STREET OPENING APPLICATION/INVOICE/PERMIT

Date of Application: \_\_\_\_\_\_\_\_\_\_ Date of Work: \_\_\_\_\_\_\_\_\_\_

**Applicant Information (signature required on back):**

 Company Name: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Phone:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Contact Name: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Phone: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Contact Email:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Company Address:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**Work Information:**

 Street Address:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Purpose of Work:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Description of Work:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Please submit 1 copy of plans for review with this application, certificate of insurance, and fee.

NO OPENING OF ANY STREET OR ROAD WILL BE PERMITTED:

* Without proof of insurance.
* Without payment in full.
* While ground is frozen except where it is deemed necessary by the Town Clerk or Patrolman.
* Bond must be posted for restoration before permit is issued. See back page for requirements.

Permit Fee: $250.00 Make check payable to: Town of Burke 5365 Reiner Road, Madison WI 53718.

**Permit issued only after payment received** (Must contain both signatures to be valid).

Permit Approved By Town Clerk: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Date: \_\_\_\_\_\_\_\_\_\_\_

Permit Approved By Public Works Lead Patrolman: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_Date:\_\_\_\_\_\_\_\_\_\_

(Permit expires 30 days from date of issue if work is not commenced.)

Fee Received:\_\_\_\_\_\_\_\_\_\_ Insurance Cert Received:\_\_\_\_\_\_\_\_\_\_

(Applicant must sign reverse)

Insurance Required. A permit shall be issued only upon condition that the applicant submit to the Town Clerk or designee satisfactory written evidence that the applicant has in force and will maintain during the time the permit is in effect public liability insurance of not less than $500,000 per person, $500,000 for one accident and property damage coverage of not less that $500,000. The policy shall name the Town of Burke as an additional insured.

Bond

1. Before a permit for excavating or opening any street or public way may be issued, the applicant must sign a statement that they will indemnify and hold harmless the Town of Burke and its officers from all liability for accidents and damage caused by any of the work covered by his permit, and that he will fill and place in good and safe condition all excavations and openings made in the street or other area under permit, and will replace and restore the pavement over any opening he may make as near as can be to the state and condition in which he found it, and keep and maintain the same in such condition, normal wear and tear excepted, to the satisfaction of the Supervisor of Public Works or designee for a period of two (2) years, and that he will pay all fines imposed upon him for any violation of any rule, regulation or Ordinance governing street opening or drain laying adopted by the Town Board and will repair any damage done to existing improvements during the progress of the excavation in accordance with the Ordinances, rules and regulations of the Town. Such statement shall also guarantee that if the Town shall elect to make the repairs, the person opening the street will pay all costs of making such repairs and of maintaining the same for two (2) years.
2. Faulty work or materials or failure to remove erosion control measure shall be immediately corrected by the permittee upon notice by the Town. Failure to correct deficiencies shall result in a one (1) year revocation of the right to obtain a street opening permit. The Town shall repair the deficiencies and bill the permittee for all labor, materials and equipment used plus twenty (20%) percent for administration.
3. The person who does such restoration shall be responsible therefore for two (2) years from the date of the completion of the work and shall file a written guarantee or surety bond to that effect with the Town in an amount of not less than Five Hundred ($500.00) Dollars, nor more than Ten Thousand ($10,000.00) Dollars, with the amount to be determined by the Supervisor of Public Works or designee. **At the discretion of the Supervisor of Public Works or designee, a deposit to an account with the Town in the form of a check or cash may be accepted in lieu of a written guarantee or surety bond. Said deposit shall be held for two (2) years from the completion date.**
4. Whenever the Supervisor of Public Works or designee shall find that any such work has become defective within two (2) years of the date of the completion, he shall give written notice thereof to the contractor and to the permittee surety stating the defect, the work to be done, the cost of and the period of time deemed by the Supervisor of Public Works to be reasonably necessary to complete said work. After receipt of such notice the contractor or the surety must, within the time specified, repair the defect or indemnify the Town for the cost of doing the work as set forth in the notice.
5. An annual bond may be given under this section to protect the public and the Town which shall cover all excavation work done by the principal during a one (1) year period, beginning on the date of approval, which bond shall be conditioned as specified above. The value of the work, as determined by the Town Engineer above, shall not exceed the value of the annual bond provided to the Town.

Applicant Signature Agreeing to the Above: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_Date:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_