MEMO 22 - 51

TO: Frank Schulte, Director of Public Services

FROM: James Kowalski, Director of Public Services Q, K-

DATE: December 20, 2022

SUBJECT: Wayne County Annual Permit Community Resolutions

Each year Wayne County issues the City of Grosse Pointe Woods an Annual Maintenance Permit to Construct, Operate, Use and/or Maintain – To Occupy the Right-of-Way of County Roads. The County also requires an Annual Pavement Restoration Permit and an Annual Permit for Special Events. As in prior years, the Model Community Resolutions and copies of the city's certificate of insurance must accompany the approved permits. The cover letter indicates updates in insurance requirements; which will require the City's compliance. City Attorney Debra Walling has reviewed the Annual Permits and has approved them for Council's review.

I recommend the City Council adopt the Model Community Resolutions authorizing execution of the annual maintenance permit, the annual pavement restoration permit, and the annual permit for special events, authorize the Director of Public Services to sign the permits, and authorize the City Clerk to forward said documents to Wayne County.

Attachments

Recommended for Approval as Submitted:

Frank Schulte, City Administrator

12-21-22

Date

RECEIVED

DEC 2 2 2022

CITY OF GROSSE POINTE WOODS CLERK'S DEPARTMENT



Warren C. Evans County Executive

Page 1 of 3

November 30, 2022

City of Grosse Pointe Woods 20025 Mack Plaza Dr Grosse Pointe Woods, MI 48236-2343

RE: A-23054 2023 Annual Permit Package Wayne County Department of Public Services Engineering Division – Permit Office

Attention: James Kowalski

Enclosed is your Wayne County Annual Permit package. In an effort to expedite the process Wayne County DPS Engineering Division Permit Office is combining the Annual Maintenance Permit, Annual Pavement Restoration Permit, and Annual Special Events Permit into on single application.

- 1. <u>Annual Maintenance Permit</u>: The annual permit authorizes the permit holder to occupy Wayne County road right-of-way for the purpose of inspection, repair and routine maintenance of the following facilities which are under its jurisdiction:
 - a. Sanitary sewer inspection, repair and routine maintenance;
 - b. Water main inspection, repair, routine maintenance and installation of residential and commercial water service connections (two-inch maximum diameter);
 - c. Other utilities (i.e. natural gas, electric or fiber optic;
 - d. Application of dust palliatives; and
 - e. Repair and replacement of existing sidewalks.
- 2. <u>Annual Pavement Restoration Permit:</u> The annual permit authorizes the permit holder to occupy Wayne County road right-of-way for the purpose of pavement repair and restoration.
- 3. <u>Annual Permit for Special Events:</u> The annual permit grants preliminary authorization to a municipality to perform the following:
 - a. Temporarily close a county road for a reasonable length of time for a parade, marathon, festival or similar activity;
 - b. To use a county road as a detour for traffic around such activity taking place on a non-county road; and/or
 - c. Place a temporary banner within the County right-of-way.



In addition to the Annual Permit, this package also includes the applicable following attachments, which are incorporated by reference into the permit:

- A. Scope of Work and Conditions for Municipal Maintenance Permits, if applicable
- B. Annual Special Events Attachment for Municipalities, if applicable
- C. Banner Attachment for Municipalities, if applicable
- D. General Conditions and Limitations of Permits, if applicable
- E. Indemnity and Insurance Attachment, if applicable
- F. Model Community Resolution, if applicable

As a condition of the municipal annual permit, the County requires that the governing body pass a blanket resolution (sample with suggested language is included as an attachment) of approval which accomplishes the following:

- A. Agrees to fulfill all permit obligations and conditions
- B. To the extent allowed by law, hold harmless and defend Wayne County and its officials and employees against any and all damage claims, suits or judgments of any kind or nature arising as a result of the permitted activity
- C. Designates and authorizes an appropriate official of the requesting municipality to sign the permit on its behalf.

Additionally, the Permit Office requires that each municipality provide a written request on municipal letterhead at least (10) ten business days prior to the commencement of a road closure and/or banner placement. The written request should include all required information as specified in the appropriate attachments, "Annual Special Events for Municipalities" or "Annual Attachment for Banners". Upon approval, the permit office shall issue a permit authorizing the special event activities.

***For all Annual Permits please review the insurance attachment carefully, since the insurance requirements have been recently updated.

The WCDPS Permit Office has published its manual, *Rules, Specifications and Procedures for Permit Construction.* The manual is also incorporated by reference into this annual permit and is available online at:

http://www.waynecounty.com/dps/construction_permits.htm

Please return the original permit, signed and dated by the person authorized and designated by the resolution, along with a certified copy of the resolution and a copy of your certificate of insurance, consistent with the requirements transmitted in this package.

Type the name of the designated signer below the signature line and submit these documents to:

Wayne County Department of Public Services Permit Office Attn: Ms. Randa Saghir 33809 Michigan Avenue Wayne, MI 48184



Once received, the Permit Coordinator will validate your permit and return an executed copy to you for your files.

The Scope of Work and Conditions for Municipal Maintenance Permits requires that the Permit Holder submit <u>monthly</u> reports of all work performed under this permit. These reports should be faxed to (734) 595-6356.

Once received, an executed copy will be returned to you for your files. If you have any questions regarding this Annual Permit, please contact me at (734) 858-2774

Respectfully Submitted,

Rande A. Sqr-

Randa Saghir Administration Management

C: file

Attachments: Annual Permit

Scope of Work and Conditions for Municipal Maintenance Permits Annual Special Events Attachment for Municipalities Banner Attachment for Municipalities General Conditions and Limitations of Permits Indemnity and Insurance Attachment Model Community Resolution

PERMIT OFFICE 33809 MICHIGAN AVE	COUNTY OF			. <i>1993 a</i> l
WAYNE, MI 48184,			A-230)54
PHONE (734) 595-6504 FAX (734) 595-6356		M	ISSUE DATE	EXPIRES
72 HOURS BEFORE ANY	(12)	S)	1/1/2023	12/31/2023
CONSTRUCTION, CALL Various Staff	WAYNE COUNTY DEPARTMENT OF PUBLIC SERVICES PERMIT TO CONSTRUCT, OPERATE, USE AND/OR MAINTAIN		REVIEW No	WORK ORDER
(734) 595-6504, Ext: 2009 FOR INSPECTION				79636
PROJECT NAME GROSSE POINTE WOODS - MAIN	ITENANCE			
LOCATION			CITY/TWP	
VARIOUS ROADS ()			GROSSE POINTE	WOODS
PERMIT HOLDER	CONT	RACTOR	·····	
CITY OF GROSSE POINTE WOO 20025 MACK PLAZA DR	os			
GROSSE POINTE WOODS, MI 48	3236-2343			
CONTACT	CONT	ACT		
JAMES KOWALSKI	<8	_ANK>		
DESCRIPTION OF PERMITTED ACTIVITY	(72 HOURS BEFORE YOU DIG, CALL MISS	DIG 1-800-482-7161, www.missdig.org	,	1. 1
DESCRIPTION OF PERMITTED ACTIVITY	(72 HOURS BEFORE YOU DIG, CALL MISS OF COUNTY ROADS FOR THE BELOW ACT)	

- 1. SANITARY SEWER INSPECTION, REPAIR AND ROUTINE MAINTENANCE.
- 2. WATERMAIN INSPECTION, REPAIR AND ROUTINE MAINTENANCE.
- 3. DUST PALLATIVE, CALCIUM & SALT APPLICATIONS.
- 4. SIDEWALK REPAIR AND REPLACEMENT.
- 5. TO PERFORM STREET SWEEPING OPERATIONS DURING DAYLIGHT HOURS ONLY.

ALL ACTUAL INSPECTION COSTS, INCLUDING OVERTIME, SUPERVISION, TESTING OF MATERIALS AND EMERGENCY WORK, IF REQUIRED, SHALL BE BILLED TO THE PERMIT HOLDER.

REFER TO ATTACHMENTS REFERENCED BELOW FOR ANNUAL PERMIT REQUIREMENTS AND CONDITIONS. ALL ATTACHMENTS ARE INCORPORATED BY REFERENCE AS PART OF THIS PERMIT.

PAVEMENT REPAIRS REQUIRE A SEPARATE PERMIT AND ARE NOT TO BE COMPLETED UNDER THE TERMS OF THIS ANNUAL PERMIT.

PERMIT HOLDER AGREES TO SUBMIT MONTHLY REPORTS OF WORK PERFORMED UNDER THIS PERMIT.

FINANCIAL SUMMARY		DEPOSITOR	APPROVED PLANS PREPARED BY
PERMIT FEE	S0 C0		*
PLAN REVIEW FEE	50 00		PLANS APPROVED BY DATE PLANS APPROVED
PARK FEE	\$0 CO		
OTHER FEE	30 00		1/1/2023
BOND	\$0 00		REQUIRED ATTACHMENTS
INSPECTION DEPOSIT	\$0.00		GENERAL CONDITIONS
OTHER BOND	30 00	LETTER OF CREDIT DEPOSITOR	SCOPE OF WORK AND CONDITIONS FOR MUNICIPAL MAINTENANCE PERMITS
TOTAL COSTS	\$0.00		INDEMNITY AND INSURANCE ATTACHMENT
		4 5 -	SAMPLE COMMUNITY RESOLUTION
TOTAL CHECK AMOUNT	nan an		RULES, SPECIFICATIONS AND PROCEDURES FOR PERMIT CONSTRUCTION - AVAILABLE ONLINE AT
	\$0.00		www.waynecounty.com/dps_engineering_coolfice.htm
CASHIER	DATE		
	1/1/2023		(FERIMT VALIO ONLY IF ACCOMPANED BY ABOVE ATTACHMENTSI

 WAYNE COUNTY DEPARTMENT OF PUBLIC SERVICES

 JAMES KOWALSKI PERMIT HOLDER / AUTHORIZED AGENT
 DATE
 PREPARED BY

 <BLANK> CONTRACTOR / AUTHORIZED AGENT
 DATE
 VALIDATED BY
 DATE



Wayne County Department of Public Services Engineering Division – Permit Office Scope of Work and Conditions Attachment For Annual Municipal Maintenance Permits

The Annual Permit authorizes the municipality to occupy Wayne County road rights-of-way for the purpose of inspection, repair and routine maintenance of the facilities listed below that are under its jurisdiction.

Scope of Work - The following work is authorized under the Annual Maintenance Permit:

Sanitary Sewers

1. Inspection, repair and routine maintenance of the facilities under its jurisdiction

Water Main and installation of 2" pipe

- 1. Inspection, repair and routine maintenance of the facilities under its jurisdiction
- 2. Water service connection with 2" diameter pipe or less, serving single customer

A separate permit will be required for any operations performed under the following conditions for Water and/or Sanitary related work:

- a. For all water service connections larger than a two inch (2") diameter.
- b. For any water service connection that serves more than one customer.
- c. Whenever work is to be performed in a new subdivision.
- d. For any sanitary sewer service connection.

