

Department of Engineering  
Tim Bryan, P.E., County Engineer

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

**MEMORANDUM**

March 27, 2023

To: Sheila Jones, Supervisor, District I  
Trey Baxter, Supervisor, District II  
Gerald Steen, Supervisor, District III  
Karl Banks, Supervisor, District IV  
Paul Griffin, Supervisor, District V

From: Tim Bryan, P.E., PTOE  
County Engineer

Re: AT&T Utility Permit  
County Road Name, Katherine Drive

The Engineering Department recommends approval of the permit application for AT&T Mississippi to directional bore 1508' of buried fiber cable from intersection of Bridgewater Drive and Bellvue Drive to intersection of Bridgewater Drive and Northshore Blvd. Directional bore 427' of buried fiber from Katherine Drive and Charleston Lane to subdivision entrance. Directional bore 1726' of fiber cable from Katherine Drive and Charleston Lane to Charleston Circle and subdivision entrance. The roads are listed below.

- Katherine Drive and Subdivision Entrance
- Charleston Circle
- Katherine Lane
- Katherine Court
- Charleston Cove



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

Utility Information: Utility Name: \_\_\_\_\_

Address: \_\_\_\_\_ City/State/Zip: \_\_\_\_\_

Contact Person: \_\_\_\_\_ Contact's Phone: \_\_\_\_\_

Project Information: County Road Name: \_\_\_\_\_

(If located within more than one road right-of-way, use Appendix 1 for additional descriptions)

Beginning Location: \_\_\_\_\_ Ending Location: \_\_\_\_\_

Length of Project: \_\_\_\_\_ Section: \_\_\_\_\_ Township: \_\_\_\_\_ Range: \_\_\_\_\_

Description of Work: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Check Box if Appendix 1 is to be included as 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 pipes carrying liquid shall be encased under County maintained roads.

WITNESS the signature of the Applicant this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

By: \_\_\_\_\_  
(Applicant Signature)

Title: \_\_\_\_\_

**Note:** *Applicant must be an employee of the Utility named in this application. The Madison County Board of Supervisors will not recognize a Contractor, Subcontractor, Agent, or Consulting Engineer as the Applicant. Utility Company shall be fully responsible for all work performed under this application.*

I, or my authorized representative, have reviewed this application and determined that the drawing, sketches, and plans submitted by the Applicant meet the requirements of *A Policy for The Accommodation of Utility Facilities within the Right-of-Way of all Public County Roads.*

**APPROVED**

By **By timothy.bryan at 1:23 pm, Mar 29, 2023**

**Tim Bryan, P.E.  
County Engineer**

AGREED TO AND APPROVED BY:

\_\_\_\_\_  
**Madison County Board President**

Date: \_\_\_\_\_

ENTERED INTO THE MINUTES OF THE BOARD OF SUPERVISORS OF MADISON COUNTY, MISSISSIPPI ON THIS

\_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_\_.

