BOARD OF SUPERVISORS

MADISON COUNTY, MISSISSIPPI

Department of Engineering Tim Bryan, P.E., PTOE, County Engineer 3137 South Liberty Street, Canton, MS 39046 Office (601) 855-5582 FAX (601) 859-5857

MEMORANDUM

October 14, 2024

To: Casey Brannon, 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: Comcast Utility Permit County Road Name, Nissan Parkway

The Engineering Department recommends approval for Comcast to install a new attach, bore and install a total of 262' 96 CT of .5 fiber cable along 1 existing poles and in new 2" conduit, including 10' new attach, 252'bore in existing right of way, then continue construction on to private property to service near 1978 MS-22.

Revised: 2/14/2019



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

<u> Utility Information:</u>	Utility Name:			
Address:			City/State/Zip:	
Contact Person:			Contact's Phone:	
Project Information:	County Road Name:			e Appendix 1 for additional descriptions,
Beginning Location:			5 ,	e Appendix 1 joi additional descriptions,
Length of Project:	Sec	ction:	Township:	Range:
Description of Work: _				
Check Box if Appendi	x 1 is to be included as a	part of this App	ication	

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:(Applica	ant Signature)
	Title:	
Note: Applicant must be an employee of the Utility name a Contractor, Subcontractor, Agent, or Consulting performed under this application.		
I, or my authorized representative, have reviewe plans submitted by the Applicant meet the require the Right-of-Way of all Public County Roads.	ements of A Policy for The Accommod	dation of Utility Facilities within
	By timothy.bryan	n at 8:51 am, Oct 18, 2024
AGREED TO AND APPROVED BY:	i im Bry	an, P.E. Engineer
Madian County Board Brooklant	Date:	
Madison County Board President		
ENTERED INTO THE MINUTES OF THE BOARD	OF SUPERVISORS OF MADISON CO	OUNTY, MISSISSIPPI ON THIS
DAY OF	, 20	





