

**ANNUAL GENERAL PERMIT FOR
CITY OF CLEARWATER d/b/a CLEARWATER GAS SYSTEM
CONSTRUCTION ACTIVITY**

THE COUNTY OF PINELLAS, a political subdivision of the State of Florida, hereinafter called the PERMITTER, hereby grants to **City of Clearwater d/b/a Clearwater Gas System, 777 Maple St., Clearwater, Florida 33755**, hereinafter called the PERMITTEE, a permit to construct, operate, maintain, renew and/or remove on an annual basis within Pinellas County, natural gas facilities as further described in attached Exhibit "A". All work is to be done in accordance with Pinellas County's "Operational Standards for Annual General Permits" and is subject to the following provisions and conditions:

1. The PERMITTEE has paid the Annual General Permit fee of \$2,813.00, receipt of which is hereby acknowledged. This permit creates permissive use only and the placing of facilities upon County property pursuant thereto shall not operate to create or to vest any property rights in said PERMITTEE.
2. This permit expires on October 1, 2023.
3. Construction, operation and maintenance of such utility shall not interfere with property and rights of prior occupant.
4. The construction, operation and maintenance of such utility shall not create obstruction or conditions which are dangerous to the traveling public.
5. Subject to the limitations and protections afforded the Permittee under Section 768.28, Florida Statutes, The PERMITTEE does hereby agree to indemnify, defend and save harmless the PERMITTER and all the members of its board, its officers and employees from and against all losses and all claims, demands, payments, suits, actions, recoveries, expenses, attorney's fees and judgments of every nature and description, including claims for property damage and claims for injury to or death of persons, brought or recovered against it by reason of any act of negligence or omission of the PERMITTEE, its agents, or employees, except only such

injury or damage as shall have been occasioned by the sole negligence of the PERMITTER. With respect to and in consideration for the indemnifications provided by PERMITTEE, the PERMITTER has paid to the PERMITTEE the sum of One and 00/100 Dollar (\$1.00), the sufficiency and receipt of which is hereby acknowledged.

6. The provisions of all applicable laws, statutes, County ordinances and operational standards shall apply to construction, operation, and maintenance pursuant to this general permit.

7. In the event of construction, repair or reconstruction of County-owned facilities, the PERMITTEE shall move or remove said utility installation at no cost to the PERMITTER.

8. The operational standards for Annual General Permits apply to the construction, operation and maintenance of PERMITTEE'S facilities and are attached hereto and incorporated by reference herein.

This permit shall be governed by the laws of the State of Florida.

This permit is valid through October 31, 2023.

PERMITTEE

Countersigned:

CITY OF CLEARWATER, FLORIDA

Brian J. Aungst Sr.
Mayor

Jennifer Poirrier
City Manager

Approved as to form:

Attest:

Michael Fuino
Assistant City Attorney

Rosemarie Call
City Clerk

PERMITTER

By: _____
Gene Crosson Date

**NEW: CONTRACTORS AND LOCAL GOVERNMENTS
SHALL PROVIDE A FORTY-EIGHT (48) HOUR NOTICE
PRIOR TO COMMENCING WORK TO:
ROWNOTIFICATION@PINELLASCOUNTY.GOV**



UTILITY

ANNUAL GENERAL PERMIT

OPERATIONAL STANDARDS

**FOR MAINTENANCE WORK WITHIN
PINELLAS COUNTY RIGHT-OF-WAY**

**IN ACCORDANCE WITH
PINELLAS COUNTY LAND DEVELOPMENT CODE
ARTICLE V. UTILITY WORK
SECTIONS 154-300 THROUGH 154-310**

Approved

Kelli Hammer Levy

Kelli Hammer Levy
Director of Public Works

Good through December 31, 2023

**NEW: CONTRACTORS AND LOCAL GOVERNMENTS SHALL
PROVIDE A FORTY-EIGHT (48) HOUR NOTICE PRIOR TO
COMMENCING WORK TO:
ROWNOTIFICATION@PINELLASCOUNTY.GOV**

**I. TYPES OF PERMITS FOR UTILITY WORK IN PINELLAS
COUNTY RIGHT-OF-WAY**

Exclusion areas: Site-specific permits are required for Keystone Rd. between US19 and East Lake Rd.

