can be paid by cash, check, or credit card. Bonds can be sent in with a permit application or at any time after a permit application is submitted. However, all permit fees and required bonds must be paid before a permit can be issued.

Upon accepting a permit issued by an engineering department designee, the permit owner and/or designated entity acknowledges the City of Southfield's right to forfeit funds from a bond if standards outlined in this application are not sufficiently met. Any outstanding fees or listed forfeiture amounts that exist at the time of a permits' closure, expiration, or cancelation may be directly withheld from the respective bond(s). Bond refunds will only be returned to the bond holder listed on the respective Utility Bond Receipt (see Appendix D).

A permit's respective bond will be considered for forfeiture after one or more of the following have occurred: (1) the permit has expired; (2) the permit owner, or a designated entity, has not formally submitted material to request a permit's renewal and/or extension; (3) an engineering department designee has denied any pending renewal and/or extension requests due to the entity's account eligibility; and/or (4) the permit owner, or a designated entity, has not completed the work detailed in the corresponding permit as deemed sufficient by an engineering department designee. An engineering department designee will notify the permit owner and respective bond holder(s) of the permits' status. Upon such notification, the permit owner and/or bond holder(s) will have sixty (60) business days to provide the city with necessary documentation or correspondence to forego forfeitures. After sixty (60) business days, the city will record the bond(s) as forfeited and any corresponding permits will be closed. Where applicable, a modified scope of work request, inspection request, permit closure request, or extension request may be examples of actions within this sixty (60) business days that can maintain account eligibility.

#### APPENDIX A – City of Southfield Engineering Specifications

- 1. Where open cut excavation is under or within three (3) feet of existing and/or proposed sidewalks, driveways or pavement, the trench shall be backfilled with porous material compacted in layers to maximum density. Backfilling shall commence as soon as the utility has been installed and under no circumstances shall an excavation remain open overnight without proper barricades.
- 2. Where trenches cross asphalt or concrete driveways or pavement, when removing asphalt or concrete, a saw shall be used and a minimum of ¾" saw cut shall be made on each side of the part to be removed. Only full-slab removal and replacement of concrete will be allowed. Replace all pavement in like pavement.
- 3. All areas outside of the shoulder or in the greenbelt area between the curb and the sidewalk that is disturbed by the construction, shall be restored by fine grading with topsoil and sod in accordance with Michigan Department of Transportation 2012 Standard Specifications for Construction in Sections 815, 816, and 917 unless otherwise noted on the approved plans or agreed upon with the City to use seed, fertilizer and mulch in accordance with Michigan Department of Transportation 2012 Specifications for Construction.
- 4. Shoulder areas shall be restored with compacted 23A aggregate in accordance with Michigan Department of Transportation 2012 Standard Specifications for Construction in Section 307.
- 5. Ditches destroyed by construction shall be restored to standard cross-section and grade. All ditches shall be maintained and kept reasonably free from debris and sediment until final acceptance by the governing agency.
- 6. Restoration, including disturbed areas, ditches, shoulders and pavement replacement shall follow construction as closely as practicable to minimize soil erosion and sedimentation of the ditches. If weather conditions prevent the restoration of the disturbed paved areas for an extended period of time, then cold patch shall be used until permanent pavement repairs occur.
- 7. Where underground work or proposed utilities encroach under the branch spread of trees or shrubs, proposed structures or conduit shall be relocated outside of the tree or shrub dripline or the utilities shall be installed by boring the distance of the branch spread.
- 8. Trees or shrubs to be transplanted shall be transplanted by tree spade only and in accordance with the City of Southfield Transplant & Follow-up Care Standards. All damaged trees or shrubs shall be replaced or restored by a licensed professional Arborist in accordance with the City of Southfield Standards and as directed by the City Forester.
- 9. All work in Rights-of-Ways, or in the traveled road way, which may disturb the normal flow of vehicular or pedestrian traffic shall comply with Michigan Manual of Uniform Traffic Control Devices, as shown on plans, or as directed by the City.
- 10. A permittee shall subscribe to and be a member of "MISS DIG", the association of underground utilities, and shall conduct its business in conformance with the statutory provisions and regulations promulgated there under.
- 11. All vehicles and equipment utilized by the permittee's contractor or subcontractors for installation, maintenance or service of its system shall be identified by an appropriate name, or logo, and all field employees of permittee, or permittee's contractor or subcontractors, shall possess and display proper identification upon request of any resident or City employee.
- 12. All construction shall be in accordance with Title V Chapter 49 (Ordinance No. 1564), Soil Erosion and Sediment Control. Contractor shall correct any violation at the direction of the City.

