

RESOLUTION

BOARD OF COMMISSIONERS
SCOTTS BLUFF COUNTY, NEBRASKA

RE: ACCOMODATION OF
UTILITIES ON PUBLIC
ROAD RIGHT- OF- WAY

WHEREAS, THE COUNTY BOARD MAY, BY STATE STATUTE, IMPOSE RULES AND REGULATIONS FOR THE CONSTRUCTION OF UTILITIES ON PUBLIC (COUNTY) ROAD RIGHTS-OF-WAY, AND

WHEREAS, THE COUNTY BOARD OF SCOTTS BLUFF COUNTY, NEBRASKA DEEMS THAT TO THE BEST INTEREST OF SAID COUNTY THAT APPLICATION AND APPROVAL IS NECESSARY FOR SAID CONSTRUCTION, AND

WHEREAS, THE COUNTY BOARD OF SCOTTS BLUFF COUNTY, NEBRASKA DEEMS THAT TO THE BEST INTERESTS OF SAID COUNTY IF AUTHORITY WERE GRANTED TO THE SCOTTS BLUFF COUNTY HIGHWAY SUPERINTENDENT TO RECEIVE AND ACT UPON SAID CONSTRUCTION.

NOW, THEREFORE, BE IT RESOLVED THAT, IN CONSIDERATION OF THESE FACTS THE COUNTY BOARD OF SCOTTS BLUFF COUNTY, NEBRASKA TAKETH THE FOLLOWING ACTION:

1. THE MOST CURRENT DEPARTMENT OF ROADS POLICY FOR ACCOMODATING UTILITIES ON STATE HIGHWAY RIGHTS-OF-WAY, AS BEING RULES AND REGULATIONS ON ALL COUNTY ROADS WITHIN SCOTTS BLUFF COUNTY, NEBRASKA.
2. ALL UTILITY COMPANIES AND RESIDENTS/LANDOWNERS WILL BE REQUIRED IN WRITTEN FORM, TO THE OFFICE OF THE SCOTTS BLUFF COUNTY HIGHWAY SUPERINTENDENT, TO MAKE REQUEST FOR ANY WORK UPON, CONSTRUCTION OF ANY UTILITY, OR ANY WORK OTHERWISE REQUIRED BY THEM UPON ANY COUNTY ROAD RIGHT-OF-WAY INCLUDING PLANS FOR SUCH AND A LOCATION MAP IN RELATIONSHIP TO SECTION, TOWNSHIP AND RANGE.
3. ALL UTILITY COMPANIES AND RESIDENTS/LANDOWNERS WISHING TO INSTALL A UTILITY ON SCOTTS BLUFF COUNTY RIGHT-OF-WAY WILL BE REQUIRED TO SUBMIT A \$250.00 NON REFUNDABLE PERMIT FEE TO BE PAID AT TIME OF APPLICATION. ALL UTILITY COMPANIES AND RESIDENTS/LANDOWNERS WILL HOLD HARMLESS SCOTTS BLUFF COUNTY, ITS OFFICERS, AGENTS, AND EMPLOYEES FROM ACTION, DAMAGES, AND CLAIMS, AFTER UTILITY IS INSTALLED WITHIN COUNTY RIGHT-OF-WAY. ALL UTILITY LINES MUST BE BURIED A MINIMUM OF 4 FOOT BELOW THE EXISTING GROUND LEVEL WHERE THE LINE IS BEING INSTALLED. IF THE LINE IS BEING BURIED IN THE DITCH ON COUNTY RIGHTS OF WAY IT MUST BE BURIED A MINIMUM OF 4 FOOT FROM THE BOTTOM OF THE DITCH.
4. ANY DEVIATION OR ALTERATION OF SAID PLAN MUST BE REVIEWED BY THE SCOTTS BLUFF COUNTY HIGHWAY SUPERINTENDENT.

Dated this 21st day of November, 2022

SCOTTS BLUFF COUNTY
BOARD OF COMMISSIONERS

Ben Meyer

Mark Ham



ATTEST:

Jelly Sides

Paul Brown

CHKT

ROAD CLOSINGS: THE CLOSING OF A ROAD CAN ONLY BE AUTHORIZED BY SCOTTS BLUFF COUNTY HIGHWAY SUPERINTENDENT. , A FEE OF \$150.00 PER DAY WILL BE CHARGED TO THE UTILITY COMPANY, CONTRACTOR, LANDOWNER, , OR WHOEVER MADE APPLICATION FOR THE ROAD CLOSURE.