Dust Palliative Applications

- 1. Dust palliative treatment shall be with calcium magnesium chloride in accordance with Wayne County specifications.
- 2. The municipality shall designate each road to be treated with dust palliative and pay the Contractor for all materials and service.
- Prior to the application of Dust Palliative Materials, the Permit Holder shall provide at least seven (7) days notice to the Wayne County Roads Division (313-955-9920) to allow for preparation and inspection of the roads to be treated.

Sidewalk

1. Existing sidewalks may be repaired or replaced at existing alignment on existing grade.

A separate permit will be required for the construction of a new sidewalk, for the replacement of an existing sidewalk on a new alignment or grade or for the construction of new sidewalk ramps to the County road.

Street Sweeping

- 1. Street sweeping shall be performed during daylight hours only.
- 2. All traffic control devices shall conform to the provisions of the current MMUTCD.

Permit Conditions

- 1. A separate permit will be required for final pavement repairs when pavement is broken while making either emergency or non-emergency repairs.
- 2. Reports indicating all work performed or that no work was performed under the permit shall be provided to the Permit Office at the end of each month.
- 3. Any work not covered under the annual scope of work and conditions above shall require a separate permit. Refer to the Wayne County Rules, Specifications and Procedures Construction Permits.
- 4. All inspection costs, including overtime, supervision, testing of materials and emergency work, if required, shall be billed to the Permit Holder.



Wayne County Department of Public Services Engineering Division – Permit Office Indemnity and Insurance Attachment

To the extent allowed by law, the Permit Holder shall defend and hold harmless Wayne County, the Department of Public Services, its officials and employees against any and all claims, suits and judgments to which Wayne County, the Departments, its officials and employees may be subject and for all costs and actual attorney fees which may be incurred on account of injury to persons or damage to property, including County property. The Permit Holder shall provide this indemnity for any incident arising out of any and all activities performed under the permit or in connection with work not authorized by the permit, or resulting from the failure to comply with the terms of the permit, or arising out of the continued existence of the work product that is subject to the permit.

Certificates of insurance shall be required for all construction permits, excluding residential driveway permits. Each certificate of insurance and any associated correspondence shall reference the plan review number of the project. General liability and automotive liability insurance coverage shall be in amounts detailed below:

The general liability insurance coverage shall be in amounts not less than \$1,000,000 each occurrence and \$2,000,000 general aggregate. Proof of automobile liability shall be in amounts not less than \$1,000,000 combined single limit for each accident, bodily injury per accident, and property damage per accident, and in an amount not less than \$1,000,000 for bodily injury each person, each occurrence and property damage liability \$1,000,000 each occurrence.

The certificate of insurance must be provided by a person, the corporation, or by authorized representatives who signed personally either the application or permit. Insurance shall remain in force until the permit is released by Wayne County.

The Wayne County Department of Public Services shall be a Certificate Holder on the policy of insurance. Wayne County, drainage district, and its officers, agents and employees shall be named as additional insured parties. It is also required that the annual permit numbers are included on each certificate of insurance.

The insurance shall cover a period not less than the term of the permit and shall provide that it cannot be cancelled or reduced without thirty (30) days advance written notice to Wayne County, by certified mail, first-class, return receipt requested. The thirty (30) days shall begin on the date when the County received the notice, as evidenced by the return receipt.

Such insurance shall provide by endorsement therein for the thirty (30) day notice by the insurer to the Permit Office prior to termination, cancellation or material alteration of the policy.

Licensee agrees to make application for renewal thereof at least sixty (60) days before the expiration date of the policy then in force and to file a certified copy of such renewed policy with the Permit Office.

The policy shall also provide by endorsement for the removal of the contractual exclusion.

Should insurance coverage be cancelled or reduced below acceptable limits, or allowed to expire, the authorization to continue work under the permit shall be suspended or revoked and shall not resume until new insurance is in force and accepted by Wayne County. Wayne County may, in such cases, take appropriate action to restore or protect the road and appurtenances. All costs incurred by this action shall be deducted from any remaining inspection deposit, bond and/or Letter of Credit and, if necessary, the Permit Holder may be billed to defray actual expenses.



Wayne County Department of Public Services Engineering Division – Permit Office

Conditions & Limitations of Permits

Plan Approval and Specifications - All work performed under the permit shall be done in accordance with the approved plans, specifications, maps, statements and special conditions filed with the County and shall comply with Wayne County Specifications, as defined in the current Wayne County Ender, Specifications for Permit Construction, included as an autoAmment of this permit, the Wayne County Ender, Specifications, and the AIDOT Standard Specifications for County Ender, Specifications, and other WCDPS specifications, and other WCDPS specifications and specifications or problem which courts as a result of the construction, use and/or maintenance of the facility in the riphtof-ways and is not covered by the approved by the Ocanty's current Standards and Specifications shall be resolved by the Permit Office and approved by the Permit Office and spectred and approved by the Permit Office.

Fees: The Permit Holder shall be responsible for all fees and costs incurred by the County in connection with the permit and shall deposit payment for fees and costs as determined by the County at the time the permit is issued

Bond The Permit Holder shall furnish a bond in cash or Certified check in an amount acceptable to the County to guarantee performance under the conditions of the permit. The County may use all or any purtion of the bond which shall be necessary to caver any expense, including inspection costs or dantage incurred by the County through the granting of the permit. Should the bond be insufficient to caver the expenses and damages incurred by the County, the Permit Holder shall pay such deficiency upon billing by the County. If the bond anount exceeds the expenses and damages incurred by the County, the excess performance bond provided for the therin, when it canons be returned, shall be deposited into the County Road Fund and become a part thereof, unless claimed by the Depositor within the year of the date of satisfactory completion of the construction authorized by the permit.

Insurance: The Permit Holder shall formsh proof of hisbility and property damage insurance in the form and amounts acceptable to the County with Wayne County neurod as an insured party. The Permit Helder shall maintain this insurance until the permit is released, revoked or cancelled by the County.

Indemnification / Hold Harmley: Sub-Section 1 lettern applies to all Permit Holders except Municipalities. Sub-Section 2 berein applies to Municipalities only

- 1 To the extent allowed by law, the Pennit Holder shall indomnify, hold harmless and defend Wayne County, its Department of Public Services, its officials and employees against any and all claims, soits and judgments to which the County, the Department, its officials and employees may be subject and for all costs and actual attenny fees which may be incurred on account of injury to persons or damage to property of the County, the Department, its officials and employees may be subject and for all costs and actual attenny fees which may be incurred on account of injury to persons or damage to property of the County, whether due to negligence of the Permit Holder or to the pinnt negligence of the Permit Holder and the County, arising out of any and all work performed under the permit, or in econocilion with work not authorized by the permit or arcounting from Guluer to comply with the terms of the permit eransing out of the continued existence of the work preduct that is the subject of the permit. This hold hamless provision must not be construed as waiver of any governmental immunity by the County.
- 2 Fo the extent allowed by law, the Municipality as Permit Holder shall hold harmless and defend Wayne County, its Department of Public Services, its officials and employees, for the Municipality's own negligence, tortious acts, errors, or omissions, and the acts, errors, or omissions of any of its employees, on account of injury to persons or damage to property, including property of the County, arising out of any and all work performed under the permit, or in connection with work and subhorized by the permit, or reculting from failure to comply with the terms of the permit or ansing out of the continued existence of work product that is the subject of the permit. Sub-section 1 above applies to contractors, consultants, or agents of the Municipality. This hold harmless provision must not be construed as a waiver of any governmental immunity by the court decisions.

Permit on Site: The Permit Holder shall keep available a copy of the permit and any associated approved plans on site during permitted activities

Notification for Scart and Completion of Work. The permit shall not become operative until it has been fully executed by the County. The Permit Holder shall notify the County before starting construction and shall notify the County when work is completed. The Permit Holder or their representative shall have copies of the executed permit and approved plans in their possession on the job site at all times.

- 1 The Permit Holder shall provide at least three (1) days advanced nullee, excluding Saturdays, so the Permit Office prior to the commencement of any permitted activities by submitting a START OF WORK NOTIFICATION form by until, fax or e-mail, fa certain instances, additional nullee may be required by the Permit Office. In the event that construction work ecases for a period of time, then the Permit Holder shall notify the Wayne County Inspector at least 24 hears prior to resuming work.
- 2 The Permit Holder shall comply with all requirements of the Miss Dig Statute, MC1, §460 701 et seq., es amended. The Permit Holder shall call "MISS_DIG", et (800) 482-7161, at least 72 hours, evoluting Statuedaya, Sundays and holidays, but not more than twenty-one (21) calendar days, before stating any underground work. The Permit Holder assumes all responsibility for damage to or interruption of inderground utilities.
- The Permit Holder shall call Wayne County Department of Public Services' Traffic Operations Office at (714) 955-2151, at least 72 loars prior, excluding Saturdays, Sundays and Indidays, but not more than twenty-one (21) calendar days, before stating any underground work in the vicinity of any traffic signal equipment owned, operated or maintained by Wayne County.

Safety: The Permit Holder agrees that all work order the permit shall be performed in a safe manner and to keep the area affected by the permit in a safe condition until the work is completed and accepted by the County. The Permit Holder shall fornish, install and maintain all necessary traffic controls and procedure which are in accordance with the current Manual or Uniform Traffic Control Devices (MOTCD). The Permit Holder shall conduct all activities and maintain all necessary traffic controls and procedure which are in accordance with the current Manual or Uniform Traffic Control Devices (MOTCD). The Permit Holder shall conduct all activities and maintain all facilities as set from in manner so as not to damage, impair, interfere with, or obstruct a public road or create a foresenable risk of hum to the traveling public. The Permit Holder shall comply with all applicable OS1A and MUSTA requirements.

Underground Utilities: The Permit Holder shall contact all utility owners regarding their facilities prior to starting work and shall comply with all applicable provisions of Act 53, Public Acts of 1974, as amended. Wayne County makes no warranty either expressed or implied as to the condition or suitability of subsurface conditions or any existing facility which that be encountered during an excavation. The presence of abilities is based on the best information available and the County is no responsible for the accuracy of this information. The Permit Holder systems all responsibility for the interruption and damage to underground utilities. The Permit Holder is responsible for proper disposal, in accordance with current regulations, of any material executed from within the right-of-way. Such materials include, without limitation, soils or groundwater contaminated by performing robust or other pollution store, without limitation appropriate robust or other pollutions associated with sites identified by the MDEQ or reported on appropriate robust or other pollutions and storage tasks.