1. **ANNUAL GENERAL PERMITS** are given for work that is beyond 5 feet from back of curb (BOC) or edge of pavement (EP), as shown in Fig. 2. The Annual General Permit is a permit issued by the County for certain routine, repetitive work not requiring a specific utilization permit and may be issued or renewed for periods up to one year. This permit covers regular and recurring activities and specifies exempted activities for each utility. Exempted activities must obtain specific utilization permits. All construction or maintenance of facilities shall be accomplished with the least disruptive technology resulting in the least amount of damage and disruption of the right-of-way.

It is the Contractor's responsibility to document the existing condition of the Right-of-way prior to beginning any work. Please notify the Area inspector of the deficiencies prior to commencement. Failure to do so will result in permit holder being held responsible for corrections that appear to be associated with the activity.

An electronic notification for all qualifying work proposed in the Right-of-way is required. Failure to do so may result in the revocation of the Annual General Permit.

Contractor shall provide a forty-eight (48) hour notice prior to commencing work. Go to rownotification@pinellascounty.org.

2. **SPECIFIC UTILIZATION PERMITS** - are required before work is to begin, where non-emergency operations involve digging within 5 feet of the edge of pavement or back of curb as shown on Fig. 1. They are also required for bridge attachments, major drainage and waterway crossings, and major line or pipe extensions.
3. **EMERGENCY PERMIT** – All emergencies must immediately be reported to the Public Works Department at (727) 464-8900.

An after the fact permit whereby notification to the Pinellas County Regulatory Services Division (727) 464-3394 needs to be initiated prior to completion of emergency work.

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II. OPERATIONAL STANDARDS FOR ANNUAL GENERAL PERMITS

Exclusion areas: Site-specific permits are required for Keystone Rd. between US19 and East Lake Rd.

1. MAINTENANCE OF TRAFFIC

- All activities in accordance with this agreement shall conform to the U.S. Department of Transportation's "Manual on Uniform Traffic Control Devices" ("MUTCD") and the Florida Department of Transportation's ("FDOT") Design Standards Indexes 600 through 670 (latest editions).
- A safe and easily accessible ADA compliant paved or unpaved pathway for pedestrian, bicycle, and handicapped traffic shall be provided and maintained through the work zone for the duration of the construction area. If the pathway lies along a designated school walking route then the Permittee, or its agent, shall provide adequate supervision and/or guidance to the school aged students as they traverse through the work zone. .
- All construction of alternate or detour routes for pedestrians, bicyclists and handicapped persons must meet the requirements of the FDOT Design Standards Index 660.
- No roadway shall be closed without the prior written permission of the Pinellas County Public Works Transportation Division. At least 2 normal working days (Monday thru Friday) advance notice is required. All maintenance of traffic plans are to be submitted to the Pinellas County Public Works Transportation Division for approval prior to commencement of construction. Appropriate work zone safety is to be followed at all times.
- All construction activities shall include a traffic control plan in accordance with the FDOT Design Standards "General Information for Traffic Control Through Work Zones" (Indexes 600 through 670).

2. CLEAR ZONE SETBACK REQUIREMENTS

- After construction is complete, no obstacles or impediments to vehicular or pedestrian traffic shall be left in the clear zone, as described in the "Manual of Uniform Minimum Standards for Design, Construction and Maintenance for Streets and Highways" as a result of construction activities by the permittee, or its agents. Utility poles and light poles shall be located 2 feet behind the sidewalk when sufficient right-of-way and/or utility easements exist. All work shall be ADA compliant upon completion.

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3. CLEARANCES

- All overhead installations shall conform to clearance standards of the National Electric Safety Code, latest edition, (incorporated herein by reference), and all underground crossing installations shall be laid at a minimum depth of 30" below grade, or at 36" below ditch bottom.

4. TRENCH SAFETY

- The Trench Safety Act (Florida Statutes, Section 553.60 et seq.) shall apply to construction, operation, and maintenance.

