BOARD OF SUPERVISORS

MADISON COUNTY, MISSISSIPPI

Department of Engineering
Dan Gaillet, P.E., County Engineer

3137 South Liberty Street, Canton, MS 39046 Office (601) 790-2525 FAX (601) 859-3430

MEMORANDUM

June 12, 2019

To:

Sheila Jones, Supervisor, District I Trey Baxter, Supervisor, District II Gerald Steen, Supervisor, District III David Bishop, Supervisor, District IV Paul Griffin, Supervisor, District V

From:

Dan Gaillet, P.E. County Engineer

Re:

CSpire Utility Permit

Lake Cavalier Road and Subsequent Streets

The Engineering Department recommends approval of the permit application for Cspire to install fiber optic cable along and under the following streets:

Lake Cavalier Road Sunset Lane Pine Cove Lane Meadow Lane Department of Engineering Dan Gaillet, P.E., County Engineer

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Sunset Lane
Pine Cove Lane
Meadow Lane

Revised: 2/14/2019



PERMIT APPLICATION FOR THE CONSTRUCTION OR ADJUSTMENT OF A UTILITY WITHIN COUNTY ROAD RIGHT-OF-WAY

Utility Information: Utility Name: Te	elepak Networks, Inc. DBA Cspire
Address: 1018 Highland Colony Parkway Suite 4	400 City/State/Zip: Ridgeland, MS 39157
Contact Person: Matt Abrahm	o: (318) 388-2717 Contact's Phone: <u>c: (303) 877-0013</u>
Project Information: County Road Name	Lake Cavelier Rd.
Beginning Location: 32.4652, -90.2128	(If located within more thon one road right-of-way, use Appendix 1 for additional descriptions) Ending Location: 32.4638, -90.2263
Length of Project: So	ection: S8 Township: T7N Range: R1E
Description of Work:	
=	ated at (32.4652, -90.2128), run fiber along Lake Cavelier Rd.
& Sunset Ln. therefore providing service t	to homes along these roads
SEE ATTACHED CONSTRUCTION DWGS FO	OR EXACT PLACEMENT OF UTILITIES
✓ Check Box if Appendix 1 is to be included as	s a part of this Application

Whereas the above stated Utility makes application to the Madison County Board of Supervisors for a Construction Permit. Attached hereto are drawings and plans for the construction of the above facilities located within Madison County owned public rights-of-way. Once stamped by the Madison County Engineering Department, these plans shall not be changed or altered without written approval of the County Engineer, or his representative. A copy of the approved permit and plans shall be on-site at all times during construction.

The Applicant Utility shall comply with all policies, procedures and construction practices as outlined in A Policy for The Accommodation of Utility Facilities within the Right-of-Way of all Public County Roads (hereinafter referred to as the "Policy"), as adopted on November 1, 2005, by the Madison County Board of Supervisors, and which is hereby made a part of this Application Agreement.

If facilities are to be located within the Rights-of-Way of the County-Federal or State Aid System, Applicant Utility also agrees to comply with applicable provisions of S.O.P. No. SA II-2-8, Accommodation of Utilities on Rights-of-Way, issued by the State Aid Engineer and dated July 1, 2005.

The Applicant Utility understands and agrees that, except as herein granted, no right, title, claim, or easement to said road right-of-way is granted by the issuance of this permit. If this Utility is listed in the general provisions of the Policy, it will be adjusted to comply with same without cost to the County, unless the variance from the Policy has been approved by the granting of the Permit pursuant to this Application.

The Applicant Utility further understands that the Utility's engineering, plant, or other personnel will be responsible for the staking and construction supervision of the work set out above and as shown on the attached plans. If work impacts traffic in any way, the appropriate traffic control shall be installed per the *Manual of Uniform Traffic Control Devices*, Latest Edition.

The Applicant Utility understands that the County Engineer, or his representative, may issue a Stop Work Order at any time if it is deemed that site conditions are not suitable for construction or if any of the requirements of this permit are not being met.