Assignability. The pennit is neither transferable nor assignable without the written consent of the County-

Limitation of Permit. The Applicant and the Permit Helder shall be responsible for obtaining and shall secure any permits or permission necessary or required by law from State, federal or other local governmental agencies and jurisdictions, corporations or individuals. These include, without limitation, those pertaining to drains, inland lakes and streams, wetlands, woodlands, flood plains, filling, noise regulation and hours of neeration. Issuence of a Wayne County permit does not authorize activities otherwise regulated by State, federal or local agencies.

Access of Other Vehicles: The Permit Holder shall, at all times possible, maintain a minimum of one acceptable access to all abuting eccupied properties, driveways and side streats otherwise specified on the approved plans. The Fermit Holder shall not for agreeies shall define access that provide the program of properties whose access may be temporarily disrupted during the permitted work. The local police, fire or entergency service shall define access that the toxes access. The Permit Holder shall provide transforments necessary to entergency disrupted during, driveways, released to the restored the Permit Holder shall provide their improvements necessary to entergency disrupted during, driveway or side street is restored. The Permit Holder shall provide their improvements necessary to restore access that access that the roadway, driveway or side street is restored. The Permit Holder shall provide their improvements necessary to restore access the program of work by the Permit Holder based on the tate of roadway and right-of-way restoration, including germaneat or temperary pavement. Wayne County may require that work be statisticated unit satisfactory backfilling of open intenders or eccavations has been completed and driveways, dide streets and dramage restored.

Restoration: The Permit Holder agrees to restore the County road and road right-of-way. County drain easement or County park property to a condition equal to or better than its condition before work under the permitted begin. If the Permit Holder fails to artisfactority restore the permitted work area, Wayne County may take all practical actions necessary to provide reasonably safe and convenient public travel, presentation of the resultway and dranage, prevention of sent erosion and sectioned to a during the permitted work area, wayne county have to aluming property waters caused by the permitted work area, and during the tradition of the resultway is and created by the permitted activity. Security in the form of task, a certified check or surely bond thall be required to secure the cont of restoring the character parties of the accurate that a susceptable set control of the secure the cont of restoring the character in the right-of-way to an acceptable set condition. The antourt of the secure the cont of restoring the character in the right-of-way to an acceptable set condition sumfar to the condition that existed prior of the permit.

Acceptance Acceptance by the County of work performed does not relieve the Permit Holder of full responsibility for work performed of the presence of the permitted facility. The Permit Holder acknowledges that the County has no hability for the presence of the Permit Holder's facility forstend within the County trad tight-of-way, County durin essentent or County park property.

Permit Explication and Extension of Time. All wests authorized by the permit shall be completed to the satisfaction of the Permit Office on or before the expiration date specified in the permit. Any request fut an extension of time for completion shall be on a completed County form and shall demonstrate good cause for granting the request. Additional requirements may be imposed as a condition of an extension of time due to searenial limitation, changes to materials or construction methods, teestablishment of fees, bonds, deposits and insurance requirements.

Responsibility The design, construction, operation and mantenance of all work covered by the permit shall be at the Permit Holder's expense with the exception that the Permit Holder will not be responsible for national widenings out windar facilities which become part of the County roadway.

Revication - the permit may be suspended or revoked at the will of the County. Upon order of the County, the Permit Holder shall surrender the permit, cease operations and remove, after or relocate, in their expense, the facilities for which the permit two granted. The Permit Holder expressly waixes any right to claim damages for compensation resulting from the revocation of the permit.

Violation The County may declate the permit outland void if the Permit Holder violates the terms of the permit. The County may require immediate removal of the Permit Holder's facilities and restoration of the County property, or the County may require immediate removal of the Permit Holder's facilities and restoration of the County property, or the County may require immediate removal of the Permit Holder's facilities and restore the County property at the Permit Holder's expense. The Permit Holder agrees that in the event of a violation of the terms of the permit expiration date, the County may use all or any portion of the performance bond to restore the County road right-of-way, datin exempted by the permit expiration date, the County may use all or any portion of the performance bond to restore the County road right-of-way, datin exempted. Wastewater facility or park preperty as necessary for reasonabily safe and efficient operations and maintenance, or to establish extraordinary maintenance procedures as required to assure reasonabily safe and efficient operations of the County field.

Impection and Testing of Materials. Wayne County reserves the right of inspection and the testing of materials by its anhorized representatives of all permitted activities and/or activities within the road right-of-way. County awared property or within a County drain easement. All items identified by the final inspection shall be resolved prior to release of the permit. All materials and methods utilized during the county of the authorized permit work shall meet the requirements of the current MDOT standard Specifications. For Construction as modified by Wayne County Special Provisions, Standard Plans for Permit Construction and his manuel. The Permit Polder shall meet Wayne County for all requirements and testing of materials.

Drsign. The Permit Helder is fully responsible for the design of the permitted facility, such that the design shall be consistent with all applicable County standards, specifications, guidelines, requirements and with good engineering gratice. Any errors in the plans that become evident allor the issuance of a permit, and which change the scope of permitted work, are subject to review and may be grounds for revocation of the permit. The Permit Office will not relieve the Permit Holder of the responsibility of correcting errors, deficiencies, or omissions due to oversight or unforestern contingencies such as faulty dramage, poor suboil conditions or the failure of the removable or unstale or outside the plan area.

Drainage Drainage shall not be altered to flow into the road right-of-way or road drainage system notest approved by Wayne County

Permit Halder Compliance. The Permit Holder shall abide by the conditions and luminations contained on the permit and all other conditions listed within the WCDPS Bules, Specifications and Procedures for Construction Permits. The application of any work undertaken under the permit Holder's agreement to the Provision.

MODEL COMMUNITY RESOLUTION AUTHORIZING EXECUTION OF WAYNE COUNTY PERMITS

Resolution	No		·····			
At a Regular	Meeting of	the			(Nar	ne of
Community	Governing	Board)	on	 (date),	the	following
resolution w	as offered:					

WHEREAS, the _______ (hereinafter the "Community") periodically applies to the County of Wayne Department of Public Services, Engineering Division Permit Office (hereinafter the "County") for permits to conduct emergency repairs, annual maintenance work, and for other purposes on local and County roads located entirely within the boundaries of the Community, as needed from time to time to maintain the roads in a condition reasonably safe and convenient for public travel;

WHEREAS, pursuant to Act 51 of 1951, being MCL 247.651 *et seq.*, the County permits and regulates such activities noted above and related temporary road closures;

NOW THEREFORE, BE IT RESOLVED, in consideration of the County granting such permit (hereinafter the "Permit"), the Community agrees and resolves that:

Any work performed for the Community by a contractor or subcontractor will be solely as a contractor for the Community and not as a contractor or agent of the County. Any claims by any contractor or subcontractor will be the sole responsibility of the Community. The County shall not be subject to any obligations or liabilities by vendors and contractors of the Community, or their subcontractors.

The Community shall take no unlawful action or conduct, which arises either directly or indirectly out of its obligations, responsibilities, and duties under the Permit which results in claims being asserted against or judgment being imposed against the County, and all officers, agents and employees thereof pursuant to a maintenance contract. In the event that same occurs, for the purposes of the Permit, it will be considered a breach of the Permit thereby giving the County a right to seek and obtain any necessary relief or remedy, including, but not by way of limitation, a judgment for money damages.

With respect to any activities authorized by Permit, when the Community requires insurance on its own or its contractor's behalf, it shall also require that such policy include as named insured the County of Wayne and all officers, agents and employees thereof.

The incorporation by the County of this Resolution as part of a permit does not prevent the County from requiring additional performance security or insurance before issuance of a Permit.

This Resolution stipulates that the requesting Community shall, at no expense to Wayne County, provide necessary police supervision, establish detours and post all necessary

signs and other traffic control devices in accordance with the Michigan Manual of Uniform Traffic Control Devices.

This Resolution stipulates that the requesting Community shall assume full responsibility for the cost of repairing damage done to the County road during the period of road closure or partial closure.

This Resolution shall continue in force from the date of execution until cancelled by the Community or the County with no less than thirty (30) days prior written notice to the other party. It will not be cancelled or otherwise terminated by the Community with regard to any Permit which has already been issued or activity which has already been undertaken.

The Community stipulates that it agrees to the terms of the County of Wayne permit at the time a permit is signed by the Community's authorized representative.

BE IT FURTHER RESOLVED, that the following individual(s) is/are authorized in their official capacity as the Community's authorized representative to sign and so bind the Community to the provisions of any and all permits applied for to the County of Wayne, Department of Public Services Engineering Division Permit Office for necessary permits from time to time to work within County road right-of-way or local roads on behalf of the Community.

Name	Title
I HEREBY CERTIFY that the foregoing is a tru	ue and correct copy of a resolution adopted
by the [Board of Trustees/City Council] of the	
(name of Community), County of Wayne, Mich	ligan, on

#305299-v2



Warren C. Evans County Executive

December 8, 2022

City of Grosse Pointe Woods 20025 Mack Plaza Dr Grosse Pointe Woods, MI 48236-2343

RE: A-23109 2023 Annual Permit Package Wayne County Department of Public Services Engineering Division – Permit Office

Attention: James Kowalski

Enclosed is your Wayne County Annual Permit package. In an effort to expedite the process Wayne County DPS Engineering Division Permit Office is combining the Annual Maintenance Permit, Annual Pavement Restoration Permit, and Annual Special Events Permit into on single application.

- 1. <u>Annual Maintenance Permit:</u> The annual permit authorizes the permit holder to occupy Wayne County road right-of-way for the purpose of inspection, repair and routine maintenance of the following facilities which are under its jurisdiction:
 - a. Sanitary sewer inspection, repair and routine maintenance;
 - b. Water main inspection, repair, routine maintenance and installation of residential and commercial water service connections (two-inch maximum diameter);
 - c. Other utilities (i.e. natural gas, electric or fiber optic;
 - d. Application of dust palliatives; and
 - e. Repair and replacement of existing sidewalks.
- 2. <u>Annual Pavement Restoration Permit:</u> The annual permit authorizes the permit holder to occupy Wayne County road right-of-way for the purpose of pavement repair and restoration.
- 3. <u>Annual Permit for Special Events:</u> The annual permit grants preliminary authorization to a municipality to perform the following:
 - a. Temporarily close a county road for a reasonable length of time for a parade, marathon, festival or similar activity;
 - b. To use a county road as a detour for traffic around such activity taking place on a non-county road; and/or
 - c. Place a temporary banner within the County right-of-way.