**Appendix 1**

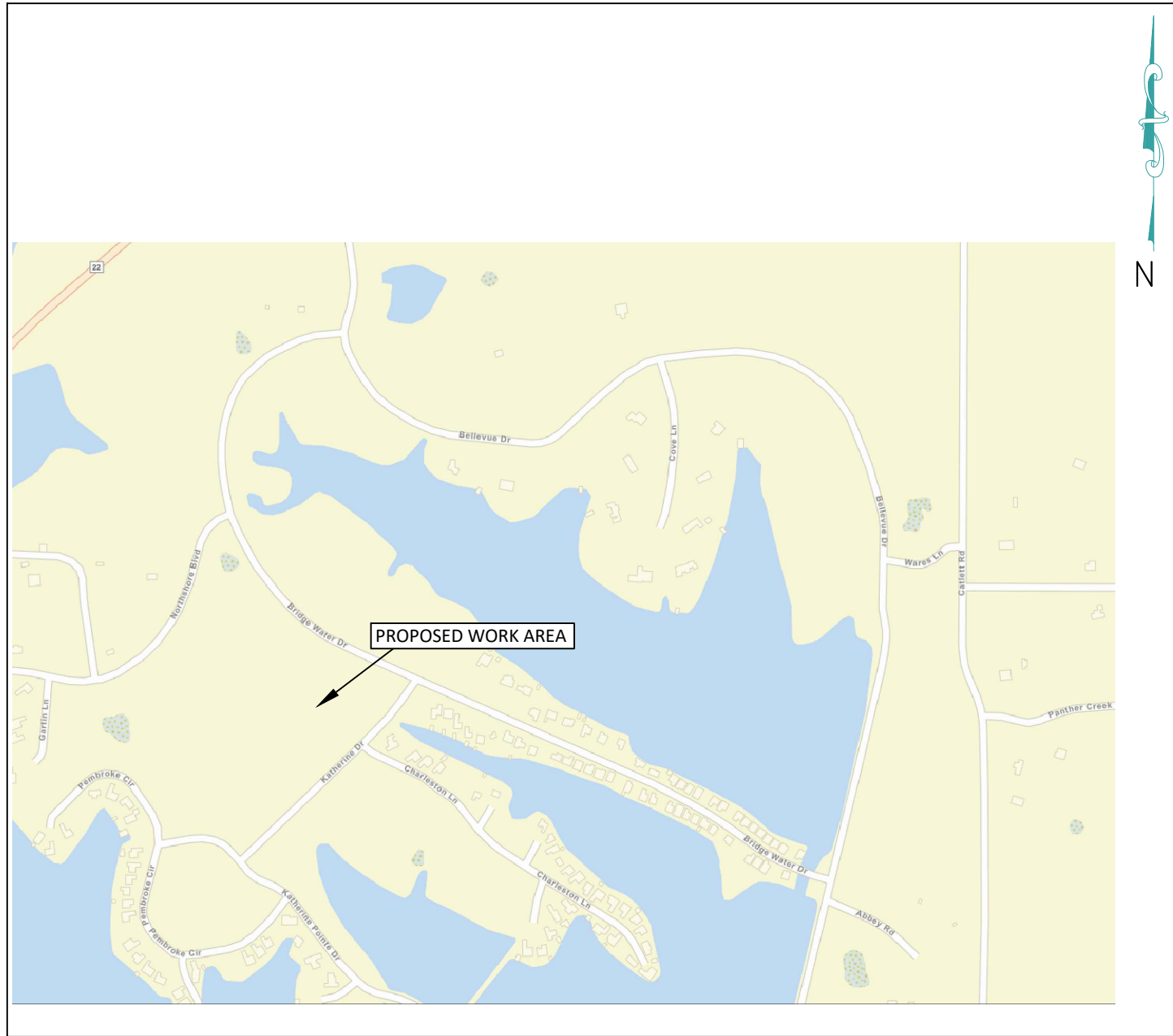
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Beginning Location: \_\_\_\_\_ Ending Location: \_\_\_\_\_  
Length of Project: \_\_\_\_\_ Section: \_\_\_\_\_ Township: \_\_\_\_\_ Range: \_\_\_\_\_  
Description of Work: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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Description of Work: \_\_\_\_\_  
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\_\_\_\_\_

