

Right of way General Provisions.

In accordance with Town of Berthoud (Town) permitting requirements and general provisions, all work done on public right-of-way areas (including Town utility easements) require a Right-of-way Permit (ROW) application with a Traffic Control Plan and Certificate of Insurance. The Town requires 10-workdays to review and approve the permit.

1. Submit an approved Certificate of Insurance (COI) with the ROW Permit, and if required a bond equal to the value of the work being performed. The COI Holder and "Additional Insured" are the Town of Berthoud.
2. Applicant will be responsible for scheduling utility locates before digging / excavation.
3. Any work impeding a state highway, county road, or street within the limits of the Town, requires a Colorado Department of Highways (CDOT) permit and/or a Town of Berthoud right-of-way permit. The CDOT permit must be obtained first and presented when applying for the Town's right-of-way permit. The Town will not issue a right-of-way permit without documentation from the state.
4. Applicant shall inform the Town of construction methods, equipment and operational procedures in the ROW Permit application that requires Traffic Control Plan(s) and a Description of Work, and if required, construction plans and or scope of work memo.
5. Facilities shall be placed in a location mutually agreed upon by Applicant and the Town of Berthoud and in accordance with details and specifications shown on the construction plans.
6. All affected property owners and residents along with all emergency services and school districts will be notified at least 7 days prior to any road closure under this permit, or 48 hours for a lane closure.
7. A copy of the right-of-way permit must be always kept on the construction site.
8. Work must be performed in compliance with the Town of Berthoud Engineering Standards and Specifications as well as all applicable federal, state, and local regulations.
9. Applicant shall be responsible for establishing safety measures sufficient to protect workers and the traveling public from all harm during utility construction, improvement, location, or relocation.
10. Clearing trees, bushes and vegetation shall be held to the minimum required for construction and safety.
11. Applicant will call for an inspection 24 hours in advance. Leave a detailed message at 303-505-2138.
12. Applicant shall be responsible for any repairs necessary as a result of such installation and shall return right-of-way to its original condition, or better including all permanent erosion control measures, and shall remove all rubbish and debris following completion of construction and before final inspection by the Town. If final inspection determines additional corrective measures necessary, such corrective measures shall be initiated within 30 days and completed by Applicant within a reasonable interval of time considering the circumstances. The maintenance responsibility of work repairs shall be an obligation of the Applicant for two years after final acceptance of the work by the Town.
13. In the event any changes are made to this roadway in the future that would necessitate removal or relocation of this installation, Applicant will do so promptly at its own expense upon written request from the Town of Berthoud, Colorado. The Town of Berthoud, Colorado will not be responsible for any damage that may result to said installation in the normal maintenance of the highway or to the installation placed inside the Town's right-of-way limits.
14. Applicant shall hold the Town of Berthoud officers and agents harmless from any and all claims which may arise from the construction and maintenance of Applicant's facilities covered by the permit.
15. All foregoing provisions have been read, understood, and Applicant agrees to comply with all Town Ordinances, state laws, and provisions regarding such construction and activities pursuant to this permit.