



City of Peosta

Right-of-Way
Curb Cut & Driveway Permit
Application & Regulations

CURB CUT/DRIVEWAY IN CITY RIGHT-OF-WAY

In general, one (1) opening shall be granted per residence in residential area. Two curb cuts per street for one business establishment is the maximum allowed with the required minimum of eighteen (18) feet curb island between the cuts. The City Council may grant additional openings in special cases, and this permit application is required to request extra curb cuts for any purpose including driveways or drain tile output and expansion of existing driveways. Steel castings must be placed in drain tile outlet curb openings.

Permit Process: Process for seeking a curb cut permit on a city right-of-way is governed by City Code, Title VI, Chapter 6 and Resolution 2019-56. Return completed application and detailed drawings to Peosta City Hall, Attn: Deputy City Clerk, PO Box 65, Peosta, Iowa 52068. A complete copy of Title VI, Chapter 6 and Resolution 2019-56 is available on the City website at www.cityofpeosta.org or by request at CityHall.

APPLICANT INFORMATION

(Office Use) Permit #: _____

Name: _____

Mailing Address: _____

City: _____ State: _____ Zip Code: _____

Phone: () _____ Email: _____

Contractor on Site if different than Applicant:

Contact Name: _____

Business Name: _____

Mailing Address: _____

City: _____ State: _____ Zip Code: _____

Phone: () _____ Email: _____

PROJECT INFORMATION *(Attach drawing or sketch with dimensions)*

Description of location: _____

Describe the need for an additional curb cut: _____

Size of requested cut: _____ Anticipated Project Date: _____

TIMELINE INFORMATION

The Peosta City Council meets on the second and fourth Tuesday of each month. Applications must be submitted to City Hall by the close of business on the first and third Wednesday to be considered at the following Council meeting.

SIGNATURE

By signing this application, you agree to comply with the decision of the City Council of Peosta and follow all regulations for Use of Public Right-of-Way as described in City Code Title VI, Chapter 6 and Resolution 2019-56.

Applicant Signature: _____

Date: _____

Fee: \$15.00

Paid via: _____

For City Office Use Only:

Public Works Recommendation: Approve

Deny for this reason: _____

Police Dept. Recommendation: Approve

Deny for this reason: _____

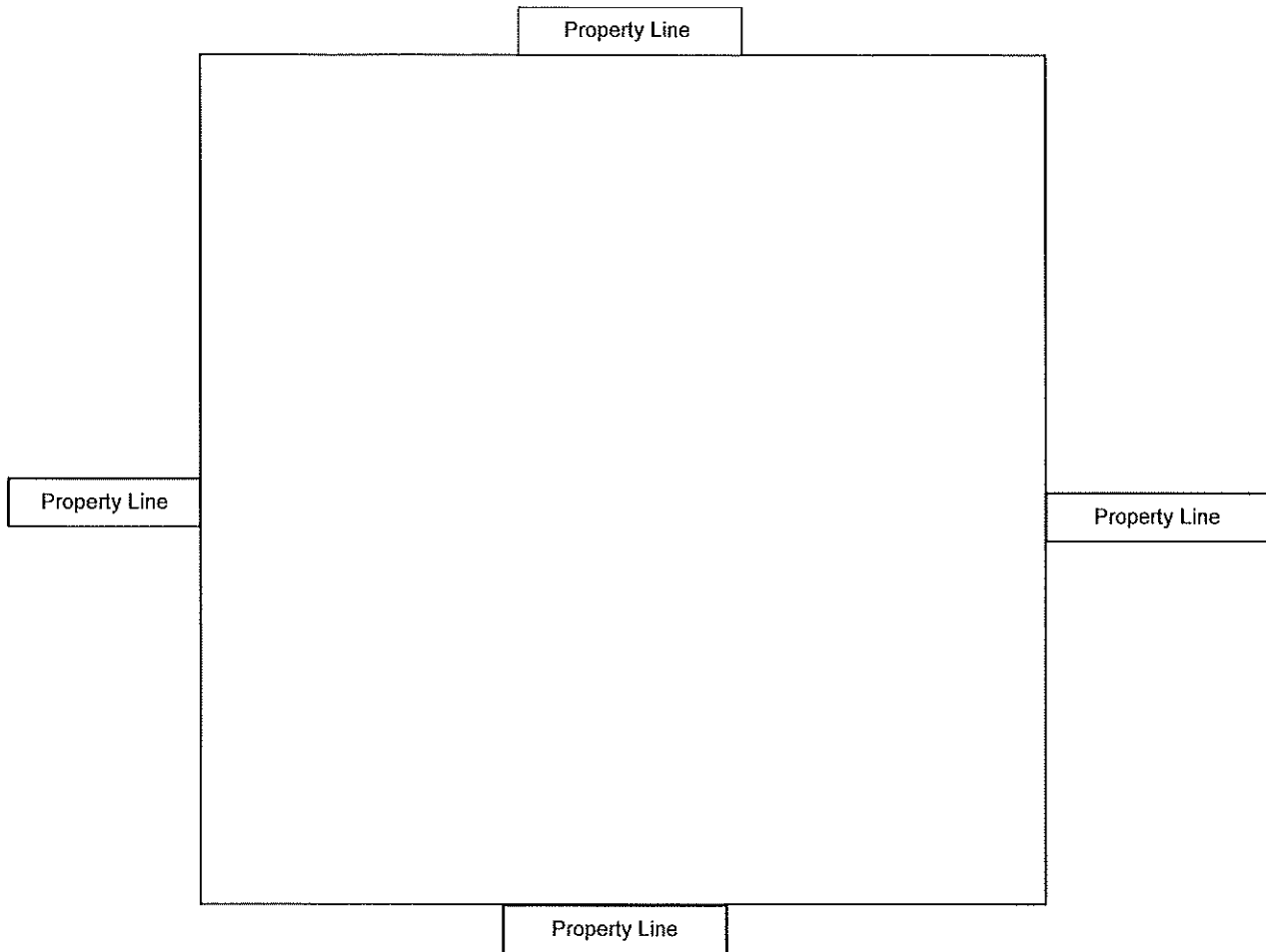
City Council Action: Approve

Deny

Date: _____

Please indicate what work is to be performed and where the work will take place.

North



PERMIT STIPULATIONS

1. **General:** The applicant shall take all reasonable precautions, during the work period, to protect and safeguard the lives and property of the general public and adjacent property owners, including City and/or Utilities property and systems above and below the ground, and shall save and hold harmless the City of Peosta for any damage or losses that may be sustained by the general public, adjacent property owners or Utilities during the work operations. Any expense to the City as a result of damage caused by applicant, or agents of the applicant, during the work operations, or for failure to perform in accordance with the stipulations of this permit shall be reimbursed by said applicant to the City.

2. **Traffic Control and Sidewalk Closure:** Must be in substantial conformance with the MANUAL OF UNIFORM TRAFFICCONTROL DEVICES (MUTCD), www.mutcd.fhwa.dot.gov at all times during the work operations. Operations shall be carried out in such a fashion as to cause the least disruption to traffic as possible. For closure of sidewalk traffic cones and tape, saw horses and like methods will not suffice for adequate secure closure. A plan for closure must be approved before work begins. Road/lane closures shall be made ONLY when absolutely necessary to safeguard the public and/or workforce and shall include advanced warning signs at both ends of the closed roadway, IE: 'Road Closed Ahead'. Failure to adhere to the guidelines of the MUTCD will result in the shutdown of construction and work activities at the site, and/or legal action taken against the applicant or responsible party on site. Repeated violations by an applicant will be grounds for denial of future permits.

3. **Trash Dumpsters and Stationary Equipment:** No dumpster or any other non-registered, non-self-propelled equipment shall be placed and allowed to remain standing upon any public property, without the owner of said dumpsters and other equipment first obtaining from the Deputy Clerk a permit which indicates the dates for which the permit is valid. Said permit shall be affixed to the dumpster or any other non-registered, non-self-propelled equipment in a conspicuous location. All equipment shall display a red light or reflective device which allows the equipment to be plainly visible from a distance of two hundred (200) feet in all directions and shall not be parked within twenty-five (25) feet of any street intersection.

