

**Amalga Town
Application for Right of Way Encroachment Permit**

Applicant name: _____

Address: _____

City: _____ Zip: _____

Phone: _____ Fax: _____ E-mail: _____

Any and all encroachment work on a public right of way in the Town of Amalga must be done by a licensed bonded contractor.

Contractor's name: _____

Address: _____

City: _____ Zip: _____

Phone: _____ Fax: _____ E-mail: _____

State license number: _____

Amount of Bond: _____

Purpose of Encroachment:

Location of Encroachment: (In addition to a brief description written here, attach map)

If excavating: Depth: _____ Length: _____ Width: _____

For driveway cuts: Number of cuts _____ Width of cuts _____

The permit fee for disturbance of asphalt roadway is \$ 1500.

The permit fee for no disturbance of asphalt is a \$500 non-refundable fee.

The permit fee will be retained by the town until the applicant completely restores the town right-of-way, disturbed by the applicant, to its original condition as described by the

attached Amalga Town Land Management and Development Code 3.27. If the right-of-way is not restored to its original condition by the applicant, the town may do so and the permit fee will be retained by the town as compensation for the restoration work. If the restoration costs are more than the amount of the permit fee to restore the right-of-way, the applicant agrees to pay the additional amount within 30 days of billing.

If the restoration of the town right-of-way is completed satisfactorily the permit fee will be refunded minus \$500 for project associated expenses incurred by the town, i.e., engineers fees, etc.

The applicant's signature on this form indicates he/she has read, understands and agrees with this application, and the provisions of Amalga Town Land Management and Development Code 3.27, particularly Section 3.27.3.f, whereby the undersigned applicant and/or contractor bears sole responsibility for correcting any damages caused by settling of backfill areas or the use of substandard materials and/or procedures, for a period of two (2) years following final approval of the entire project.

By signing this form, the applicant and/or contractor agrees that should the applicant and/or contractor default in any of the terms and provisions on this application and/or the provisions of said Amalga Town Land Management and Development Code 3.27, the undersigned parties shall pay all costs and expenses, including a reasonable attorney's fee which may arise or accrue from enforcing this application, or the other provisions of said Code, or in pursuing any remedy provided herein or by the laws of the State of Utah, where such remedy is pursued by filing a suit or otherwise.

Applicant
Signature _____ Date _____

Contractor's Permit Number _____ Bond _____

Approved: _____
Town Council Member over Roads

[Final revision approved by the Amalga Town Council, 3-12-2008]