

Permit # \_\_\_\_\_

**APPLICATION AND PERMIT FOR EXCAVATION, STREET CUT, CURB CUT  
UNDER CODE OF ORDINANCES  
CHAPTER 24, ARTICLE II  
CITY OF MERRIAM, KANSAS**

TO: City Clerk of City of Merriam, Kansas

**Provisions outlined below may only be waived in an emergency by public utilities which hold a franchise with the City, Code of Ordinances, Chapter 24, Article II. The City requests all applications be submitted at least 8 working days prior to the anticipated excavation, curb cut, street cut. Violations can result in fines up to \$500 per occurrence. Please complete all information.**

\_\_\_\_\_, of \_\_\_\_\_, hereafter termed the Applicant, requests permission and authority to do certain work under Code of Ordinances, Chapter 24, Article II, of the City of Merriam, Kansas described as follows.

1. Provide EXACT description of the street, house number if known and EXACT location of proposed work in relation to feet or other distance from known locations or objects, etc. for inspection purposes. The address/location is \_\_\_\_\_.
  2. Applicant attaches hereto four (4) 8 1/2" x 11" drawings of a comprehensive plan or sketch of the proposed work, which shall be located and constructed to the satisfaction of the Public Works Director. The material and construction methods used shall conform to the standard application of the State Highway Commission of Kansas, or as approved by the City Engineer. Plan is submitted with this application.
  3. The purpose for which the same is intended: \_\_\_\_\_  
Description of work to be done
- Is the work being performed for the City of Merriam?      Yes \_\_\_\_      No \_\_\_\_  
Is surety bond on file?      Yes \_\_\_\_      No \_\_\_\_
4. Application has to be obtained and approved at least 3 working days prior to making such excavation or street cut or other work.  
Date of expected work to begin: \_\_\_\_\_  
Date that work will be completed: \_\_\_\_\_
  5. Will there be disruption to existing infrastructure? Yes \_\_\_\_ No \_\_\_\_  
Length and nature of disruption \_\_\_\_\_.

6. Responsible person to contact if there are questions: Name: \_\_\_\_\_  
Office Phone \_\_\_\_\_ Office Fax \_\_\_\_\_ Cell Phone \_\_\_\_\_  
Pager# \_\_\_\_\_ Home Phone \_\_\_\_\_ Emergency Phone \_\_\_\_\_  
Complete Address: \_\_\_\_\_  
City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

7. Affect of street cut on traffic and appropriate accommodations that are planned  
(traffic control plan)

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8. Applicant agrees to the following:

- (a) Contact the Public Works Director for an inspection of the temporary and final patching in a timely manner (913) 322-5570.
- (b) The applicant agrees to furnish all material, do all work, pay all costs, and shall in a reasonable length of time restore said public way or place to a condition equal to that existing before approval of the described work including but not limited to grass, shrubs, trees, etc. as determined by the Public Works Director. Applicant shall be responsible for the quality and condition of restoration for one year after such cut is made.
- (c) Temporary patching of the street shall be a cold patch that shall be replaced with a final patch within 3 working days. The Public Works Director may extend the 3 days. Otherwise, the Permit becomes null and void. Request for an extension needs to be in writing to the Public Works Director, stating the reasons for such requested extension.
- (d) Street reconstruction surface shall be six inches of concrete for the base and two inches of asphalt for the top coat.
- (e) Person making the refill of such excavation or cut shall be required to clean up and haul away all surplus earth, rock or rubbish within twenty-four (24) hours after said refill has been completed.
- (f) Such application shall not be assignable or transferable, and no person shall allow his name to be used to obtain a permit for any other person.
- (g) Avoid any interference with traffic, unless specifically provided in this application and permit.
- (h) No portion of the right-of-way or other public place shall be used for parking.
- (i) To be responsible for all the requirements and provisions applicable to such applicant of Ordinance No. 306 and Ordinance 1274 of the City of Merriam, Kansas.

(j) The applicant must obtain a surety bond in the amount of \$2,000 that said party will comply with all the terms and conditions of Chapter 24, Article II and all regulations made in pursuance thereof and hold the city harmless against all loss, cost, expenses, damages and injuries to person or property which may be sustained by reason of the carelessness, negligence or intentional conduct of said applicant or licensee in operating under any of the provisions of this article. The bond may not run for a period of more than 5 years without being renewed and shall remain in force and effect as to each excavation or piece of work done for 2 years after the same has been made or done. The bond will be filed with the City Clerk.

(k) Applicant agrees to contact the following agencies:

- Merriam Police Department 913-322-5560
- Merriam Fire Department 913-322-5530
- AT&T 1-800-464-7928
- KCP&L 816-471-5275
- Kansas Gas Service Company 1-800-794-4780
- \* Johnson County Wastewater 913-715-8600
- \* WaterOne of Johnson County 913-895-1800

\* Notify directly for utility locates required for excavation. These are not included in the Kansas One-Call system 1-800-DIG-SAFE (1-800-344-7233).

Applicant files herewith a processing fee to cover the temporary and final inspections. Standard fee is \$90. Additional inspections will be at a cost of \$25 each.

Date \_\_\_\_\_, 2008 Applicant \_\_\_\_\_

City Public Works Director \_\_\_\_\_

PERMIT FOR EXCAVATION, STREET CUT, CURB CUT

Permission is hereby granted to \_\_\_\_\_ upon conditions of the aforesaid Application, the provisions of Code of Ordinances Chapter 24, Article II, of the City of Merriam, Kansas and Applicant's Surety Bond, to perform the work described in such application, at the location designated and the purpose assigned. The Permit shall not be assignable and shall expire within 6 months from the date thereof. This Permit may be voided should the Applicant fail, refuse or neglect to comply with the provision of Code of ordinances Chapter 24, Article II, of the City of Merriam, KS, or reasonable orders or directions of the City Public Works Director, or other authorized agent of the City.

Permit granted this \_\_\_\_\_ day of \_\_\_\_\_, 2008.