5. WORK ZONE SAFETY

- Excavated materials shall not be placed on sidewalks.
- Excavated materials shall not restrict sight distances (i.e., not be greater than 3 feet in height in the line of sight used by traffic).
- Work area and excavated material shall be clearly marked and made safe to vehicular and pedestrian traffic at all times per the Manual of Uniform Traffic Control Devices ("MUTCD") Standards (latest edition).
- All OSHA requirements shall be satisfied.

6. RIGHT-OF-WAY RESTORATION

- All disturbed areas in the right-of-way shall be sodded unless otherwise directed by the County's Inspector.
- Vegetation, other than sod, will be restored to its pre-construction condition if approved by the County's inspector. Excavated areas will be compacted to the standards specified in "Right-of-Way Compaction" below.
- Restoration of driveways and placement of sod shall be completed prior to excavation starting in another area (job) by the same contractor. Exception to this rule may be allowed where ongoing construction makes such restoration impractical.
- The type of sod used to restore the right-of-way shall be coordinated with the adjacent property owner. Sod shall be maintained until it roots, a minimum water of 2 weeks.
- No stockpiling of material is allowed in roadway; all dirt and debris shall be removed from the job site upon completion.

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- Notify property owners regarding sprinkler systems, plants and mailboxes that may be disturbed during construction, prior to disturbing them. Replace those items that are damaged by permittee.
- The permittee shall be responsible for handling all complaints regarding the construction project.
- Trees shall be protected as necessary. Any tree(s) that are damaged shall be replaced in kind and replacement coordinated with the County's Urban Forestry Section.

7. NPDES REQUIREMENTS:

- Approved land disturbing and dewatering activities shall include properly installed Best Management Practices (BMPs) including erosion and sedimentation control measures prior to commencement and shall be maintained during and after all land disturbing and dewatering activities to prevent siltation and turbid discharges from entering county-maintained storm sewers, adjacent wetlands, and surface waters.
- The BMP's shall remain in place until construction is complete and County inspectors have determined the site has been properly stabilized.-Within 72 hours of establishing final grade at the project site, the permittee shall stabilize exposed surfaces to prevent erosion, siltation, or turbid run-off.-Failure to properly install and maintain erosion and/or sedimentation controls or an illicit discharge resulting from their failure is considered a violation of Sec. 58 of the Pinellas County Code and could result in penalties of up to \$10,000 per offense.
- Pursuant to Pinellas County Code Section 58-245, the permittee is also required to notify the County's Division of Environmental Management (DEM) at 727-464-5060 or watershed@pinellascounty.org immediately in the event of any impacts to the MS4 and/or surface waters.
- Dewatering activities resulting in an off-site discharge not authorized by this permit shall be reviewed and approved by DEM prior to its implementation and shall be consistent with NPDES program requirements. Please be advised additional permitting by other county departments or the state may be required. For information on the state's construction dewatering regulations visit <https://floridadep.gov/water/stormwater/content/construction-dewatering-faq>.

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8. DRAINAGE SYSTEMS

- Drainage systems shall be operational at all times, this includes ditches and storm drains, underdrains, etc.

9. DRAINAGE FILTRATION SYSTEMS

- When drainage filtration systems are damaged, the County's Inspector shall be notified at (727) 464-8900 and the system shall be repaired to working conditions by the permittee.

10. TRENCH DEWATERING

- Trench water that is discharged into the road drainage system must be through an approved filtration device. If contaminated groundwater is discovered during dewatering operations, the permittee shall stop all operations and contact the Pinellas County Regulatory Services Division at (727) 464-3394. The permittee shall be responsible for meeting Federal, State, Regional and County water quality standards for all discharges from the construction site.

11. DRIVEWAY CROSSINGS

- When driveways are to be jack and bored or directional bored, no jetting air or water shall be allowed.
- When driveway cuts are approved, they shall be repaired from curb to sidewalk, expansion joint to expansion joint or to a 5-foot width of cut, whichever is least.
- Whenever an asphalt driveway cut is approved, the entire apron in the Right-of-way shall be resurfaced.
- Driveway cuts shall be repaired per the Pinellas County Standard Construction Details.
- Coordinate the cutting of driveways with the owner prior to cut. All driveways shall be in passable condition at the end of each workday.