ANY EXCEPTIONS TO THE ABOVE CRITERIA MUST BE REVIEWED AND APPROVED BY THE SCOTTS BLUFF COUNTY HIGHWAY SUPERINTENDENT.

APPLICATION

PERMIT TO OCCUPY OR USE
COUNTY ROAD RIGHT-OF-WAY
FOR MISCELLANEOUS PURPOSES

DATE _____

APPLICATION IS HEREBY MADE TO THE SCOTTS BLUFF COUNTY HIGHWAY SUPERINTENDENT BY:

NAME _____ ADDRESS _____ CITY _____

TELEPHONE _____

TO: _____
(DESCRIBE TYPE OF WORK APPLICANT WISHES TO PERFORM)

LOCATION: _____
(DESCRIPTION ON COUNTY RIGHT-OF-WAY)

ALL DETAILED INFORMATION SUCH AS LOCATION, ELEVATIONS, CUTS, FILLS, DISTANCES, AND DIMENSIONS SHALL BE SHOWN ON APPLICANT'S PLAN SUBMITTED TO SCOTTS BLUFF COUNTY.

I (WE) AGREE TO PERFORM THE WORK IN ACCORDANCE WITH THE PERMIT WHICH MAY BE ISSUED AS A RESULT OF THIS APPLICATION WITHIN _____ MONTHS FROM THE DATE OF ISSUANCE OF A PERMIT. THIS PERMIT MAY BE CANCELLED AT ANY TIME BY THE APPLICANT PRIOR TO CONSTRUCTION OF THE WORK. THIS PERMIT IS ONLY VALID FOR _____ MONTHS FROM DATE OF ISSUANCE. I (WE) ALSO AGREE NOT TO HOLD SCOTTSBLUFF COUNTY LIABLE FOR ANY DAMAGES TO SAID UTILITY AFTER INSTALLATION OF THE UTILITY FROM NORMAL OR ROUTINE MAINTENANCE.

NAME _____

TITLE _____

THE ABOVE PERMIT IS APPROVED - SUBJECT TO THE GENERAL RULES AND REGULATIONS OF SCOTTS BLUFF COUNTY'S POLICY FOR ACCOMMODATING UTILITY COMPANIES, CONTRACTORS, PLUMBERS, TREE TRIMMERS AND ANY OTHER PERSON, FIRM, CORPORATION OR AGENCY ON COUNTY HIGHWAY RIGHT-OF-WAY; ALSO, SUBJECT TO SUCH REGULATIONS AS THE COUNTY HIGHWAY SUPERINTENDENT MAY DEEM NECESSARY.

SCOTTS BLUFF COUNTY _____ DATE _____
HIGHWAY SUPERINTENDENT

TELEPHONE: 308-436-6700

COMMENTS: _____

SCOTTS BLUFF COUNTY
GENERAL RULES, REGULATION & APPLICATION
FOR OCCUPATION OR USE OF
COUNTY ROAD RIGHT-OF-WAY
FOR MISCELLANEOUS PURPOSES

INTRODUCTION

THE COUNTY OF SCOTTS BLUFF HIGHWAY DEPARTMENT HAS THE AUTHORITY AND RESPONSIBILITY TO REGULATE UTILITY OCCUPANCY ON ALL COUNTY ROADS WITHIN THE COUNTY. UTILITIES ARE PERMITTED TO OCCUPY PUBLIC ROAD RIGHT-OF-WAY UNDER NEBRASKA STATUTES AND IN ACCORDANCE WITH THE RULES AND REGULATIONS HEREBY STATED.

GENERAL RULES & REGULATIONS

UTILITY COMPANY WILL NOT HOLD SCOTTSBLUFF COUNTY OR ITS SUBSIDIARIES LIABLE FOR DAMAGES OCCURRED TO SAID UTILITY EITHER FROM MAINTENANCE ACTIVITIES OR WEATHER EVENTS.

FORTY-EIGHT (48) HOURS NOTIFICATION IS REQUIRED PRIOR TO ANY WORK WITHIN SCOTTS BLUFF COUNTY RIGHT-OF-WAY (TELEPHONE 308-436-6700).

NO OPEN CUTS OF HARD-SURFACED ROADS WILL BE ALLOWED EXCEPT BY EXPRESS WRITTEN PERMISSION ONLY. IF ANY OPEN CUT IS MADE, COMPACTION TESTS WILL BE REQUIRED BEFORE THE SURFACE IS REPLACED.