Many County Roads have variable Rights-of-Way and/or no Right-of-Way at all and are maintained under a Prescriptive Easement. It is the sole responsibility of the Applicant Utility to verify the existence and limits of public rights-of-way. If none exists, it is the

responsibility of the Applicant Utility to acquire an easement for their Facilities from the applicable property owner(s). Madison County in no way verifies the limits of Right-of-Way as shown on the permit application.

The Applicant Utility shall be responsible for all future maintenance and repair of the facilities installed under this permit. The Applicant Utility shall make future adjustments to, or relocate, the facilities located within road or highway right-of-way when required for road or highway widening or other road or highway construction at no cost to Madison County. The Applicant Utility shall relocate said utilities within sixty (60) days of notification by County by registered mail, return receipt requested, unless otherwise designated by the County Engineer. Further, any maintenance, repair, or construction shall be done in such a manner as to occasion no unreasonable interference with the normal flow and safety to traffic and at the expense of the utility company. When reasonable care has been taken to locate said utility facilities within the right-of-way, the Applicant Utility understands that any damages caused by routine maintenance and construction by County forces shall be borne by the Applicant Utility.

The Applicant Utility further agrees to indemnify and hold Madison County harmless for any and all claims, accidents, damages, liabilities and expenses occasioned wholly, or in part, by any act or omission of applicant, its agents or employees. In case County shall, without fault on its own part, be made a party to any litigation commenced by or against applicant, then applicant shall protect and hold County harmless, and shall pay all costs, expenses and reasonable attorney's fees incurred or paid by County in connection with said litigation.

All underground facilities shall be installed at a depth equal to or greater than 48" below the lowest adjacent grade.

All pipe:	s carrying liquid shall be encased under County mainta	ained roads.		
WITNE	SS the signature of the Applicant this the	day of		, 20
		Ву:	Math Abrohm	
	· ·		(Applicant Signature)	
		Title:	Permits Specialist / CAD Tech	
Note:	Applicant must be an employee of the Utility named in th a Contractor, Subcontractor, Agent, or Consulting Engine performed under this application.	is application. The er as the Applicant.	Madison County Board of Supervisors w Utility Company shall be fully respons	ill not recognize sible for all work
plans s	y authorized representative, have reviewed this ubmitted by the Applicant meet the requirement ht-of-Way of all Public County Roads.	application and application and application applicatio	d determined that the drawing, a The Accommodation of Utility Fo	sketches, and ncilities within
		ву:	Dan Gaillet, P.E. County Engineer	
AGREE	D TO AND APPROVED BY:			
	Madison County Board President	-	Date:	
ENTER	ED INTO THE MINUTES OF THE BOARD OF S	SUPERVISORS C	OF MADISON COUNTY, MISSISSI	PPI ON THIS

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Permit Application for the Construction or Adjustment of a Utility Within County Road Right-of-Way

Appendix 1

County Road Name: S	unset Ln.		-	- William P. J. L. William P. J. William P. J. L. William P. J. William P. William P. J. William P. W		
Beginning Location: $\frac{32}{100}$	32.4655, -90.2138		Ending Location:	32.4772, -90	.2150	
Length of Project:						R1E
Description of Work: _	SEE PAGE 1			, <u> </u>	w	
County Road Name: P	ine Cove Ln.					
County Road Name:	2.4656, -90.2151		Ending Location:	32.4676, -90	.2162	
Length of Project:		c \$8	Ending Location:	T7N	Pagge	R1E
Description of Work:			i ownsnip:			
County Road Name:	leadow Ln.					
Beginning Location: 32	2.4627, -90.2243		Ending Location:	32.4633, -90	.2240	
Length of Project:						R1E
Description of Work:						
County Road Name:						
Beginning Location:			Ending Location:			
Length of Project:		Section:	Township:		Range:	
Description of Work: S	SEE PAGE 1					
County Road Name:						
Beginning Location:			Ending Location:			
Length of Project:		Section:	Township:		Range:	
Description of Work: S	SEE PAGE 1					