2023 Annual Permits Package Wayne County Department of Public Services Engineering Division – Permit Office Page 2 of 3



In addition to the Annual Permit, this package also includes the applicable following attachments, which are incorporated by reference into the permit:

- A. Scope of Work and Conditions for Municipal Maintenance Permits, if applicable
- B. Annual Special Events Attachment for Municipalities, if applicable
- C. Banner Attachment for Municipalities, if applicable
- D. General Conditions and Limitations of Permits, if applicable
- E. Indemnity and Insurance Attachment, if applicable
- F. Model Community Resolution, if applicable

As a condition of the municipal annual permit, the County requires that the governing body pass a blanket resolution of approval which accomplishes the following:

- A. Agrees to fulfill all permit obligations and conditions
- B. To the extent allowed by law, hold harmless and defend Wayne County and its officials and employees against any and all damage claims, suits or judgments of any kind or nature arising as a result of the permitted activity
- C. Designates and authorizes an appropriate official of the requesting municipality to sign the permit on its behalf.

Additionally, the Permit Office requires that each municipality provide a written request on municipal letterhead at least (10) ten business days prior to the commencement of a road closure and/or banner placement. The written request should include all required information as specified in the appropriate attachments, "Annual Special Events for Municipalities" or "Annual Attachment for Banners". Upon approval, the permit office shall issue a permit authorizing the special event activities.

***For all Annual Permits please review the insurance attachment carefully, since the insurance requirements have been recently updated.

The WCDPS Permit Office has published its manual, *Rules, Specifications and Procedures for Permit Construction.* This manual replaces the Permit Specifications Document which was attached to annual permits in previous years. The manual is also incorporated by reference into this annual permit and is available online at:

http://www.waynecounty.com/dps/construction_permits.htm

Please return the original permit, signed and dated by the person authorized and designated by the resolution, along with a certified copy of the resolution and a copy of your certificate of insurance, consistent with the requirements transmitted in this package.

2023 Annual Permits Package Wayne County Department of Public Services Engineering Division – Permit Office Page 3 of 3



Type the name of the designated signer below the signature line and submit these documents to:

Wayne County Department of Public Services Permit Office Attn: Ms. Randa Saghir 33809 Michigan Avenue Wayne, MI 48184

Once received, the Permit Coordinator will validate your permit and return an executed copy to you for your files.

The Scope of Work and Conditions for Municipal Maintenance Permits requires that the Permit Holder submit <u>monthly</u> reports of all work performed under this permit. These reports should be faxed to **734.595.6356**.

Once received, an executed copy will be returned to you for your files. If you have any questions regarding this Annual Permit, please contact me at **734.858.2757**

Respectfully Submitted,

Kande de Sq2-

Randa Saghir Administration Management

C: file

Attachments: Annual Permit Scope of Work and Conditions for Municipal Maintenance Permits Annual Special Events Attachment for Municipalities Banner Attachment for Municipalities General Conditions and Limitations of Permits Indemnity and Insurance Attachment Model Community Resolution

PERMIT OFFICE 33809 MICHIGAN AVE WAYNE, MI 48184,	AN AVE 8184,		PERMIT NO A-23109	
PHONE (734) 595-6504 FAX (734) 595-6356			ISSUE DATE	EXPIRES
72 HOURS BEFORE ANY CONSTRUCTION, CALL Various Staff	WAYNE	COUNTY	1/1/2023 REVIEW No	12/31/2023
(734) 595-6504, Ext: 2009 FOR INSPECTION DEPARTMENT OF PUBLIC SERVICES PERMIT TO CONSTRUCT, OPERATE, USE AND/OR MAINTAIN			the second s	79349
PROJECT NAME GROSSE POINTE WOODS - PAV		ная топра на на на на на на наказана наказана маказана и на области у дек тору раско укол ⁵⁵ 00 около и со наказа	(my) and the second	
LOCATION			CITY/TWP	an a statement of a support of the state
VARIOUS			GROSSE POINTE	WOODS
PERMIT HOLDER		CONTRACTOR		
CITY OF GROSSE POINTE WOO 20025 MACK PLAZA DR GROSSE POINTE WOODS, MI 44				
CONTACT		CONTACT		
JAMES KOWALSKI		<blank></blank>		
DESCRIPTION OF PERMITTED ACTIVITY	(72 HOURS BEFORE YOU DIG, CAL	MISS DIG 1-800-482-7161, www.missdig.org	n	$X_{\rm eff} = 0.01$, where $X_{\rm eff} = 0.01$
		S WITHIN THE RIGHT-OF-WAY OF VAR S AND PROCEDURES MANUAL & WAY		

AT LEAST 72 HOURS PRIOR TO CONSTRUCTION, THE PERMIT HOLDER SHALL SUBMIT WRITTEN NOTICE OF CONSTRUCTION, INCLUDING THE LOCATION AND DATE OF THE WORK ALONG WITH CONSTRUCTION PLANS TO THE PERMIT OFFICE FOR APPROVAL.

THE FINAL AREA OF ANY PAVEMENT TO BE REPLACED AND/OR OVERLAID SHALL BE DETERMINED AND MARKED OUT BY THE COUNTY.

FOR EACH PROJECT, ALL ACTUAL PLAN REVIEW AND INSPECTION COSTS, INCLUDING OVERTIME, SUPERVISION, TESTING OF MATERIALS AND EMERGENCY WORK, IF REQUIRED, SHALL BE BILLED TO THE PERMIT HOLDER ON A MONTHLY BASIS.

ANY ROAD CLOSURE SHALL BE IN COMPLIANCE WITH THE MICHIGAN MANUAL OF TRAFFIC CONTROL DEVICES, HTTP://MUTCD.FHWA.DOT.GOV

THE ATTACHMENTS LISTED BELOW ARE INCORPORATED BY REFERENCE AS PART OF THE CONDITIONS OF THIS PERMIT.

FINANCIAL SUMMARY		DEPOSITOR	APPROVED PLANS PREPARED BY
PERMIT FEE PLAN REVIEW FEE PARK FEE OTHER FEE	\$0 00 \$0 00 \$0 00 \$0 00		PLANS APPROVED BY DATE PLANS APPROVED 1/1/2023
BOND INSPECTION DEPOSIT OTHER BOND TOTAL COSTS	50 CO 50 CG 50 CO 50 CO	LETTER OF CREDIT DEPOSITOR	REQUIRED ATTACHMENTS GENERAL CONDITIONS INDEMNITY AND INSURANCE ATTACHMENT RULES, SPECIFICATIONS AND PROCEDURES FOR PERMIT CONSTRUCTION - AVAILABLE ONLINE AT
TOTAL CHECK AMOUNT	\$0.00		www.waynecounty.com/dps_engineering_cpollice.htm
CASHIER	DATE 1/1/2023	1 ;	(PERMIT VALID ONLY IF ACCOMPANIED BY ABOUE ATTACHMENTS)

In consideration of the Permit Holder and Contractor agreeing to abide and conform with all the terms and conditions herein, a Permit is hereby issued to the above named to Construct, Operate, Use and/or Maintain within the Road Right of Way, County Easement, and/or County Property. The permitted work described above shall be accomplished in accordance with the Approved Plans, Maps, Specifications and Statements filed with the Formit Office which are integral to and made part of this Permit. The General Conditions as well as any Required Attachments are incorporated as part of this Permit.

WAYNE	COUNTY	DEPARTMENT	OF P	UBLIC	SERVICES

JAMES KOWALSKI PERMIT HOLDER / AUTHORIZED AGENT	DATE	
<8LANK>	DATE	VALIDATED BY

CONTRACTOR / AUTHORIZED AGENT

DATE

PREPARED BY



Wayne County Department of Public Services Engineering Division – Permit Office

Conditions & Limitations of Permits

Plan Approval and Specifications: All work performed under the permit shall be done in accordance with the approved plans, specifications, mapt, statements and special conditions filed with the County and shall comply with Wayne County Specifications, as defined in the current Right County Roles, Specifications on Proceedings for County Roles, and other WCDPS Specifications, mapt, statements and special conditions filed with the County and shall comply with Wayne County Specifications, as defined in the current Right County Roles, Specifications on Proceedings for County Roles, and other WCDPS specifications and specifications on problem which excurs as a result of the construction, operation, use and/or maintenance of the facility on the right-of-way and is not covered by the approved by the Permit Voltes and approved by the Permit Office and specifications is obtained from the Permit Office.

Feet: The Permit Holder shall be responsible for all fees and costs incurred by the County in connection with the permit and shall deposit payment for fees and ensist as determined by the County at the time the permit is issued.

Bond: The Permit Holder shall furnish a bond in cash or Certified check in an announ acceptable to the County to guarantee performance under the conditions of the permit. The County may me all or any portion of the bond which shall be necessary to cover any expense, including inspectine coust or damage incurred by the County through the granting of the permit. Should the bond be insufficient to cover the expenses and damages incurred by the County, the Permit Holder shall pay such deficiency upon billing by the County. If the bond amount exceeds the expenses and damages incurred by the County, the excess performance bond provided for herein, when it cannot be returned, shall be deposited into the County Rind Fund and hecome a part thereof, unless claimed by the Depositor within one year of the date of satisfactory completion of the construction authorized by the permit.

Insurance The Permit Holder shall furnish proof of liability and property damage insurance in the form and amounts acceptable to the County with Wayne County named as an insured party. The Permit Holder shall maintum this insurance until the permit is released, revoked or cancelled by the County.

Indemnification / Hold Hurmfess: Sub-Section 1 herein applies to all Permit Holders except Municipalities. Sub-Section 2 herein applies to Municipalities only

- 1 To the extent allowed by law, the Permit Holder shall indomnity, hold hamiess and defend Wayne County, its Department of Public Services, its officials and entployees against any and all claims, suits and judgments to which the County, the Department, its officials and entployees against any and all claims, suits and judgments to which the County, the Department, its officials and entployees may be subject and for all costs and actual attorney fees which may be incurted on account of injury to persons or damage to property, including property of the County, whether due to negligence of the Permit Holder or to the joint negligence of the Permit Holder and the County, and all work performed under the permit, or in connection with work not architectured by the permit, or resulting from failure to comply with the terms of the permit end is going out of the continued existence of the work product that is the subject of the permit. This hold hamless provision must not be construed as waiver of any governmental informatively by the County.
- 2 To the extent allowed by law, the Municipality as Pernit Holder shall hold harmless and defend Wayne County, its Department of Public Services, its officials and employces, for the Municipality's own negligence, toutious acts, errors, or unissions, and the acts, errors, or unissions of any of its employees, on account of injury to persons or damage to propeny, including property of the County, aming out of any and all work performed under the permit, or in connection with work not authorized by the permit, or resulting from failure to comply with the terms of the permit or arising out of the continued existence of work product that is the subject of the permit. Sub-account allowed applies to constructors, consoltants, consoltants, or agents of the Municipality. This hold barnless provision must not be construed as a waiver of any governmental immunity by the County or the Municipality's, as provided by caute or modified by court decisions.