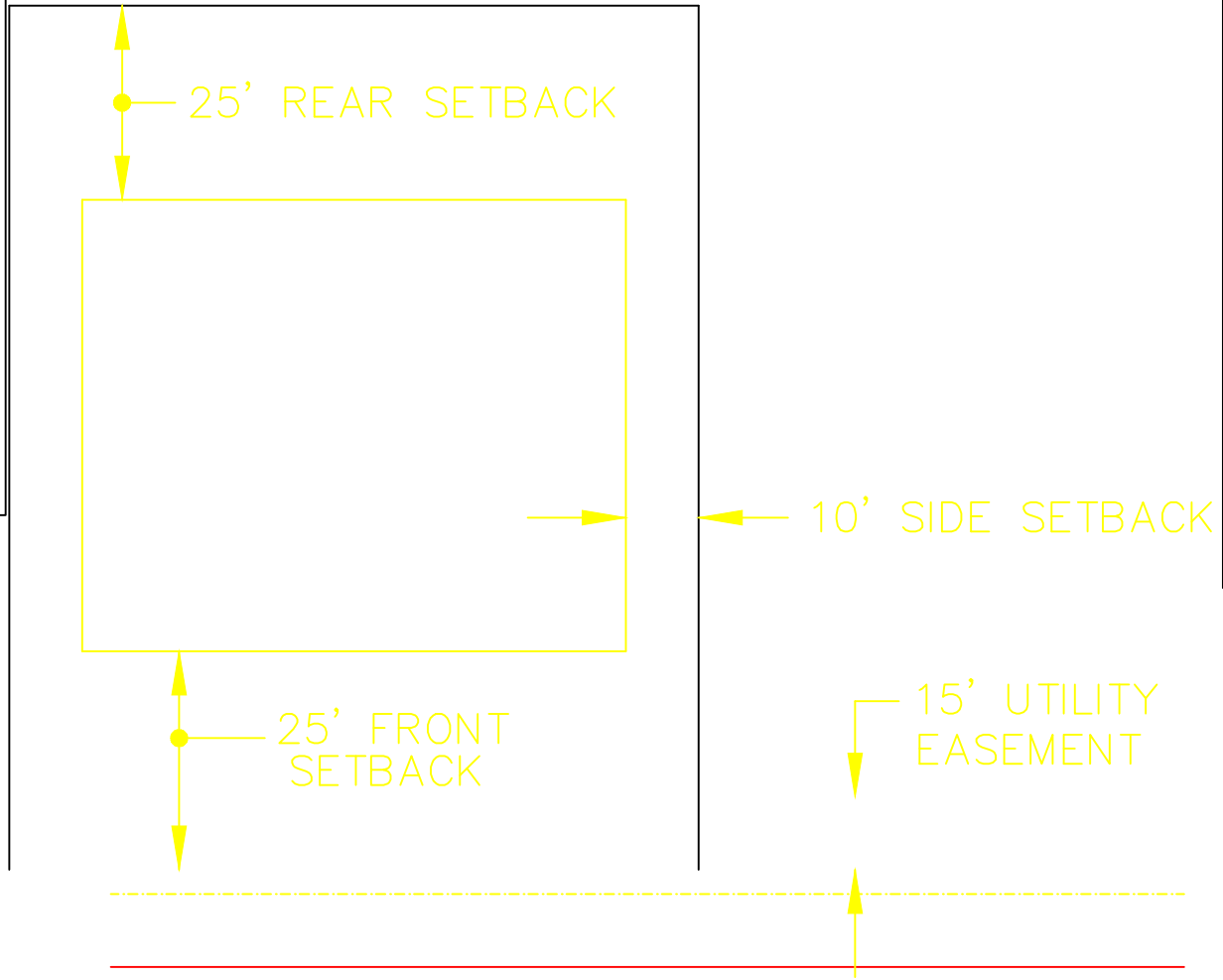
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Beginning Location: \_\_\_\_\_ Ending Location: \_\_\_\_\_  
Length of Project: \_\_\_\_\_ Section: \_\_\_\_\_ Township: \_\_\_\_\_ Range: \_\_\_\_\_  
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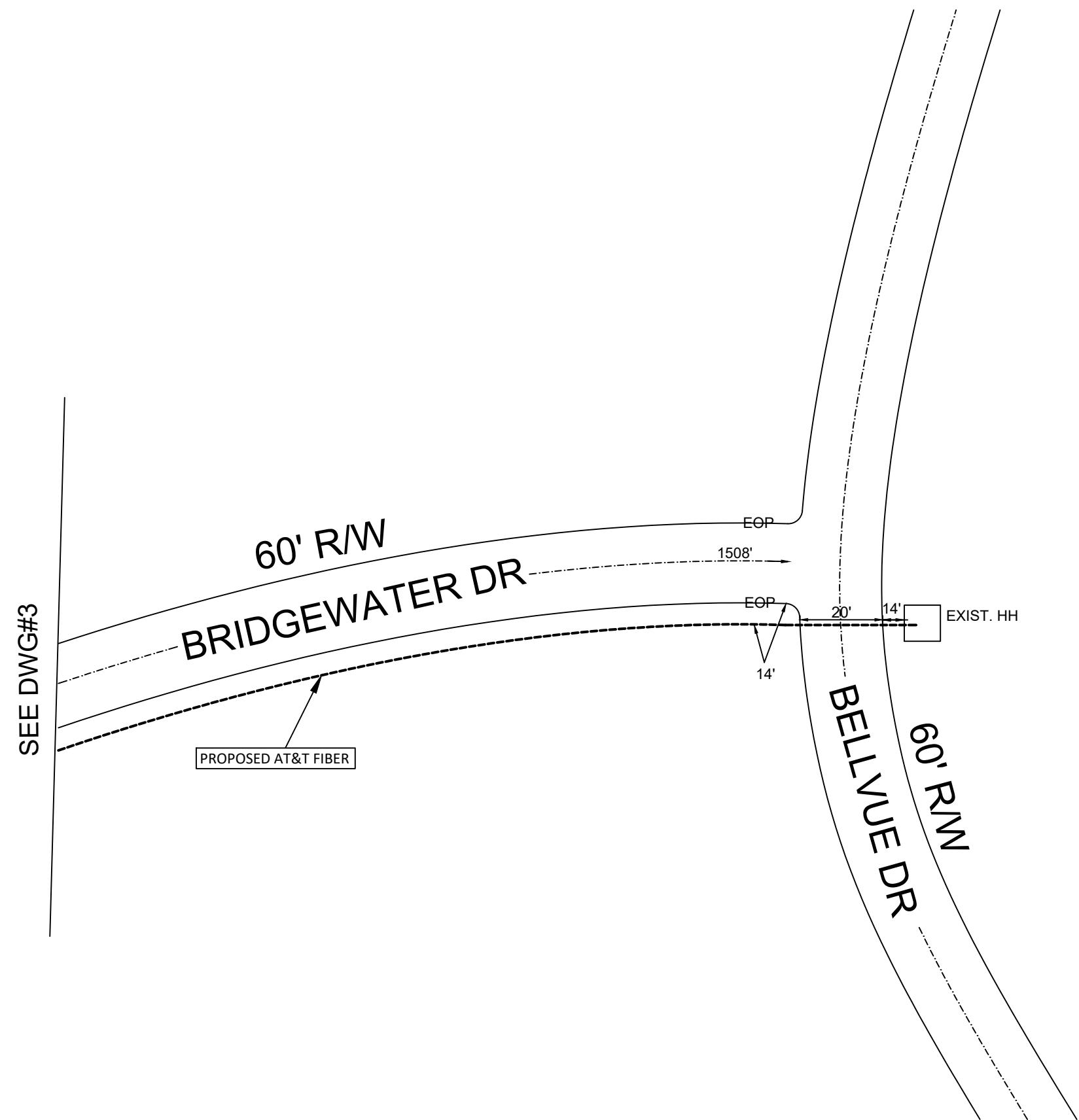
1. Any and all improvements, such as, asphalt or concrete pavement, curbs, gutter, walks, drainage ditches, embankments, shrubs, trees, grass sod, irrigation, fences, etc., if damaged, shall be restored to original or better condition.
2. No utility marker poles will be installed in the right-of-way as part of this project.
3. No contractor shall park on any sidewalk or trail at any time and shall follow the standard traffic control drawing included in the permit set of drawings.
4. Boring and excavation hours are limited to 7am to 2pm. Other construction activities including setting boxes, pulling wire through conduit, backfilling, and repairing surfaces may continue during normal hours.