BACKFILL OF OPEN TRENCHES SHALL BE PLACED IN LAYERS NOT EXCEEDING EIGHT (8) INCHES UNCOMPACTED THICKNESS AND EACH LAYER MECHANICALLY COMPACTED AT OPTIMUM MOISTURE CONTENT TO A DENSITY AT LEAST EQUAL TO THAT OF THE EXISTING UNDISTURBED GROUND WHICH WILL PREVENT EXCESSIVE SETTLEMENT OR SHRINKAGE. COMPACTION TESTS MAY BE REQUIRED IF DEEMED NECESSARY.

NO BACKFILLING SHALL TAKE PLACE IN FREEZING WEATHER EXCEPT WITH THE PERMISSION OF THE SCOTTS BLUFF COUNTY HIGHWAY SUPERINTENDENT AND NO BACKFILL SHALL BE MADE WITH FROZEN MATERIALS.

ALL DISTURBED AREAS SHALL BE BROUGHT BACK TO NORMAL (GRADING, SEEDING OR SOD) WITH FINAL DETERMINATION MADE BY THE SCOTTS BLUFF COUNTY HIGHWAY SUPERINTENDENT.

INSTALLATION OF LINES UNDER THE TRAVELED PORTION OF EXISTING HARD-SURFACED HIGHWAYS MUST BE ACCOMPLISHED BY JACKING, TUNNELING OR DRY BORING FROM THE TOE OF THE FILL SLOPE TO THE TOE OF THE OPPOSITE FILL SLOPE. THE DIAMETER OF THE HOSE SHALL NOT EXCEED THE DIAMETER OF CASING OR PIPE BY MORE THAN 1 1/2 INCHES ON PIPES WITH AN INSIDE DIAMETER OF 12 INCHES OR LESS, OR 2 INCHES ON OUTSIDE PIPE WITH AN INSIDE DIAMETER GREATER THAN 12 INCHES. VOIDS OUTSIDE PIPE OR CASINGS WHICH EXCEED THESE LIMITATIONS SHALL BE PRESSURE GROUTED. THIS SHALL INCLUDE ALL ABANDONED OR MISALIGNED HOLES. ANY DEVIATIONS FROM A DRY-BORING METHOD MUST BE APPROVED BY THE COUNTY HIGHWAY SUPERINTENDENT.

TRENCHING ACROSS GRAVEL ROADS WILL BE PERMITTED, PROVIDED IT IS ACCOMPLISHED IN INCREMENTS OF ONE-HALF OF THE ROADWAY AT A TIME. AT LEAST ONE-HALF OF THE TRAVELED WAY OF THE HIGHWAY SHALL BE KEPT OPEN AND FREE OF OBSTRUCTION AT ALL TIMES.

Utility company will be responsible for any damages to County Right of Way, structures, signs or culverts.

THE APPLICANT IS RESPONSIBLE FOR ALL BARRICADING. THE BARRICADES SHALL CONFORM TO "BARRICADING STANDARDS, SPECIFICATIONS, METHODS AS INDICATED IN THE MANUAL ON UNIFORM TRAFFIC CONTROL DEVICES, U.S. DEPARTMENT OF TRANSPORTATION, FEDERAL HIGHWAY ADMINISTRATION."

HORIZONTAL CLEARANCE FOR GROUND-MOUNTED FACILITIES:

RURAL AREAS - POLES, ANCHORS, HYDRANTS OR ANY OTHER ABOVE-GROUND FACILITY SHALL BE LOCATED AS CLOSE TO THE RIGHT-OF-WAY LINE AS POSSIBLE.

ALL RIGID POLES SHALL BE LOCATED AT LEAST 15 FEET FROM THE EDGE OF THE TRAVELED WAY. HYDRANTS SHALL HAVE A MINIMUM OFFSET OF SIX (6) FEET.

URBAN AREAS - CITIES, TOWNS AND URBAN AREAS WHERE CURB SECTIONS EXIST, HYDRANTS AND RIGID POLES MAY BE LOCATED BACK OF SIDEWALK OR A MINIMUM OF SIX (6) FEET BACK OF THE CURB.

MANHOLES - ALL MANHOLES SHALL BE PLACED OUTSIDE OF THE TRAVELED WAY WHERE POSSIBLE. MANHOLES PLACED OUTSIDE OF THE TRAVELED WAY SHALL NOT PROTRUDE ABOVE THE ABOVE SURROUNDING GROUND.