Permit on Site: The Permit Helder shall keep available a copy of the permit and any associated approved plans on site during permitted activities

Nutification for Start and Completion of Wark: The permit shall not become operative unit it has been fully executed by the County. The Permit Holder shall notify the County before starting construction and shall notify the County when work is dompleted. The Permit Holder or their representative shall have cupies of the executed permit and approved plans in their possession on the job site at all times.

- 1 The Permit Holder shall provide at least three (1) days indvanced notice, excluding Saturdays, Sandays and holidays, to the Permit Office prior to the commencement of any permitted activities by submitting a START OF WORK NOTIFICATION form by mail, fax or e-mail. In certain instances, additional notice may be required by the Permit Office. In the event that construction work ceases for a period of time, then the Permit Holder shall notify the Wayne County Inspector at Least 24 hours prior to resuming work.
- 2 The Permit Hulder shall comply with all requirements of the Miss Dig Statute, MEL §160 701 et veq , as amended. The Permit Helder shall call "MISS_DIG", at (800) 482-7161, at least 72 hours, excluding: Statadays, Sundays and holidays, but not more than twenty-tote (21) calendar days, before starting any indergregind work. The Permit Helder assumes all responsibility for damage to or interruption of undergranind utilities.
- 3 The Pennit Holder shall call Wayne County Department of Public Services' Traffic Operations Office at (734) 955-2154, at least 72 hours prior, evoluting Saturdays, Sundays and holidays, but not more than twenty-one (21) calendar days, before starting any underground work in the vicinity of any traffic signal equipment owned, operated or maintained by Wayne County

Safety. The Permit Holder agrees that all work under the permit shell be performed in a safe manner and to keep the area affected by the permit in a safe condition until the work is completed and accepted by the County The Permit Holder shall furnish, install and maintain all receivance with the current Matoual on Uniferry. Faffe Control Devices (MUCO) The Permit Holder shall conduct all activities and maintain all facilities as saf forth in the permit in a manner so as not to damage, impair, interfere with, or obstruct a public read or create a foreseenble risk of herm to the traveling public. The Permit Holder shall conduct all activities and maintain all facilities as saf forth in the permit in a manner so as not to damage, impair, interfere with, or obstruct a public read or create a foreseenble risk of herm to the traveling public. The Permit Holder shall comply with all applicable OSHA and MIOSHA requirements.

Underground Utilities The Permit Holder shall contact all utility owners regarding their facilities prior to starting work and shall comply with all applicable provisions of Act 51, Public Acts of 1974, as amended. Wayne County makes no warranty either expressed or implied as to the condition or suitability of subsorface conditions or any existing facility which may be encountered during an excavation. The presence or absence of utilities is based on the best information available and the County is not responsible for the accuracy of this information. The Permit Holder assumes all responsibility for the interruption and damage to underground utilities. The Permit Holder is responsible for proper disposal, in accordance with current regulations, of any material exeavated from within the tight-of-way. Such responsibility for thous information within the tight-of-way. Such responsibility for thous information within the MDEQ or reported on spreprint release forms for underground socrate tanks.

Assignability. The permit is acither transferable nor assignable without the written consent of the County-

Limitation of Permit The Applicant and the Pointi Hulder shall be responsible for obtaining and shall secure any permits or permission necessary or required by taw from State, federal or other local governmental agencies and jurisdictions, corporations or individuals. These include, without limitation, those pertaining to drains, initial takes and streams, wetlands, wordlands, fined plains, filling, noise regulation and hours of operation. Issuance of a Wayne County permit does not automize activities inherwise regulated by State, federal or theal agencies.

Access of Other Vehicles The Permit Holder shall, at all times possible, maintain a minimum of one acceptable access to all abutting occupied properties, driveways and side streets unless otherwise specified on the approved plans. The Permit Holder shall notify all times possible, maintain a minimum of one acceptable access to all abutting occupied properties, driveways and side streets unless otherwise specified on the approved plans. The Permit Holder shall notice, five or emergines possible, maintain a minimum of one acceptable access the time program to acceptable access. The Fermit Holder shall notice, five or emergines possible, maintain a minimum of one acceptable access the time program to access the time program to access the time of the improvements necessary to ensure adequate access and the readway, driveway or steatored. The Permit Holder shall conduct all operations as to minimize inconvenience to abutting property universe. Wayne County reserves the right to reasonably results the progress of work by the Permit Holder based on the rate of roudway and right-of-way restoratione, including permanent or temporary payement. Wayne County may require that work be suspended until satisfactory backfilling of open trenches or excavations has been completed and driveways, side streets and draimage restored.

Restoration: The Pennis Holder agrees to restore the County road and med right-of-way, County drain easement or County park property to a condition equal to or better than its condition before work under the pennis began. If the Pernit Holder fails to satisfacurity restrict the pennised work area, Wayne County may take all practical actions necessary to provide reasonably safe and convenient pable travel, preservation of the roadway and drainage, prevention of toil erosion and sedimentation, and elimination of nuisance to abouting property owners caused by the permit field activity. Security in the form of east, a certified dock or surety hand shall be required to secure the cost of restoring bortion of the right-of-way to an acceptable safe condition. The amount of the security thall be determined by the Permit Holder. In the security to the security to the security and under the permit be protracted or that the work will not be completed by the Permit Holder, the Permit Holder shall restore the right-of-way to a condition similar to the condition that existed prior to issuance of the permit

Acceptance Acceptance by the County of work performed does not relieve the Permit Holder of full respansibility for work performed or the presence of the permitted facility. The Permit Holder acknowledges that the County has no fiability for the presence of the Permit Holder's facility located within the County coad right-of-way. County data casement or County path property.

Pernit Expiration and Extension of Time. All work authorized by the permit shall be completed to the sensitient of the Permit Office on or before the expiration date specified in the permit. Any request for an extension of time for completion shall be on a completed County form and shall demonstrate good cause for granting the request. Additional requirements may be imported as a condition of an extension finitations or other considerations. These additional requirements may include, without limitation, changes to materials or construction methods, reestablishment of fees, bonds, deposits and insurance requirements.

Responsibility. The design, construction, operation and maintenance of all work covered by the permit shall be at the Permit Holder's expense with the exception that the Permit Holder will not be responsible for maintaining road widenings or visitlat facilities which became part of the County toadway

Revocation. The permit may be suspended or revoked at the will of the County. Upon order of the County, the Permit Halder shall surrender the permit, cease operations and remove, alter or relocate, at their expense, the facilities for which the permit was granted. The Permit Holder expressly valves any right to claim damages for compensation resulting from the revocation of the permit.

Violation: The County may declare the permit null and void if the Permit Holder violates the terms of the permit. The County may require immediate removal of the Permit null and void if the Permit Holder's facilities and restances of the permit the county may require immediate removal of the Permit Holder's facilities and restances of the County property, or the County may remove the facilities and restances the county property at the Permit Holder's capense. The Permit falder agrees that in the event of a violation of the terms of the permit event the work authorized by the permit event of a violation date, the County may use all or any permit of the performance bond to restore the County road right-of-way, drain casement, watewater facility or park property as necessary for reasonably safe and efficient operations and maintenance, or to establish extraordinary maintenance procedures as required to assure reasonably safe and efficient operation of the County facility.

Inspection and Testing of Materials. Wayne County reserves the right of inspection and the testing of materials by its authorized representatives of all permitted activities and/or activities within the road right-of-way. County road property or within a County drain essentent. All items identified by the Edital aspection shall be resolved prior to release of the permit. All materials and methods utilized during the course of the authorized permit work shall meet the requirements of the current MDOT_Standard Specifications for Construction as modified by Wayne County Special Provisions, Standard Prans for Permit Construction and this manual. The Permit Edder shall reliable Wayne County for all required impections and testing of materials.

Design: The Permit Holder is fully responsible for the design of the permitted facility, such that the design shall be consistent with all applicable County standards, specifications, guidelities, requirements and with good engineering practice. Any critics in the plans that become evident after the issuance of a permit, and which change the scope of permitted work, are subject to review and may be grounds for revealed of the parmit. The Permit Office will not relieve the Permit Heider of the tesponsibility of correcting error, deficiencies, or antistions due to oversight or unforescent condingencies such as faulty drainage, poor subsol conditions or the failure of the permit Holder's engineer to show all the tested or pertinent conditions inside or outside the plan area.

Drainage. Drainage shall not be altered to flow into the road right-of-way or mad drainage system unless approved by Wayne County

Permit Holder Compliance. The Permit Holder shall abide by the conditions and limitations continued on the permit and off other conditions listed within the WUDPS Rules, Specifications and Procedures for Construction Permits. The application of any work undertaken under the permit shall constitute the Permit Holder's agreement to the Provision.



Wayne County Department of Public Services Engineering Division – Permit Office Indemnity and Insurance Attachment

To the extent allowed by law, the Permit Holder shall defend and hold harmless Wayne County, the Department of Public Services, its officials and employees against any and all claims, suits and judgments to which Wayne County, the Departments, its officials and employees may be subject and for all costs and actual attorney fees which may be incurred on account of injury to persons or damage to property, including County property. The Permit Holder shall provide this indemnity for any incident arising out of any and all activities performed under the permit or in connection with work not authorized by the permit, or resulting from the failure to comply with the terms of the permit, or arising out of the continued existence of the work product that is subject to the permit.

Certificates of insurance shall be required for all construction permits, excluding residential driveway permits. Each certificate of insurance and any associated correspondence shall reference the plan review number of the project. General liability and automotive liability insurance coverage shall be in amounts detailed below:

The general liability insurance coverage shall be in amounts not less than \$1,000,000 each occurrence and \$2,000,000 general aggregate. Proof of automobile liability shall be in amounts not less than \$1,000,000 combined single limit for each accident, bodily injury per accident, and property damage per accident, and in an amount not less than \$1,000,000 for bodily injury each person, each occurrence and property damage liability \$1,000,000 each occurrence.

The certificate of insurance must be provided by a person, the corporation, or by authorized representatives who signed personally either the application or permit. Insurance shall remain in force until the permit is released by Wayne County.

The Wayne County Department of Public Services shall be a Certificate Holder on the policy of insurance. Wayne County, drainage district, and its officers, agents and employees shall be named as additional insured parties. It is also required that the annual permit numbers are included on each certificate of insurance.