12. RIGHT-OF-WAY COMPACTION

- Compaction in the right-of-way shall be in accordance with Pinellas County Minimum Testing Frequency Standards.

13. SIDEWALK RELOCATION

- Where sidewalk removal is necessary, a site-specific right-of-way permit will be required. The annual general permit shall not apply.

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- Where sidewalk removal is necessary or use is impaired for greater than 60 minutes, a site-specific permit will be required.
- Sidewalks that are damaged as a result of work performed under this permit must be restored to the pre-work condition or better.

14. GOVERNMENTAL SURVEY

- When governmental survey control points are subject to displacement, they shall first be properly referenced prior to disturbance. After construction is complete, the control points shall be reset to their original locations. All survey work on governmental survey control points shall be performed by a Florida Registered Land Surveyor.

15. ONE CALL SYSTEM

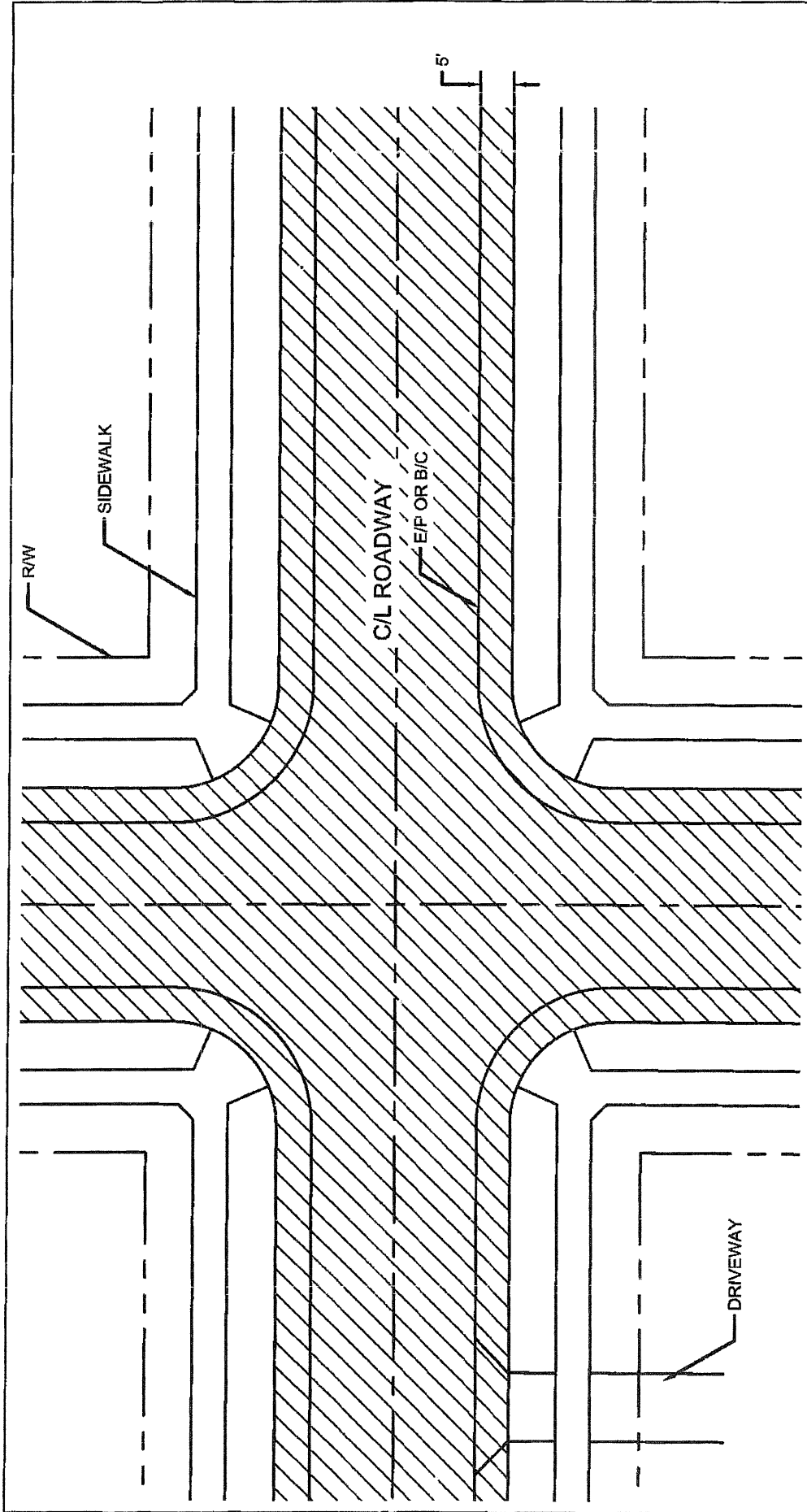
- When digging is involved, the utility notification center (*SUNSHINE STATE ONE CALL OF FLORIDA, INC. at 811*) shall be notified by the permittee not less than 48 hours or more than 5 days prior to construction.

