



**NEW ACCESS/ ROAD RIGHT OF WAY DISTURBANCE APPLICATION**

Date \_\_\_\_\_

Permit for a new access across the Village right of way and onto a public Village Road as required by Chapter 146-3 of the Village Code

ARTICLE II, Excavations [Adopted 6-12-1929 by Ord. No. 10; amended in its entirety 3-16-1968]

§ 146-3. Consent required. [Amended 10-12-1979 by L.L. No. 14-1979]

No person or corporation shall dig or cause to be dug into, through or across any street, alley, sidewalk or public grounds in the Village any trench, ditch or other opening for any purpose, nor shall they discharge or cause to be discharged any water into the streets without the written consent of the Superintendent of Public Works. The Superintendent of Public Works may impose reasonable conditions upon granting his consent.

**Property location:** \_\_\_\_\_

**Owners name:** \_\_\_\_\_

**Contractors name:** \_\_\_\_\_ **Contact#** \_\_\_\_\_

**AGENT** filing application if different than owner or contractor: \_\_\_\_\_

**\*\*Please attach any construction details-\*\***

**Reasons for Disturbances of Village Right of Way (check one)**

- Gas Line**                       **Electric Line**                       **Water Line**
- Driveway Access**
- Concrete                       Secured stone                       Asphalt

**Type Of Disturbances (check one)**

- Paved road disturbances                       Cement sidewalk disturbances
- Disturbances **will not** affect cement sidewalk or paved road. Disturbance will only affect grass right of way
- Will trees or tree roots in the Village right of way will be disturbed?    Yes    No

**Conditions and Restrictions**

- This permit shall not be assigned or transferred without the written consent of the Superintendent of Public Works.
- The Superintendent of Public Works shall be given one (1) week’s notice by said applicant of the date when it intends to begin the work authorized by this permit and prompt notice of its completion.
- The said applicant hereby agrees to hold the Village harmless on account of any kind of damages which may arise during the process of the work authorized by this permit or by any reason thereof.
- The Superintendent of Public Works reserves the right at any time to revoke or annul this permit should the said applicant fail to comply with the terms and conditions upon which it is granted.
- THE APPLICANT SHALL SUBSTANTITE THE NEED FOR ANY PAVEMENT OPENING. Sleeves shall be driven UNDER the highway for all highway crossings, unless permission to cross otherwise is given in writing by this office.
- Work under this permit to be commenced within ninety (90) days from date of permit and continue in an expeditious manner.
- If and when necessary, the Village Department of Public Works will on matters of emergency or complaint, take steps to repair opening on charge back basis to the above applicant.
- Applicant shall be responsible to restoration for one year after completion unless extended by the Superintendent of Public Works.

A check in the amount of \$150.00 payable to the Village of Westhampton Beach shall be charged per permit. In addition a bond amount shall be determined by the Superintendent of Public Works upon review of this permit application.

\_\_\_\_\_  
John Kearns, Superintendent of Public Works                      Date

**To be completed by Superintendent:**

**Bond Required:**        NO                       YES  **Amount:** \_\_\_\_\_

**HIGHWAY SPECIFICATIONS  
VILLAGE OF WESTHAMPTON BEACH  
DEPARTMENT OF PUBLIC WORKS**

**REVISED 02/08/2012**

- If construction joints or expansion joints are not present, the sidewalk should be saw cut.
- Curb must be removed and replaced in whole segments between expansion or construction joints.
- Great care shall be exercised in the removal of the existing curb to prevent tear out of the pavement. Should any damage occur it shall be repaired to the satisfaction of the Village Highway Superintendent.
- Highway pavement is **NOT** to be undermined.
- Sidewalk, where disturbed, shall be replaced to full panels of minimum size of 5' X 5' or as marked where found.
- Final repair shall consist of 5" compacted stone blend RCA and 4" asphalt with all edges sealed.
- Drainage along highway is not to be obstructed.
- Barricades, whether in sidewalk or roadway area, shall have prominently displayed, for police convenience, the address and telephone number of 24-hour availability of someone who will re-establish it, in emergency.
- Pedestrian and vehicle traffic is to be protected and maintained. There shall be no unprotected or unlighted drop offs or obstacles at any time. Open holes shall be fenced or guarded. The permittee is required to pay all costs involved by the Village, including man-hours and equipment, used to correct any unsafe condition this office finds necessary to correct, on a charge-back basis.
- The applicant shall furnish this office with a telephone number of 24-hour availability where a demand for emergency repairs shall be immediately honored. Otherwise he is required to pay the cost of hire by this office of any available contractor to make the emergency repairs. The applicant is required to thus assume all obligation for emergency repairs which are made whether the need arises as a result of his contractor's work or by storm damage done to his work or by any other means which renders his contractor's work area unsafe in the opinion of this office; and he agrees that all such charges for emergency repair done by or at the request of the Village will be paid by the contractor.
- Access to adjacent properties shall be maintained.
- No trees may be cut or trimmed, either by above or below the ground, without permission being received by this office. The applicant agrees herewith to pay for or replace any trees damaged with permission and as directed by this office.
- The applicant agrees to pay all necessary expenses incident to supervision and inspection by reason of the granting of such permit, as certified by the Superintendent of Public Works, such payment to be made within ten (10) days from the rendering of the certified account.
- Topsoil and grass seed must be applied to all shoulder areas. All work shall be done to the satisfaction of the Superintendent of Public Works and restoration shall be done to his/her satisfaction. Village specifications shall apply in all cases where pertinent; this is to be determined by the Village Superintendent of Public Works.