The insurance shall cover a period not less than the term of the permit and shall provide that it cannot be cancelled or reduced without thirty (30) days advance written notice to Wayne County, by certified mail, first-class, return receipt requested. The thirty (30) days shall begin on the date when the County received the notice, as evidenced by the return receipt.

Such insurance shall provide by endorsement therein for the thirty (30) day notice by the insurer to the Permit Office prior to termination, cancellation or material alteration of the policy.

Licensee agrees to make application for renewal thereof at least sixty (60) days before the expiration date of the policy then in force and to file a certified copy of such renewed policy with the Permit Office.

The policy shall also provide by endorsement for the removal of the contractual exclusion.

Should insurance coverage be cancelled or reduced below acceptable limits, or allowed to expire, the authorization to continue work under the permit shall be suspended or revoked and shall not resume until new insurance is in force and accepted by Wayne County. Wayne County may, in such cases, take appropriate action to restore or protect the road and appurtenances. All costs incurred by this action shall be deducted from any remaining inspection deposit, bond and/or Letter of Credit and, if necessary, the Permit Holder may be billed to defray actual expenses.

MODEL COMMUNITY RESOLUTION AUTHORIZING EXECUTION OF WAYNE COUNTY PERMITS

Resolution No.		
At a Regular Meeting of the	(Nan	ne of
Community Governing Board) on (date),	the	following
resolution was offered:		

WHEREAS, the _______ (hereinafter the "Community") periodically applies to the County of Wayne Department of Public Services, Engineering Division Permit Office (hereinafter the "County") for permits to conduct emergency repairs, annual maintenance work, and for other purposes on local and County roads located entirely within the boundaries of the Community, as needed from time to time to maintain the roads in a condition reasonably safe and convenient for public travel;

WHEREAS, pursuant to Act 51 of 1951, being MCL 247.651 *et seq.*, the County permits and regulates such activities noted above and related temporary road closures;

NOW THEREFORE, BE IT RESOLVED, in consideration of the County granting such permit (hereinafter the "Permit"), the Community agrees and resolves that:

Any work performed for the Community by a contractor or subcontractor will be solely as a contractor for the Community and not as a contractor or agent of the County. Any claims by any contractor or subcontractor will be the sole responsibility of the Community. The County shall not be subject to any obligations or liabilities by vendors and contractors of the Community, or their subcontractors.

The Community shall take no unlawful action or conduct, which arises either directly or indirectly out of its obligations, responsibilities, and duties under the Permit which results in claims being asserted against or judgment being imposed against the County, and all officers, agents and employees thereof pursuant to a maintenance contract. In the event that same occurs, for the purposes of the Permit, it will be considered a breach of the Permit thereby giving the County a right to seek and obtain any necessary relief or remedy, including, but not by way of limitation, a judgment for money damages.

With respect to any activities authorized by Permit, when the Community requires insurance on its own or its contractor's behalf, it shall also require that such policy include as named insured the County of Wayne and all officers, agents and employees thereof.

The incorporation by the County of this Resolution as part of a permit does not prevent the County from requiring additional performance security or insurance before issuance of a Permit.

This Resolution stipulates that the requesting Community shall, at no expense to Wayne County, provide necessary police supervision, establish detours and post all necessary

signs and other traffic control devices in accordance with the Michigan Manual of Uniform Traffic Control Devices.

This Resolution stipulates that the requesting Community shall assume full responsibility for the cost of repairing damage done to the County road during the period of road closure or partial closure.

This Resolution shall continue in force from the date of execution until cancelled by the Community or the County with no less than thirty (30) days prior written notice to the other party. It will not be cancelled or otherwise terminated by the Community with regard to any Permit which has already been issued or activity which has already been undertaken.

The Community stipulates that it agrees to the terms of the County of Wayne permit at the time a permit is signed by the Community's authorized representative.

BE IT FURTHER RESOLVED, that the following individual(s) is/are authorized in their official capacity as the Community's authorized representative to sign and so bind the Community to the provisions of any and all permits applied for to the County of Wayne, Department of Public Services Engineering Division Permit Office for necessary permits from time to time to work within County road right-of-way or local roads on behalf of the Community.

Name	Title
· · · · · · · · · · · · · · · · · · ·	
I HEREBY CERTIFY that the foregoing i	is a true and correct copy of a resolution adopted
by the [Board of Trustees/City Council] of	of the
(name of Community), County of Wayne	, Michigan, on

#305299-v2



Warren C. Evans County Executive

December 6, 2022

City of Grosse Pointe Woods 20025 Mack Plaza Dr Grosse Pointe Woods, MI 48236-2343

RE: A-23142

2023 Annual Permit Package Wayne County Department of Public Services Engineering Division – Permit Office

Attention: James Kowalski

Enclosed is your Wayne County Annual Permit package. In an effort to expedite the process Wayne County DPS Engineering Division Permit Office is combining the Annual Maintenance Permit, Annual Pavement Restoration Permit, and Annual Special Events Permit into on single application.

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- 2. <u>Annual Pavement Restoration Permit:</u> The annual permit authorizes the permit holder to occupy Wayne County road right-of-way for the purpose of pavement repair and restoration.
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 - a. Temporarily close a county road for a reasonable length of time for a parade, marathon, festival or similar activity;
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In addition to the Annual Permit, this package also includes the applicable following attachments, which are incorporated by reference into the permit:

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- A. Agrees to fulfill all permit obligations and conditions
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http://www.waynecounty.com/dps/construction_permits.htm

Please return the original permit, signed and dated by the person authorized and designated by the resolution, along with a certified copy of the resolution and a copy of your certificate of insurance, consistent with the requirements transmitted in this package.

2023 Annual Permits Package Wayne County Department of Public Services Engineering Division – Permit Office Page 3 of 3



Type the name of the designated signer below the signature line and submit these documents to:

Wayne County Department of Public Services Permit Office Attn: Ms. Randa Saghir 33809 Michigan Avenue Wayne, MI 48184

Once received, the Permit Coordinator will validate your permit and return an executed copy to you for your files.

The Scope of Work and Conditions for Municipal Maintenance Permits requires that the Permit Holder submit <u>monthly</u> reports of all work performed under this permit. These reports should be faxed to **734.595.6356**.

Once received, an executed copy will be returned to you for your files. If you have any questions regarding this Annual Permit, please contact me at **734.858.2757**

Respectfully Submitted,

Panou d. Sqr-

Randa Saghir Administration Management

C: file

Attachments: Annual Permit

Scope of Work and Conditions for Municipal Maintenance Permits Annual Special Events Attachment for Municipalities Banner Attachment for Municipalities General Conditions and Limitations of Permits Indemnity and Insurance Attachment Model Community Resolution

PERMIT OFFICE	WHILY OF	PERMIT No	
33809 MICHIGAN AVE		A-231	142
WAYNE, Mi 48184, PHONE (734) 595-6504		ISSUE DATE	EXPIRES
FAX (734) 595-6356		1/1/2023	12/31/202
72 HOURS BEFORE ANY	1796 114		
CONSTRUCTION, CALL Various Staff (734) 595-6504, Ext: 2009	WAYNE COUNTY DEPARTMENT OF PUBLIC SERVICES	REVIEW No	WORK ORDER
GROSSE POINTE WOODS - SPE	PERMIT TO CONSTRUCT, OPERATE, USE AND/OR MAINTAIN	CITY/TWP	
FOR INSPECTION DIFCT NAME GROSSE POINTE WOODS - SPE DOCATION	a na antinana a sa sana ang ang ang ang ang ang ang ang ang	CITY/TWP	
OJECT NAME GROSSE POINTE WOODS - SPE	a na antinana a sa sana ang ang ang ang ang ang ang ang ang	CITY/TWP GROSSE POINTE	WOODS
D.IFCT NAME GROSSE POINTE WOODS - SPE DCATION	a na antinana a sa sana ang ang ang ang ang ang ang ang ang		WOODS
DIFCT NAME GROSSE POINTE WOODS - SPE DCATION VARIOUS	ECIAL EVENTS CONTRACTOR		WOODS
OJECT NAME GROSSE POINTE WOODS - SPE OCATION VARIOUS RMIT HOLDER	ECIAL EVENTS CONTRACTOR		WOODS
OUFCT NAME GROSSE POINTE WOODS - SPE OCATION VARIOUS RMIT HOLDER CITY OF GROSSE POINTE WOO	CIAL EVENTS CONTRACTOR		WOODS
OUFCT NAME GROSSE POINTE WOODS - SPE DEATION VARIOUS RMIT HOLDER CITY OF GROSSE POINTE WOO 20025 MACK PLAZA DR	CIAL EVENTS CONTRACTOR		
OJECT NAME GROSSE POINTE WOODS - SPE DICATION VARIOUS RMIT HOLDER CITY OF GROSSE POINTE WOO 20025 MACK PLAZA DR GROSSE POINTE WOODS, MI 4	ECIAL EVENTS DDS 18236-2343		WOODS

REFER TO ATTACHEMENT: ANNUAL SPECIAL EVENTS PERMIT FOR MUNICIPALITIES TO CONDUCT PARADES, BLOCK PARTIES, MARATHONS, CELEBRATIONS AND FESTIVALS.

PERMIT TO INSTALL BANNERS WITHIN THE COUNTY ROAD RIGHT-OF-WAY. EACH REQUEST FOR A BANNER SHOULD BE SUBMITTED ONE MONTH PRIOR TO INSTALLMENT FOR APPROVAL.

PLEASE REFER TO ATTACHMENT: ANNUAL PERMIT FOR MUNICIPAL BANNERS

PERMIT HOLDER SHOULD CONTACT/INFORM THE LOCAL POLICE, HOSPITAL, FIRE MARSHAL, SCHOOL AND ANY OTHER LOCAL AGENCIES ARE/MAY BE AFFECTED BY THIS ROAD CLOSURE THREE (3) BUSINESS DAYS PRIOR TO SCHEDULED CLOSURE.

THE PERMIT HOLDER SHOULD CONTACT THE WAYNE COUNTY TRAFFIC OFFICE AT (734) 955-2154 THREE (3) WORKING DAYS PRIOR TO ANY CLOSURE.

THE CONTRACTOR/PERMIT HOLDER WILL SET UP AND MAINTAIN ALL BARRICADING AND SIGNS IN ACCORDANCE WITH THE MICHIGAN MANUAL OF UNIFORM TRAFFIC CONTROL DEVICES (HTTP://MUTCD.FHWA.DOT.GOV) AND WILL BE THE RESPONSIBILITY OF THE PERMIT HOLDER.

ALL ATTACHMENTS ARE INCORPORATED BY REFERENCE AS PART OF THIS PERMIT.