# City of Southfield, MI --- UTILITY PERMIT APPLICATION FORM (Page 1 of 2)

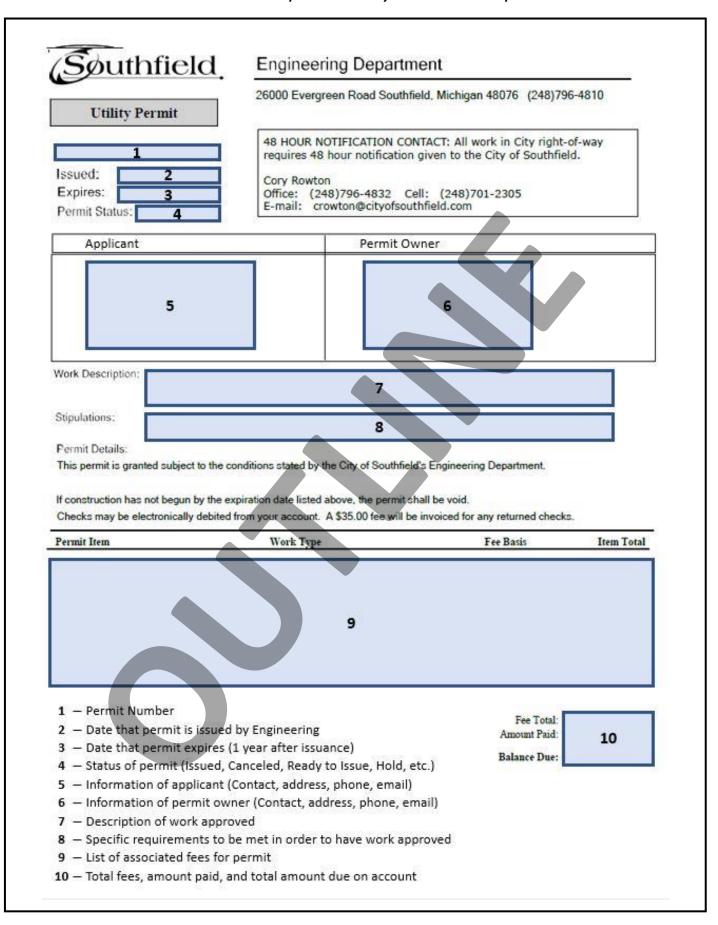
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Company Address:						
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# City of Southfield, MI --- UTILITY PERMIT APPLICATION FORM (Page 2 of 2)

	Section 3 of 3 -Additional Application Material*(+)					
	ATTACHMENTS					
Please che	ck all items that have been included as part of this permit application (4):					
0	(A) If a designated entity is applying on behalf of the permit owner, please include documentation from the permit owner authorizing such action.					
0	(B) If work for this permit application is covered under the Metropolitan Extension Telecommunications Rights-of-Way Oversight Act, please include the existing agreement, or reference of this agreement.					
0	(C) Attach engineering plans showing the location and detailed drawings, plans, and specifications of proposed work in the right-of-way in relation to the project details subsection of description of work and in accordance with the city's engineering requirements.					
0	(D) Please provide a list of all anticipated contractors and subcontractors involved in the work proposed within this permit application.					
0	(E) Please provide all applicable insurance documentation, pursuant to this permit application and the Southfield City Code.					
	CERTIFICATION					
proposed v correct to t	signer has the express permission of the permit owner to apply for a permit granted by the city for the work within this application and verifies that statements made in this application and attached material are true and he best of their knowledge. By signing and submitting this application, the permit owner agrees to the terms ons contained therein.					
Signature:	Name: Date:					
	REFERENCES					

- (+): If a field does not have sufficient space to properly communicate listed requirements, please include an attachment with the necessary information. Attachments should clearly indicate the section of the permit application (for example: Section 1 of
- 3 General Information), the page number of the section (for example: Page 1 of 2), the sub-section of the section (for example: Utility Company (Permit Owner)), and the name of the field (for example: Company Address) for which the information is being provided.
- (1): If a designated entity is applying for work being proposed on behalf of a permit owner, please fill out both sections. If an entity is applying for work that they will be directly responsible for, please mark "YES" for "Same as Applicant" and fill out "Utility Company (Permit Owner)" section.
- (2): For any work in the city right-of-way that is covered under the Metropolitan Extension Telecommunications Rights-of-Way Oversight Act, this information should be filled out for the entity that ultimately holds such an agreement with the city. Please attach any information of entities, other than the permit owner, performing work in the right-of-way in relation to this permit application under Attachment (E) of Section 3 Additional Application Material.
- (3): Please see the permit application for permit types and their corresponding fees.
- (4): If an attachment is not required due to any conditions within this permit application, please state the purposeful omission of an attachment, referencing the corresponding attachment letter (for example: Attachment A).

	ENGINEERING DEPARTMENT USE ONLY	
Utility:		
Permit Number:		
Bond Number:		
Note:		



Søuthfield	26000 Evergreen Road Southfield, Michigan 48076 (248)796-4810
Utility Bond Receipt  1 DATE ISSUE 2 EXPIRATION DATE: 3 BOND STATUS: 4	48 HOUR NOTIFICATION CONTACT: All work in City right-of-way requires 48 hour notification given to the City of Southfield.  Cory Rowton Office: (248)796-4832 Cell: (248)701-2305 E-mail: crowton@cityofsouthfield.com
Bond Holder	
Name Address Street Address City Contact Phone: Contact E-mai	5
Comments:	6
	to the conditions stated by the City of Southfield Engineering Department.
Bond Details This bond receipt is granted subject  Bond Item  Bond deposit for Utility Permit	to the conditions stated by the City of Southfield Engineering Department.  Item Total