SYMBOL LEGEND		
PROPOSED	EXISTING	DESCRIPTION
		AERIAL CABLE
		BURIED CABLE
		BST POLE
		POWER POLE
		CONCRETE POLE
		ANCHOR & GUY
		ENCLOSURE
		ENCLOSURE
		MANHOLE
		HANDHOLE
		PIPE/CONDUIT
	N/A	BORE
	N/A	CUT PAVEMENT
	N/A	SPLICING PIT
		FIBER OPTIC CABLE
		CABINET TYPES (VRAD, XBOX)
		POWER UTILITY
		GAS UTILITY
		WATER UTILITY
		CATV UTILITY
		SEWER UTILITY

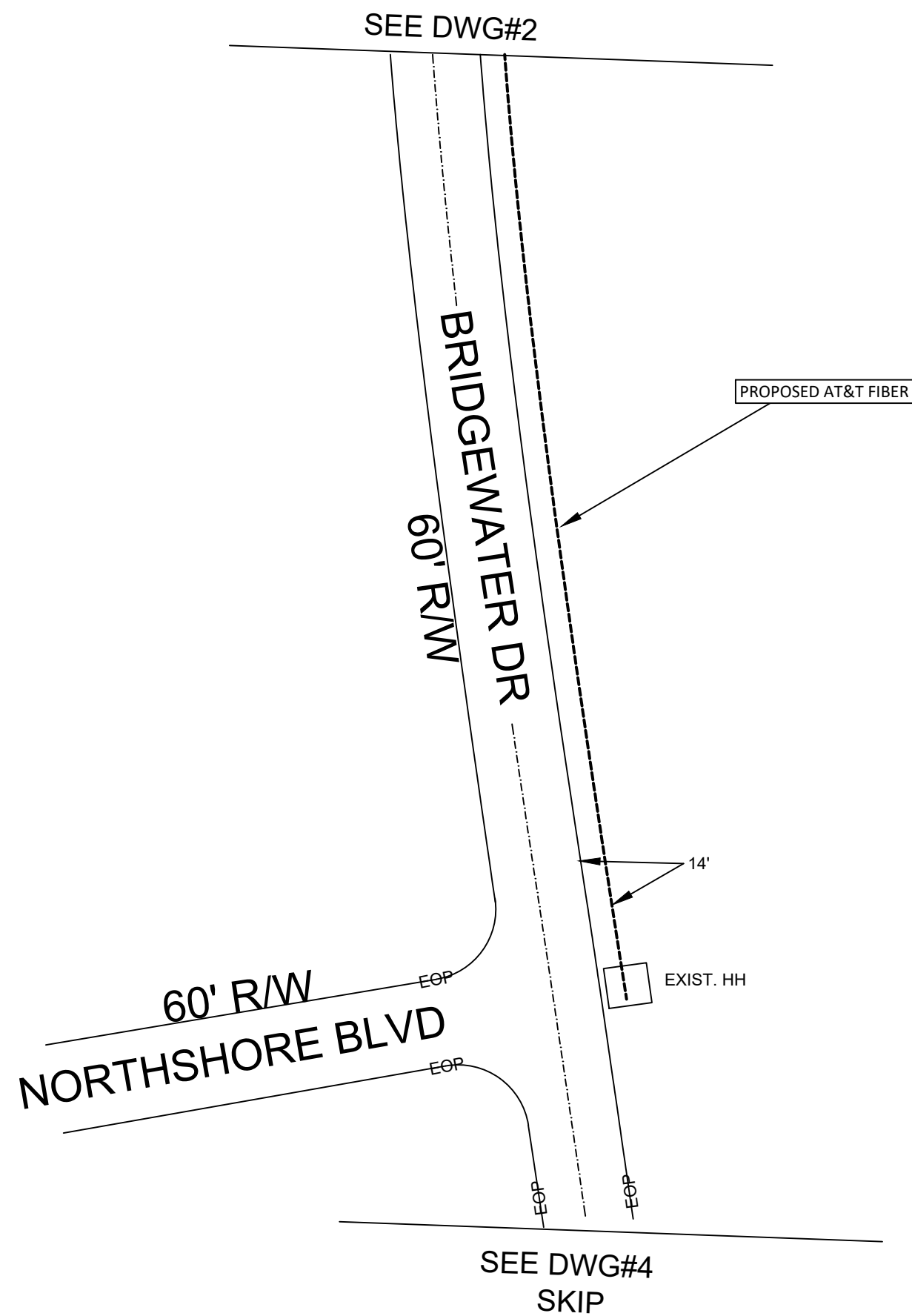


TYPICAL LOT DETAIL