FINANCIAL SUMMARY	a a second the second the	DEPOSITOR	APPROVED PLANS PREPARED BY
PERMIT FEE PLAN REVIEW FEE PARK FEE OTHER FEE	\$0 00 \$0 00 \$0 00 \$0 00 \$0 00		PLANS APPROVED BY DATE PLANS APPROVED 1/1/2023
BOND INSPECTION DEPOSIT OTHER BOND	\$0.00 \$0.00 \$0.00	LETTER OF CREDIT DEPOSITOR	REQUIRED ATTACHMENTS GENERAL CONDITIONS ANNUAL ROAD SPECIAL EVENTS FOR MUNICIPALITIES
TOTAL COSTS	\$0.00		ANNUAL BANNER PERMIT ATTACHMENT FOR MUNICIPALITIES
TOTAL CHECK AMOUNT	naga an		SAMPLE COMMUNITY RESOLUTION RULES, SPECIFICATIONS AND PROCEDURES FOR PERMIT CONSTRUCTION - AVAILABLE ONLINE AT
CASHIER	\$0.00 DATE		www.waynecounly.com/dps_engineering_cpoffice.htm
	1/1/2023		(PERMIT VALID OMLY IF ACCOMPANED BY ABOVE ATTACHMENTS)

In consideration of the Permit Holdor and Contractor agreeing to abide and conform with all the terms and conditions herein, a Permit is hereby issued to the above named to Construct, Operate, Use and/or Maintain within the Road Right of Way, County Easement, and/or County Property. The permitted work described above shall be accomplished in accordance with the Approved Plans, Maps, Specifications and Statements filed with the Permit Office which are integral to and made part of this Permit. The General Conditions as well as any Required Atlachments are incorporated as part of this Permit.

WAYNE COUNTY DEPARTMENT OF PUBLIC SERVICES

JAMES K	OWALSKI	DATE
PERMIT H	OLDER / AUTHORIZED AGENT	

PREPARED BY



Wayne County Department of Public Services Engineering Division – Permit Office

Annual Special Events for Municipalities Road Closure/Detour Guidelines

An Annual Permit granting permission to temporarily close a County road for a reasonable length of time for a parade, marathon, celebration, festival or similar activity, or to use a County road as a detour for traffic around such activity taking place on a non-County road may be issued by the Permit Office to a governing body of a city, incorporated village or township.

A permit, granting authorization to close County roads and to set detours over County roads may be issued if an annual Special Events Permit was previously executed with an associated blanket resolution. For each event, the Permit Holder shall submit a written request at least ten (10) business days prior to the commencement of a road closure. Each request shall be submitted on municipal letterhead and include the following information:

- a) The nature of the activity for which the permit is requested;
- b) The dates and times it is proposed to close and reopen the County road to traffic;
- c) The roads and/or portions of roads to be closed;
- d) The proposed detour route or routes, including a map if necessary to clearly describe the proposed detour.

The written request shall be sent to the following offices:

Wayne County Permit Office 33809 Michigan Ave Wayne MI 48184 Wayne County Division of Roads Traffic Operations Office 29900 Goddard Road Romulus MI 48242

Upon approval of the request, a permit will be issue authorizing the special event activities.

Permit Conditions:

- All roads temporarily closed under the permit shall be County local roads, as certified under Act 51, P.A. 1951, with residential frontage exclusive of section line (mile roads), quarter section line (collector roads) and border line roads.
- 2. Road closures authorized under the permit shall not be for the purpose of allowing private commercial activities such as advertising or the sale of goods, wares or produce.
- 3. The Permit Holder, at no expense to the County, shall provide any necessary police supervision.
- 4. Road closures authorized under the permit shall not have the effect of depriving property which is not adjacent to the section of road being closed from continuous uninterrupted access to the main public road system.
- 5. The closure or partial closure of the road and any detour route selected shall allow alternative routes for the reasonably safe and convenient movement of traffic.
- 6. Road closures authorized by the permit shall not exceed the approved duration, generally between 24 and 72 hours.
- 7. The Permit Holder shall, at no expense to the County, install, maintain and remove all traffic control devices required for the temporary road closure and detour routes.
- 8. All traffic control devices installed in conjunction with the road closure or partial closure and any detour route shall conform to the provisions of the current MMUTCD.
- 9. The Permit Holder shall, at its sole expense, immediately following conclusion of the permitted activity clean up and remove any litter, debris, refuse, etc., placed or left in the right-of-way as a result of the permitted activity. In the event that the Permit Holder fails to clean up as required, causing Wayne County to do the cleanup work, the Permit Holder shall reimburse Wayne County any costs incurred to restore the right-of-way.
- 10. The Permit Holder acknowledges that the County may, at its sole discretion, deny any road closure proposed under the permit.



Wayne County Department of Public Services Engineering Division – Permit Office Banner Attachment for Municipalities Guidelines

Pursuant to MCL §247.323, a permit for installation of any banner to be placed within or over County road right-ofway may be issued to a governing body of a city, incorporated village or township. Commercial signs shall not be permitted within the right-of-way of any road under the jurisdiction of the Wayne County.

A permit, authorizing the placement of banners within the County right-of-way may be issued if an annual Special Events Permit was previously executed with an associated blanket resolution. For each event, the Permit Holder shall submit a written request at least ten (10) business days prior to the placement of banner(s). Each request shall be submitted on municipal letterhead and include the following information:

- a) The activity in connection with which the banner is to be placed;
- b) The location of the proposed installation, including distance to overhead traffic control devices;
- c) A description of the banner, including any legend or symbol thereon;
- d) The height of any overhead banner from the road surface to its lowest point;
- e) The dates the banner will be erected and removed. This period shall not exceed a time specified by the Permit Office. An acceptable period of time for banners to be in place is a total of three (3) weeks, except for Holiday decorations which may be in place for eight (8) weeks;
- f) Such other information as the Permit Office may deem necessary.

Upon approval of the request, a permit will be issue authorizing the special event activities.

Design & Placement Requirements

- a) Any banner shall be designed, installed and located so as to avoid danger to those using the road or undue interference with the free movement of traffic or maintenance operations.
- b) Any banner shall be securely fastened so as to have a minimum bottom height of 18 feet above the surface of the traveled way, shall be placed no closer than 100 feet in advance of flashing beacons or traffic control signals and shall be placed so as to not obstruct a clear view of traffic lights, signals or other traffic control devices.
- c) Banners shall not be attached to trees.
- d) No banner shall have displayed thereon any legend or symbol which may in any way be construed to advertise or otherwise promote the sale of or publicize any merchandise or commodity, or which may be construed to be political in nature.
- e) No banner shall have displayed thereon any device that is or purports to be an imitation of, resembles or may be mistaken for a traffic control device or which attempts to direct the movement of traffic.
- f) No banner shall be above ground figures, signs or other structures, objects or devices whether lit or unlit.
- g) Decorations shall not include flashing lights, reflective materials or other devices that may distract motorists.

Permit Conditions

- a) Any authorization may be revoked by the Permit Office if the banner placement becomes dangerous to those using the road or unduly interferes with the free movement of traffic or maintenance operations.
- b) The city, village or township making application shall faithfully fulfill all permit requirements.

An addendum authorization may be revoked by the Permit Office upon failure to comply with any permit conditions.



Wayne County Department of Public Services Engineering Division – Permit Office

Conditions & Limitations of Permits

Plan Approval and Specifications: All work performed under the permit shall be done in accordance with the approved plans, specifications, maps, statements and special conditions filted with the County and shall comply with Wayne County Specifications, as defined in the current Wigner County Rules, Specifications, included as an attachment to this permit, the Wigner County Rules, Specifications, and other WCDPS specifications, and the MINIT Nonstant Specifications, for County Rules, Specifications, and other WCDPS specifications. Any situation or problem which accurs as a result of the construction, operation, use addor maintenance of the Foilth in the rule rule right-of-way and is not covered by the approved plans by the County's current Specifications and the Permit Holder as directed and approved by the Permit Office. Any significant change to the plans must be approved by the Permit Office and is authorized only when an approved addendum is obtained from the Permit Office.

Feet The Permit Holder shall he responsible for all fees and costs incurred by the County in connection with the permit and shall deposit payment for fees and costs as determined by the County at the firm the permit is issued

Hond: The Permit Holder shall formish a bond in eash or Certified check in an amount acceptable to the County to guarantee performance under the conditions of the permit. The County may use all or any portion of the bond which shall be necessary to cover any expense, including impection costs or damage incurred by the County through the granting of the permit. Should the band the insufficient to cover the expenses and damages incurred by the County. It the bond amount exceeds the expenses and damages incurred by the County, the excess performance bond provided for herein, when it cannot be returned, shall be deposited into the County Road Fund and become a part thereof, unless elaimed by the Deposition withit one year of the date of satisfactory completion of the contruction authorized by the Deposition.

Insurance The Period Holder shall futuresh proof of liability and property damage insurance in the form and amounts acceptable to the County with Wayne County named as an insured party. The Period Holder shall maintain this insurance until the period is released, revoked or cancelled by the County.

Indemnification / Hold Harmless, Sub-Section 1 herein applies to all Permit Uniders except Municipalities. Sub-Section 2 herein applies to Municipalities only

- 1 To the extent allowed by law, the Permit Holder shall indemnify, hold harmless and defend Wayne County, its Department of Public Services, its officials and employees against any and all claims, suits and judgments to which the County, the Department, its efficials and employees may be tubiced and for all costs and actual automay fees which may be incurred on account of (19,49) to persons or damage to property, offending property of the County, whether due to negligence of the Permit Holder on the joint negligence of the Permit Holder and the County, ansing out of any and all thains, not setting from failure to connection with work not authorized by the permit, or resulting from failure to compete your of the permit of the permit of any not of the continued existence of the work product that is the subject of the permit. This hold harmless provision must not be construed as a waiver of any governmental immunity by the County.
- 2 To the extent allowed by law, the Municipality as Permit Holder shall hold harmless and defend Wayne County, its Department of Public Services, its officials and employees, for the Municipality's own negligence, tortious acts, errors, or unissions, and the acts, errors, or omissions of any of its employees, on account of injury to persons as damage to property, including property of the County, arising out of any and all work performed under the permit, or in cannedian with work not authorized by the permit, or resulting from failure to comply with the terms of the permit or arising out of the continued existence of work product that is the subject of the permit structures, as provided by statute or modified by caurt decisions.

Permit on Site: The Permit fielder shall keep available a copy of the permit and any associated approved plans on site during permitted activities

Notification for Start and Completion of Work. The permit shall not become operative until it has been fully executed by the County. The Permit Holder shall notify the County hefore starting construction and shall notify the County when work is completed. The Permit Holder or their representative shall have copies of the executed permit and approved plans in their possession on the jub site at all times.