16. ENVIRONMENTAL REQUIREMENT






- Prior to beginning any work hereunder, Permittee shall, through the State of Florida's Department of Environmental Protection Online Contamination Locator Map and the Pinellas County GIS Map, first evaluate the property herein as to any environmental risks. If subsequent to the start of any work herein Permittee encounters any environmental hazard or abnormal conditions, Permittee shall immediately cease work and notify the County. Permittee may only resume work upon written notification by County.

17. AS-BUILT DRAWING

- As-built drawings shall be provided for any impacts or modifications to County facilities.



NOTE: SHADING AREA WHERE ANNUAL GENERAL PERMIT DOES NOT APPLY. JOB SPECIFIC RIGHT-OF-WAY UTILIZATION PERMIT IS REQUIRED.

- LEGEND
-  WORK ZONE
 -  RIGHT-OF-WAY
 -  EDGE OF PAVEMENT
 -  BACK OF CURB
 -  CENTERLINE

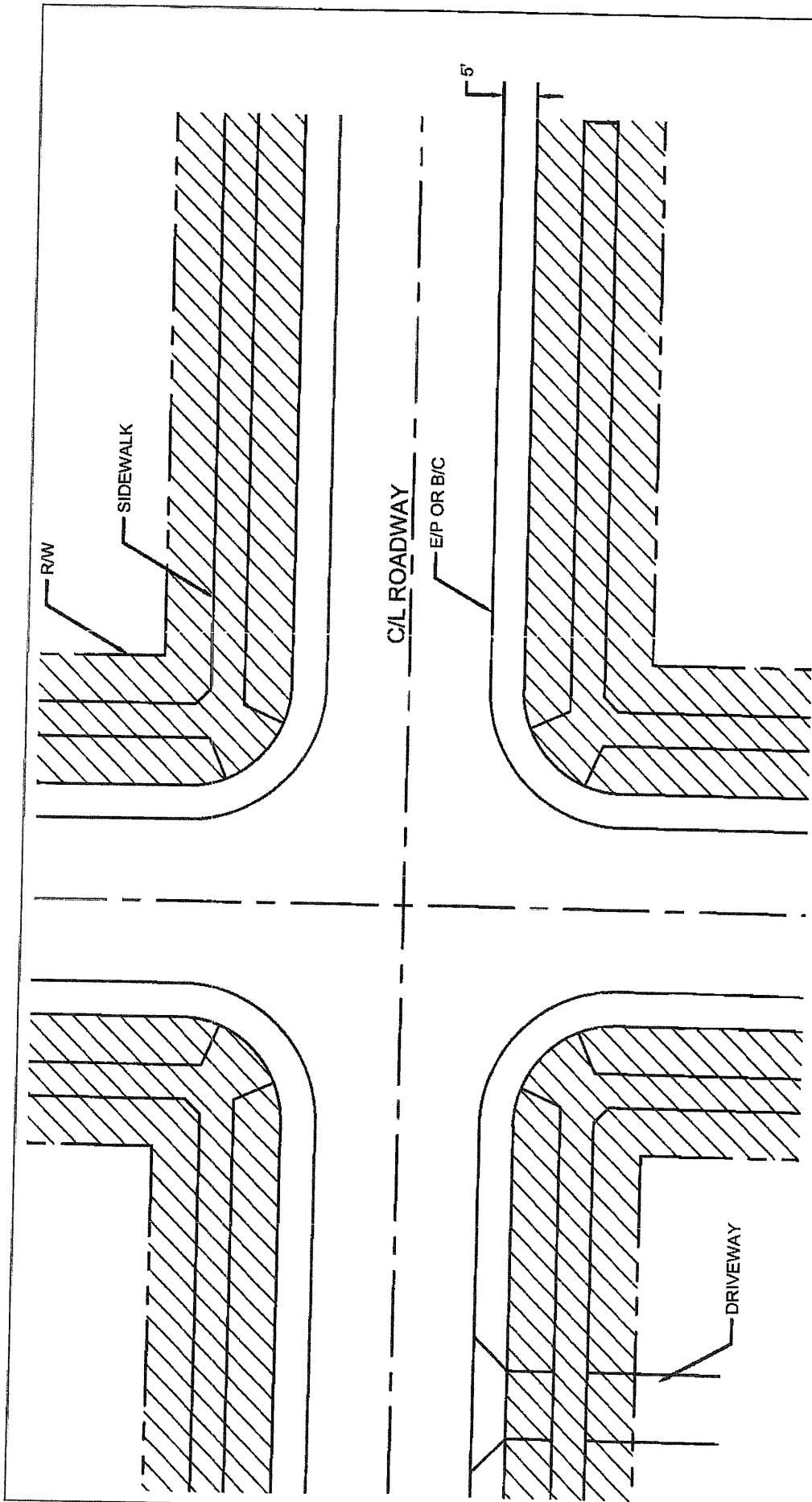
PINELLAS COUNTY FLORIDA

REQUIRES JOB SPECIFIC
RIGHT-OF-WAY UTILIZATION PERMIT






APPROVED BY:


RANDOLPH J. AYERS, PE
PINELLAS COUNTY DRS ENGINEER

FIGURE 1



NOTE: SHADING INDICATES AREA COVERED
BY ANNUAL GENERAL PERMIT

- LEGEND
-  WORK ZONE
 -  RIGHT-OF-WAY
 -  EDGE OF PAVEMENT
 -  BACK OF CURB
 -  CENTERLINE

PINELLAS COUNTY FLORIDA