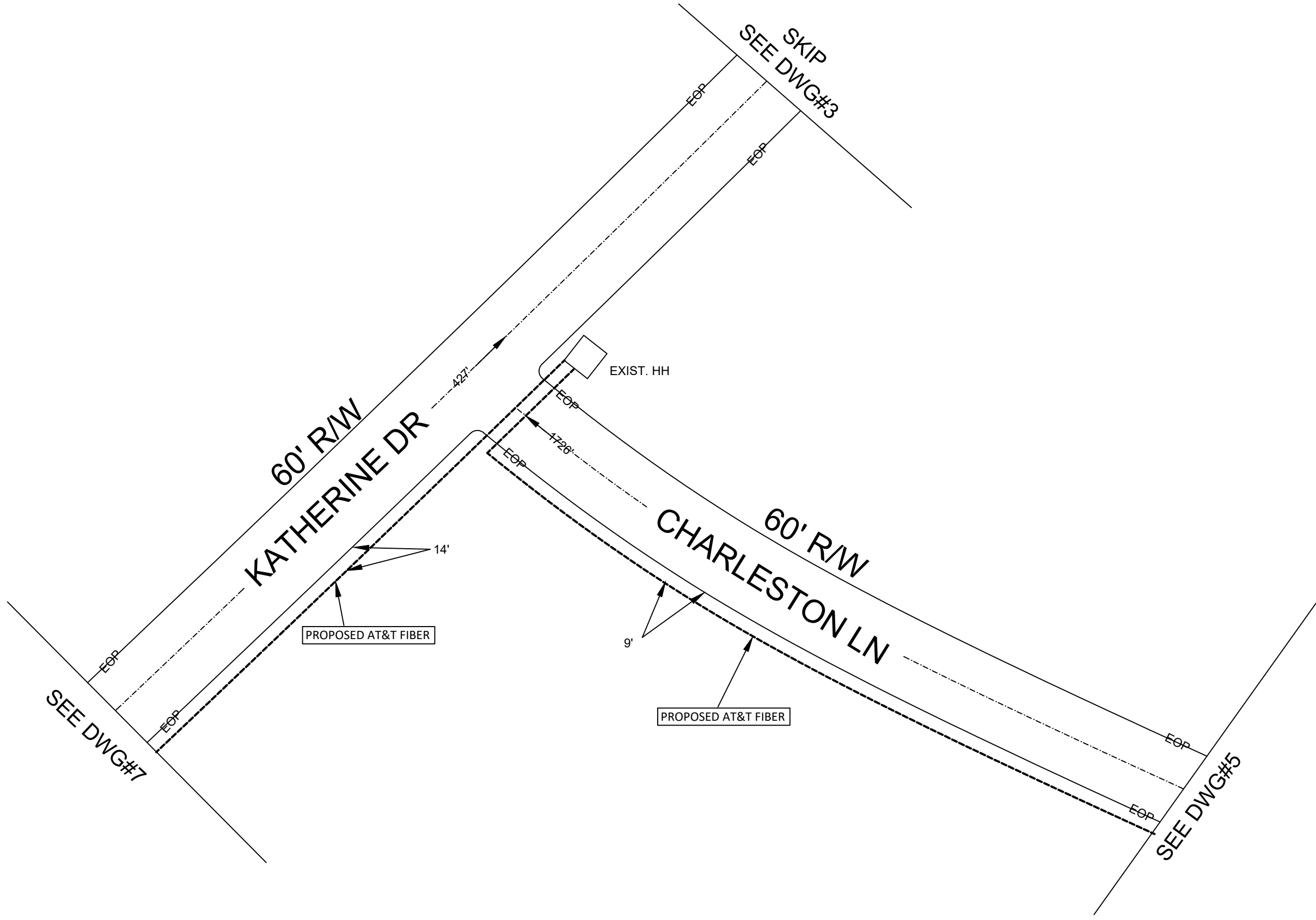
ATTSE	
PROPOSED TELEPHONE FACILITIES ON RIGHT OF WAY OF MADISON COUNTY	
KATHERINE DR	
EXCHANGE:	601856
DESIGNER:	MIZELL, DAVID
PHONE:	601-591-3430
AUTHORIZATION:	A02JV0J
DWG. <u>1</u> OF <u>7</u>	



<b>ATTSE</b>	
PROPOSED TELEPHONE FACILITIES ON RIGHT OF WAY OF MADISON COUNTY	
KATHERINE DR	
EXCHANGE:	601856
DESIGNER:	MIZELL, DAVID
PHONE:	601-591-3430
AUTHORIZATION:	A02JV0J
DWG. <u>  2  </u> OF <u>  7  </u>	