- 1 The Permit Holder shall provide at least three (1) days advanced mulee, excluding Saturdays, sundays and holidays, to the Permit Office prior to the continencement of any permitted activities by submitting a START OF WORK NOTIFICATION form by mail, fax or e-mail. In certain instances, additional natice may be required by the Permit Office. In the event that construction work ceases for a period of time, then the Permit Holder shall notify the Wayne County Inspector at least 24 hours prior to resonning work.
- 2 The Vermit Holder shall comply with all requirements of the Miss Dig Statute, MCL \$460 701 et seq., as owended. The Permit Holder shall call "MISS DIG", at (800) 482-7161, at least 72 hours, excluding, Statuteys, Sundays and Initidays, but ont more than twenty-one (21) extender days, before starting any underground work. The Permit Holder assumes all responsibility for damage to or invertupion of underground utilities.
- 3 The Permit Holder shall call Wayne County Department of Public Services' Traffic Operations Office at (734) 955-2154, at least 72 hours prior, excluding Saturdays, Sundays and balidays, but not nicro than twenty-une (21) calendar days, before starting any underground work in the vicinity of any staffic signal equipment owned, operated or maintained by Wayne County

Safety The Permit Holder agrees that all work under the permit shall be performed in a safe manner and to keep the area affected by the permit in a safe condition until the work is completed and accepted by the County The Permit Holder shall fathish, install and maintain all necessary maffic controls and protection which are in accordance with the current Manual on Uniform Traffic Control (betwees (MUTCO)). The Permit Holder shall conduct all activities and maintain all facilities as set for the permit in a manner so as not to damage, impair, interfere with, or ebstruct a public road or create a foreseeable risk of harm to the traveling public. The Permit Holder shall comply with all applicable OSHA and MOSHA requirements.

Underground Utilities: The Permit Holder shall contact all utility owners regarding their facilities prior to starting work and shall comply with all applicable provisions of Act 51, Public Acts of 1974, as an ended. Wayne County makes no warranty either expressed or implied as to the condition or suitability of vabsurface conditions or any existing facility which may be encountered during an exeavation. The presence or ubscence of utilities is based on the best information available and the County is not responsible for the accuracy of this information. The Permit Holder assumes all responsibility for the interruption and damage to underground utilities. The Permit Holder is responsible for project disposal, in accordance with equations, of any material excursted from within the right-to-9-way. Such materials include, without limitation, toils or groundwater contaminated by petroleum products or other pollutants associated with sites identified by the MDEQ or reported on appropriate release forms for anderground storage tasks.

Assignability - The permit is neither transferable nor assignable without the written consent of the County

Limitation of Permit - The Applicant and the Permit Holder shall be responsible for obtaining and shall secure any permits or parmits or parmits or required by law from State, federal or other local governmental agencies and jurisdictions, comportations or individuals. These include, without limitation, those perturbing in drains, inland takes and streams, wedlands, flood plains, filling, noive regulated by State, federal or local agencies.

Access of Other Vehicles — the Permit Holder shall, at all times possible, maintain a minimum of one acceptable access to all abutting occupied properties, driveways and side streets unless otherwise specified on the approved plans. The Permit Holder shall notify all owners or occupants of properties whose access may be temporarily disrupted during the permitted work. The local police, fire or emergency service shall define access the final notice access where the more access the final notice access where access the final notice access where the remote the termit Holder shall note the improvements necessary to ensure adequate access and the tradeway, driveway or side street is restored. The Permit Holder shall provide access where the improvements necessary to ensure adequate the suspender access and the tradeway restored the Permit Holder shall provide access and permitted access and the tradeway and right of-way restored the progress of work by the Permit Holder based on the rate of roadway and right-of-way restoration, including permanent or temporary pavement. Wayne County may require that work be suspended until satisfactory backtilling of open trenches or excavations has been completed and driveways, side streets and drainage restored.

Restoration. The Permit Holder agrees to restore the County road and road tight-of-way, County drain easement or County park properly to a condition equal to or better than its condition before work under the permit began. If the Permit Holder fails to satisfactorily restore the permitted work area, Wayne County may take all practical actions necessary to provide reasonably safe and convenient public travel, presention of the roadway and drainage, prevention of soil erosion and sedimentation, and elimination of nuisance to abouting property owners caused by the permitted activity. Secontry in the form of cash, a certified bedew variety bond shall be required to secure the cost of restoring the distanted postion of the input of way to an acceptable site avoid into the security hall be determined by the Permit Holder, the Permit Holder, the Permit Holder shall restore the right-of-way to a condition that existed prior to issuance of the permit

Acceptance Acceptance by the County of work performed does not relieve the Permit Holder of full responsibility for week performed of the permitted facility. The Permit Holder acknowledges that the County has not inhibitily for the presence of the Permit Holder's facility herated within the County mad right-of-way. County drain easement or County park property.

Permit Expiration and Extension of Time All work authorized by the permit shall be completed to the satisfaction of the Permit Office on or before the expiration date specified in the permit. Any request for an extension of time for completion shall be on a completed County form and shall demonstrate good eases for granting the request. Additional requirements may be imported as a condition of an extension of time due to seasonal limitations of other considerations. These additional requirements may include, without himitation, changes to materials or construction methods, recutablishment of fees, bonds, deposits and insurance requirements.

Responsibility The design, construction, operation and maintenance of all work covered by the pennit shall be at the Pennit Holder's expense with the exception that the Pennit Holder will not be responsible for maintaining road widenings or similar facilities which become part of the County readivay.

Revocation The permit may be suspended or nevoked at the will of the County. Upon order of the County, the Permit Holder shall sutrender the permit, ocase operations and remove, after or relocate, at their expense, the facilities for which the permit was granted. The Permit Holder expressly waives any right to claum damages for compensation resulting from the revocation of the permit.

Violation The County may declare the permit null and youl if the Permit Holder violates the terms of the permit. The County may require immediate removal of the Permit Holder's facilities and restoration of the County property, or the County may require immediate removal of the Permit Holder's facilities and restoration of the County property, or the County may remove the facilities and restoration of the Permit Holder's experime. The Permit Holder agrees that in the event of a violation of the terms of the permit or in the event the work authorized by the permit is not satisfactorily completed by the permit experiment at the Vernit Holder's potential of any potton of the permit is not satisfactorily completed by the permit experiment and maintenance, or to establish extraordinary maintenance procedures as required to assure reasonably safe and efficient operation of the County relation.

Impection and Testing of Materials. Wayne County reserves the right of inspection and the testing of materials by its antionzed representatives of all permitted activities antion activities within the total right-of-way. County owned property or within a County fram easement. All items identified by the final inspection shall be reserved prior to release of the permit. All materials and methods ultified during the course of the authorized permit was full meet the requirements of the current MBOI Standard Specification). For Construction as modified by Wayne County Special Provisions, Standard Plans for Permit Construction and this manual. The Permit Holder shall reinburse Wayne County for all required inspections and testing of materials.

Design The Pennis Holder is fully responsible for the design of the permitted facility, such that the design shall be consistent with all applicable County standards, specifications, guidelittes, requirements and wish good engineering practice. Any versus in the plans that become evident after the issuance of a permit, and which change the scope of permitted work, are subject to review and may be growing for two calors of the permit. The Pennis The Pennis Holder's engineer the of the responsibility of concerning errors, deficiencies, or omissions due to oversight or inforescen contingencies such as fashing drifting, poer subwell conditions in the fashing of the Permit Holder's engineer to show all the related or pertinent conditions inside to plan area.

Drainage - Drainage skall not be altered to flow into the road right-of-way in road drainage system unless approved by Wayne County-

Permit Helder Compliance. The Permit Holder shall abide by the conditions and houranons on the permit and all other conditions tested within the WCIPS Rules, Specifications and Procedures for Construction. Fermits: The application of any work undertaken under the permit shall constitute the Permit Holder's agreement to the Provision.

MODEL COMMUNITY RESOLUTION AUTHORIZING EXECUTION OF WAYNE COUNTY PERMITS

Resolution No.						
At a Regular Meeting of the		(Nan	ne of			
Community Governing Board) on	(date),	the	following			
resolution was offered:						

WHEREAS, pursuant to Act 51 of 1951, being MCL 247.651 *et seq.*, the County permits and regulates such activities noted above and related temporary road closures;

NOW THEREFORE, BE IT RESOLVED, in consideration of the County granting such permit (hereinafter the "Permit"), the Community agrees and resolves that:

Any work performed for the Community by a contractor or subcontractor will be solely as a contractor for the Community and not as a contractor or agent of the County. Any claims by any contractor or subcontractor will be the sole responsibility of the Community. The County shall not be subject to any obligations or liabilities by vendors and contractors of the Community, or their subcontractors.

The Community shall take no unlawful action or conduct, which arises either directly or indirectly out of its obligations, responsibilities, and duties under the Permit which results in claims being asserted against or judgment being imposed against the County, and all officers, agents and employees thereof pursuant to a maintenance contract. In the event that same occurs, for the purposes of the Permit, it will be considered a breach of the Permit thereby giving the County a right to seek and obtain any necessary relief or remedy, including, but not by way of limitation, a judgment for money damages.

With respect to any activities authorized by Permit, when the Community requires insurance on its own or its contractor's behalf, it shall also require that such policy include as named insured the County of Wayne and all officers, agents and employees thereof.

The incorporation by the County of this Resolution as part of a permit does not prevent the County from requiring additional performance security or insurance before issuance of a Permit.

This Resolution stipulates that the requesting Community shall, at no expense to Wayne County, provide necessary police supervision, establish detours and post all necessary

signs and other traffic control devices in accordance with the Michigan Manual of Uniform Traffic Control Devices.

This Resolution stipulates that the requesting Community shall assume full responsibility for the cost of repairing damage done to the County road during the period of road closure or partial closure.

This Resolution shall continue in force from the date of execution until cancelled by the Community or the County with no less than thirty (30) days prior written notice to the other party. It will not be cancelled or otherwise terminated by the Community with regard to any Permit which has already been issued or activity which has already been undertaken.

The Community stipulates that it agrees to the terms of the County of Wayne permit at the time a permit is signed by the Community's authorized representative.

BE IT FURTHER RESOLVED, that the following individual(s) is/are authorized in their official capacity as the Community's authorized representative to sign and so bind the Community to the provisions of any and all permits applied for to the County of Wayne, Department of Public Services Engineering Division Permit Office for necessary permits from time to time to work within County road right-of-way or local roads on behalf of the Community.

Name	Title
I HEREBY CERTIFY that the foregoing is a t	true and correct copy of a resolution adopted
by the [Board of Trustees/City Council] of the	3
(name of Community), County of Wayne, Mic	chigan, on

#305299-v2