



# NON-CITY UTILITIES

## PERMIT APPLICATION

(Public Utility Providers)

Type of Work:

(choose one)

- Standard Project
- Capital Improvement (CIP)
- Annual Maintenance

Application is hereby made for a permit to enter in upon (and use) a portion of the City of Mesa's public right-of-way and public easements.

Provider Project No.

City of Mesa CIP No.

City of Mesa Project Name:

Project Location:

Starting Address:

**City of Mesa Employees Only**

Description of Work:

Customer Installed Conduit:  Yes  No If Yes, what is Customer's Permit #

Utility Provider Name:

Designer Contact Name:

Street Address:

Designer Contact No:

City:

State:

Zip:

Business Phone:

24-hour Emergency Phone:

Signature of authorized agent: \_\_\_\_\_  
(Signature denotes Applicant's agreement to comply with all conditions listed on both sides of the permit.)

### Office Use Only

Project No. \_\_\_\_\_

Permit No. \_\_\_\_\_

Extensions Not Allowed

Eng Design Plan Reviewer \_\_\_\_\_

Disposition \_\_\_\_\_ Date \_\_\_\_\_

Civil Plan Reviewer \_\_\_\_\_

Disposition \_\_\_\_\_ Date \_\_\_\_\_

The City wishes to notify all applicants of certain rights the applicant has related to the issuance of a license. The City shall not base a licensing decision in whole or in part on a licensing requirement or condition that is not specifically authorized by statute, rule, ordinance or code. A general grant of authority does not constitute a basis for imposing a licensing requirement or condition unless the authority specifically authorizes the requirement or condition. Unless specifically authorized, the City shall avoid duplication of other laws that do not enhance regulatory clarity and shall avoid dual permitting to the maximum extent practicable, however this does not prohibit municipal flexibility to issue licenses or adopt ordinances or codes. The City shall not request or initiate discussions with a person about waiving that person's rights provided to them under Arizona Revised Statutes Title 9, Chapter 7, Article 4. The requirements of A.R.S. § 9-843 may be enforced in a private civil action and relief may be awarded against the City and the court may award reasonable attorney fees, damages and all fees associated with the license application to a party that prevails in such an action against a municipality. A City employee may not intentionally or knowingly violate A.R.S. § 9-843 and a violation of the statute is cause for disciplinary action or dismissal pursuant to City policy. The requirements of A.R.S. § 9-834 do not abrogate the immunity provided to the City or its employees by A.R.S. § 12-820.01 or § 12-820.02.

IN CONSIDERATION of the granting of this permit for the purpose set forth herein the Permittee hereby agrees to the following conditions:

The work shall be performed as specified under the following conditions:

- A. Buried conduit and/or cable shall be installed at sufficient depth so as to provide at least 12-inch vertical clearance below City of Mesa utilities when crossing, or 24-inch horizontal distance from existing or proposed City of Mesa utilities, pursuant to Mesa Detail M-60, Typical Utility Crossing.
- B. Permittee shall notify the City of Mesa Engineering Construction by email at [ncu@mesaaz.gov](mailto:ncu@mesaaz.gov), no less than 24 hours prior to when work is to begin.
- C. Permittee shall not bore across roadways until Permittee has submitted to the City of Mesa Engineering Construction Inspector a design (drawing) by an engineer showing all existing utilities, their locations and planned location (distance and elevations) of the bore per detail M-18, and in accordance with the Policy Statement for Street Utility Crossings Using Boring Methods. Permittee shall notify City of such excavation and obtain such permission from City of Mesa Construction Inspector.
- D. Permittee shall not perform open cutting of paved streets or alleys under this permit, without first obtaining a geotechnical report from an independent and accredited testing laboratory and/or company stating that soil conditions prohibit the use of reasonable boring techniques and/or equipment, and notification to City of Mesa Inspector.
- E. Permittee shall call 480-644-2262 for after hour's repairs or emergency. Permittee shall not perform any work without complying with A.R.S. (state law), Chapter 2, Article 6.3, Sections 40-360.21, 22, 23, 24, 25, 26, 27, 28, 30, 31, 32. (Blue Stake 602-263-1100)
- F. When City of Mesa natural gas mains and services are exposed Permittee shall notify the City of Mesa at 480-644-2754 for inspection of the exposed pipe and coating prior to backfilling the trench. Permittee shall fill excavations around natural gas facilities as follows:
1. All bedding or shading materials adjacent to city's natural gas pipes shall be select sand type soil free of rock debris, that will pass through a No. 4 sieve, as defined by American Society for Testing and Materials D-2487 1983 ed.
  2. The bedding or shading material shall be no less than 6-inches in thickness around the pipe.
- G. Traffic control shall be in accordance with the City of Mesa Traffic Barricade Manual. A Temporary Traffic Control (TTC) Permit must be obtained from the City of Mesa Transportation Department prior to restricting access on public streets, sidewalks, bike lanes, alleys, and other public facilities unless exempt by the TTC program rules. The TTC program rules, procedures, TTC Permit applications, and submittal information may be obtained at [www.mesaaz.gov/transportation/barricades](http://www.mesaaz.gov/transportation/barricades) <<http://www.mesaaz.gov/transportation/barricades>>. Traffic restrictions are prohibited during peak traffic hours of 6:30 a.m. to 8:30 a.m. and 4:00 p.m. to 6:00 p.m. weekdays unless specifically authorized by the TTC Permit. All traffic control devices must be removed from the street or sidewalk as soon as work is complete and it is safe to restore traffic. Additional restrictions may be required when near schools.
- H. Permittee agrees to defend, indemnify and hold harmless the City of Mesa, its officers, employees, and agents against all claims, actions and causes of action for property damages or personal injuries in any way caused by Permittee, its officers, employees, or agents (including independent contractors) or related to the rights Permittee granted Permittee hereunder.
- I. The Permittee agrees to keep in proper maintenance all facilities installed under this permit, and restore to its original state all existing landscaping, asphalt, concrete curb, sidewalk, etc. disturbed and/or damaged during installation under this permit. Permittee may also be required to use a street sweeper after completion of work.
- J. The Permittee agrees to relocate any facilities installed in the right-of-way, public utility and facilities easement, or public utility easement at no cost to the City if they are later found to be in conflict with a City improvement.

K All construction performed by Permittee shall conform to MAG Uniform Standard Specifications and Details as well as City of Mesa Standard Details and Specifications, and are subject to prior approval by Traffic and Streets Division (480-644-2160) and/or Engineering Construction (480-644-2253).

L. The Permittee shall provide Engineering Construction Services the company name, phone numbers and point-of-contact for all contractors and/or subcontractors working under this permit with local 24 hour emergency phone number via email at [ncu@mesaaz.gov](mailto:ncu@mesaaz.gov) on a weekly basis (more often, as necessary). Such notification shall also include the location, nature of work and expected duration.

M. The Permittee agrees to a maximum of 2,640 linear feet of continuous work area at a time. Before proceeding on to the next work area (also 2,640 linear feet maximum) the Permittee agrees to complete all cleanups, patching, restoration and other work associated with the previous work area. Permittee will confer with Engineering Construction Services at 480-644-2253 for approval prior to proceeding with the next 2,640 feet of continuous work area.

N. The Permittee shall provide Engineering Construction ( [ncu@mesaaz.gov](mailto:ncu@mesaaz.gov) or 480-644-2253 ), the name and telephone number of a point-of-contact for emergency response. Failure to respond to an emergency callout or failure to provide an emergency point-of-contact shall be construed as authorization for the City of Mesa to have the situation corrected and to bill the Permittee for all costs associated with the corrective action. Each incident requiring work by City forces shall be covered by a separate billing and the amount of each billing shall either be \$250 or the actual accumulated charges for employee's time, materials and equipment, whichever is greater.

O. The City rejects any notations by the applicant that involves or relates to the purpose, nature, or legal effect of this permit.