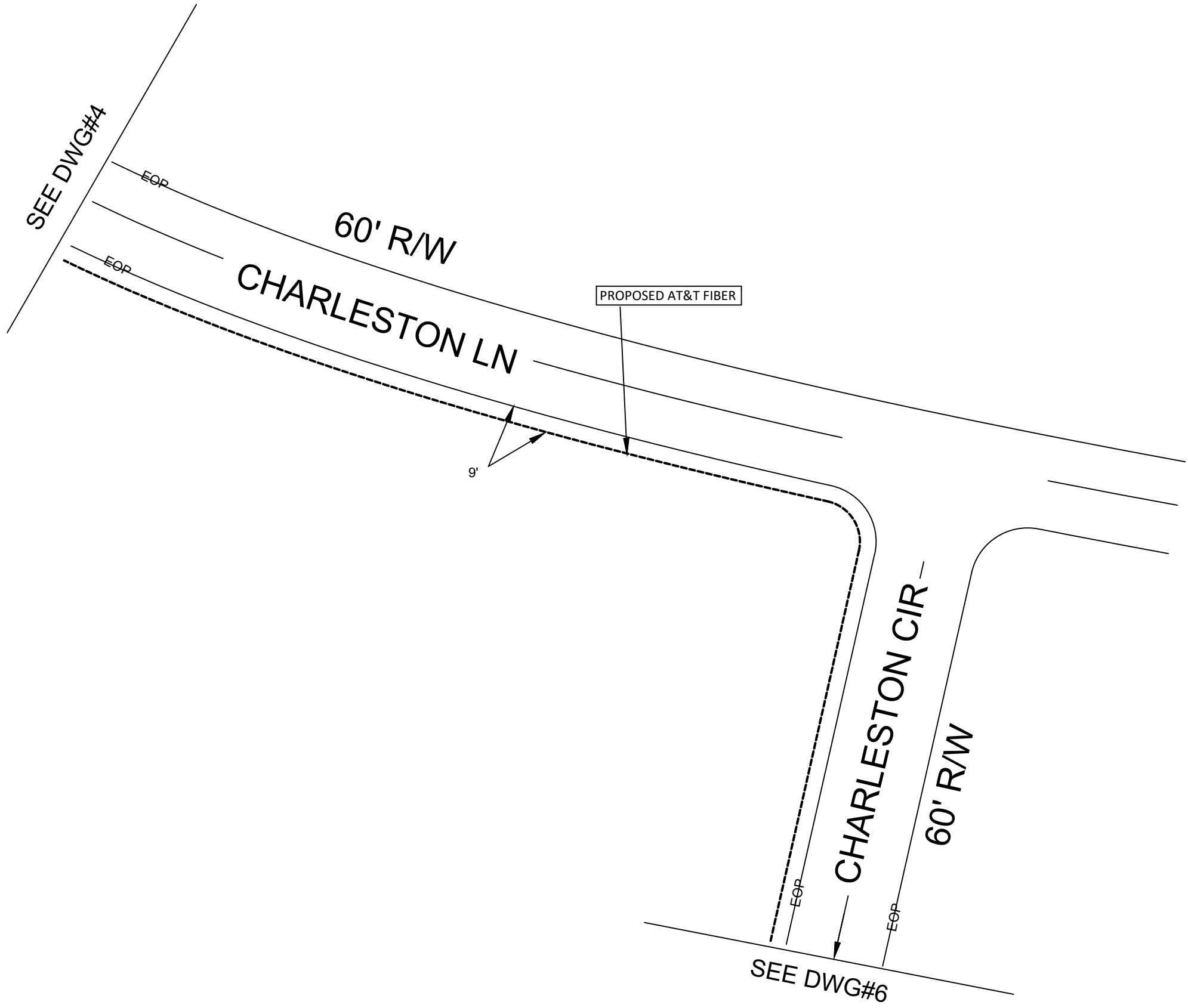


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PROPOSED TELEPHONE FACILITIES ON RIGHT OF WAY OF MADISON COUNTY
KATHERINE DR
EXCHANGE: 601856
DESIGNER: MIZELL, DAVID
PHONE: 601-591-3430
AUTHORIZATION: A02JV0J
DWG. <u>3</u> OF <u>7</u>