4. **City's Rights:** The City of Peosta, reserves the right to add to, or delete from, these stipulations any item or stipulation which may be considered to be in the best interest of the City. Failure to repair and replace the ROW to original condition after work is completed will result in the City exercising its duty to hire a local private contractor to perform the necessary repairs to bring the ROW up to good operating condition. Costs of the repair will be recovered from the property owner or contractor, in accordance with Title VI, Chapter 6 of the City Code of Peosta, Iowa. Failure to obtain the required Curb Curt permit shall, upon conviction, be subject to a fine of not more than five hundred dollars (\$500.00); in accordance with Title I, Chapter 3, Section 2(a) of the City Code of Peosta.

TITLE VI PHYSICAL ENVIRONMENT

CHAPTER 6 STREET CUTS AND EXCAVATIONS

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|-------|------------------------|-------|-----------------------------|
| 6-6-1 | Application for Permit | 6-6-4 | Backfilling and Restoration |
| 6-6-2 | Permit Fees | 6-6-5 | Rules and Regulations |
| 6-6-3 | Safety Measures | | |

6-6-1 APPLICATION FOR PERMIT. No person shall commence excavation in any public street or public ground until that person has applied to the City Clerk-Treasurer for an excavation permit. Such application shall indicate the location of the excavation, the name and address of the applicant who is to do the work, whether public liability insurance is in force, and that the applicant has checked the underground map of all utilities, and other owners of underground facilities, and that the applicant has notified those persons or companies of the time that excavation will commence. The making of an application shall be deemed notice to the City of the plan to cut the street surfacing or pavements, and to obstruct the public way. Such permits shall not be valid until six hours after receipt unless the Clerk-Treasurer waives this requirement.

In an emergency, authorized persons or companies may commence excavations provided that they shall have made a reasonable effort to inform the City and the utilities whose underground utilities might be involved in any way, and those involved in the excavation shall make written application at the earliest practicable moment. The Clerk-Treasurer may provide on the form for the certification that the applicant has notified all utilities and other parties required by this Ordinance.

6-6-2 PERMIT FEES. The permit fee shall be \$15.00 for the cost of each inspection. A single excavation shall be deemed to constitute all the digging necessary for a single connection, or a cut for installing a main not exceeding 100 feet in length. An additional fee of \$15.00 shall be required for every additional 100 feet, or major fraction thereof, of main excavation.

6-6-3 SAFETY MEASURES. Any person, firm, or corporation cutting a pavement or surfacing or excavating in the streets shall erect suitable barricades, maintain warning lights from sunset to sunrise each night, and take such other precautions as necessary for the safety of the public, whether vehicles or pedestrians. Vehicles, equipment, materials, excavated material, and similar items shall likewise be protected by lights and warning devices, such as traffic cones, flags, etc. Where traffic conditions warrant, the party excavating may be required to provide flagmen, if in the judgment of the City Council-Treasurer the public safety requires it. Compliance with City Ordinances and regulations shall not be deemed to waive the requirements that the party excavating shall comply with all the requirements of the labor safety laws and the rules of the Iowa Department of Labor, nor shall any failure be deemed a responsibility of the City.

6-6-4 BACKFILLING AND RESTORATION. Any person excavating in the streets shall be responsible for the backfilling of the excavation in accordance with City specifications and the restoration of the pavement or surfacing to as good a condition as that existing prior to the excavation. If any excavator fails to backfill or restore the pavement or surfacing properly

within forty-eight hours of the completion of the underground work, the City reserves the right to backfill and resurface or install new paving and charge the cost thereof to the party excavating. If any backfilling or pavement or surfacing restoration is not in accordance with the City specifications, the City Council is authorized to remove such material as is necessary and to backfill and restore the pavement or surfacing properly.

6-6-5 RULES AND REGULATIONS. The City Council may by resolution establish such rules and regulations for the manner of making cuts and related matters involving excavations.