REQUIRES JOB SPECIFIC
RIGHT-OF-WAY UTILIZATION PERMIT

APPROVED BY:

Randolph J. Ayers
RANDOLPH J. AYERS, P.E.
PINELLAS COUNTY DRS ENGINEER

FIGURE 2

**CLEARWATER GAS
ANNUAL GENERAL PERMIT
EXHIBIT A**

All work will be within the confines of Figure 2 as depicted in the Utility Annual General Permit Operational Standards.

INSTALLATIONS AND MAINTENANCE SUCH AS, BUT NOT LIMITED TO:

- NATURAL GAS MAIN INSTALLATION
- NATURAL GAS MAIN REMOVAL
- NATURAL GAS MAIN RELOCATION
- REPAIR EXISTING FACILITIES
- RETIRE SERVICES AND MAINS
- INSTALL AND MAINTAIN PASSIVE CATHODIC PROTECTION DEVICES (ANODES, INSULATORS, ETC.)
- INSTALL AND MAINTAIN ACTIVE CATHODIC PROTECTION DEVICES (RECTIFIER STATIONS, ETC.)
- INSTALL SERVICE TAPS ON EXISTING GAS MAINS
- INSTALL NATURAL GAS SERVICE LINES
- INSTALL AND MAINTAIN NATURAL GAS VALVES, REGULATOR STATIONS AND TELEMETERING STATIONS
- INSTALL LOCATING STATIONS, TEST STATIONS, GAS MARKERS AND VENTS
- PERFORM FIELD INSPECTIONS FOR CONDITIONS AND LOCATIONS OF GAS FACILITIES
- PERFORM MISCELLANEOUS MINOR MAINTENANCE RELATED WORK

NOTE: Effective October 1, 2010 all work within the **Keystone Road right-of-way** will require a right-of-way utilization permit and will not fall under the Annual General Permit.