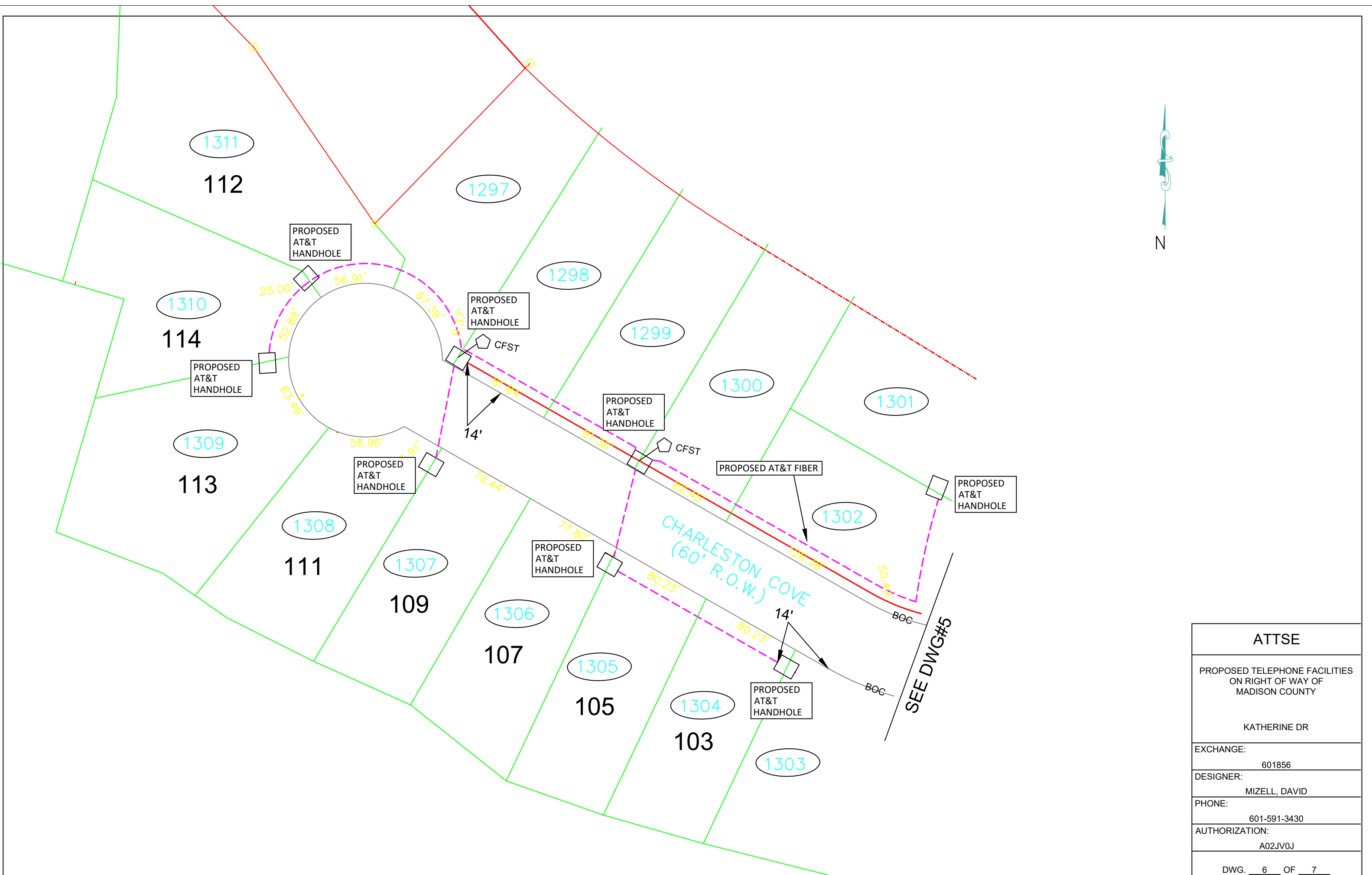


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PROPOSED TELEPHONE FACILITIES ON RIGHT OF WAY OF MADISON COUNTY	
KATHERINE DR	
EXCHANGE:	601856
DESIGNER:	MIZELL, DAVID
PHONE:	601-591-3430
AUTHORIZATION:	A02JV0J
DWG. <u>4</u> OF <u>7</u>	





<b>ATTSE</b>
PROPOSED TELEPHONE FACILITIES ON RIGHT OF WAY OF MADISON COUNTY
KATHERINE DR
EXCHANGE: 601856
DESIGNER: MIZELL, DAVID
PHONE: 601-591-3430
AUTHORIZATION: A02JV0J
DWG. <u>  5  </u> OF <u>  7  </u>



<b>ATTSE</b>	
PROPOSED TELEPHONE FACILITIES ON RIGHT OF WAY OF MADISON COUNTY	
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EXCHANGE:	601856
DESIGNER:	MIZELL, DAVID
PHONE:	601-591-3430
AUTHORIZATION:	A02JV0J
DWG. <u>  6  </u> OF <u>  7  </u>	

