

CITY OF BELLEAIR BLUFFS
PINELLAS COUNTY, FLORIDA
ANNUAL GENERAL RIGHT-OF-WAY PERMIT
BELLEAIR BLUFFS CODE OF ORDINANCES 138-03

PERMIT NO. 16-223
 FRANCHISE NO. _____
 REGISTRATION NO. _____

The CITY OF BELLEAIR BLUFFS, a political subdivision of the State of Florida, hereinafter called the Licensor, hereby grants to

CLEARWATER GAS SYSTEM 400N.MYRTLE AVE. CLWTR FL 33155 727-562-4900
 (Name) (Address) (Telephone No.)

of THE CITY OF CLEARWATER, hereinafter called the Licensee, an Annual General Permit to construct new customer service connections within 1,000 feet of existing facilities, perform routine repairs & maintenance activities and/or remove existing facilities. This permit is limited to Licensees with existing facilities in City rights-of-way and must be submitted by November 1 to be in effect for the subsequent calendar year.

1. The construction, operation and maintenance of such utility shall not interfere with the property and rights of any prior occupant.
2. The construction, operation and maintenance of such utility shall be in accordance with an approved Maintenance of Traffic Plan (MOT) and shall not create obstructions or conditions, which are or may become dangerous to the traveling public.
3. All work must be done in keeping with standards of the City of Belleair Bluffs and shall be done under supervision of the City. All materials and equipment shall be subject to inspection by the City.
4. The Licensee shall and does hereby agree to indemnify, pay the cost of defense, and save harmless the Licensor from and against the payment of all claims, suits, actions, costs, attorneys' fees, expenses, damages, judgments, or decrees by reason of any person or persons or property being damaged or injured by the Licensee, his employees, agents or subcontractors or in any way attributable to the performance, prosecution, construction, operation, or maintenance of the work herein permitted by Licensee and resulting from the negligent acts or omissions of said Licensee in connection with the work herein permitted pursuant to Chapter 337, Florida Statutes and applicable City Ordinances. *
5. The Licensee shall repair any damage or injury to public and private property by reason of the exercise of any of the privileges granted in this License, and shall repair the same promptly restoring it to a condition at least equal to that which existed immediately prior to the infliction of such damage or injury. Licensee to notify City and property owner within 24 hours of damage and maintain the restoration for 1 year. An 18-month Maintenance Guarantee may be required for repairs to public/private property.
6. No underground or overhead pavement crossings are authorized under this permit. All new services must be parallel to and adjacent to the rights-of-way line. New services must be within 1,000 feet of existing infrastructure.
7. In the event of widening, repair or reconstruction of said road, the Licensee shall move or remove said utility installations at the request of, and at no cost to, the Licensor.
8. This license creates a permissive use only and the placing of facilities upon City property pursuant hereto shall not operate to create or to vest any property rights in said Licensee and is granted in perpetuity subject to termination by the Licensor upon the giving of 30-days notice in writing to the Licensee.
9. In case of noncompliance with City's requirements, this permit is void and the facility will have to be brought into compliance or removed from the right-of-way at no cost to the City.
10. The Licensee shall provide a Certificate of Insurance as a condition for Annual General Rights-of-Way Permit approval.
11. An annual \$5,000 repair guarantee is to be on file with the City prior to permit approval pursuant to 138-15 of the Belleair Bluffs Code of Ordinances.
12. An Annual General Rights-of-Way Permit is limited to the following activities:
 - a. Telecommunications service providers (new customers within 1,000 feet of existing infrastructure)
 - (1) Installation of service drops from serving locations

- (2) Installation of a new buried distribution cable that does not cross or begin in the pavement.
 - (3) Extension of a buried distribution cable that does not cross or begin in the pavement.
 - (4) Extension of two-way four inch conduit system that does not cross or begin in the pavement.
 - (5) Adding a new terminal to existing cable.
 - (6) Pulling in new underground feeder cables in on existing permitted conduit or manhole and conduit system.
 - (7) Digging of a splice hole to splice a new cable or adding a terminal.
 - (8) Digging of a splice hole for cable acceptance testing for quality.
 - (9) Digging of a splice hole to change the count of a cable leg for new service.
 - (10) Extension of existing aerial distribution cable from existing poles providing other aerial utility service still exists and providing it does not cross the pavement.
- b. Telecommunications service providers - maintenance of existing facilities:
- (1) Replacement of existing service drops.
 - (2) Replacement/repair of existing terminals.
 - (3) Replacement/repair of existing aerial cable providing other aerial utility service still exists and providing it does not cross the pavement.
 - (4) Replacement/repair of existing underground feeder cable in an existing permitted manhole and conduit system.
 - (5) Pumping water out of a manhole to maintain underground cables in conduit system.
 - (6) Digging of splice holes to locate and repair air leaks in cables.
 - (7) Digging of a splice hole to change the count of a cable.
 - (8) Digging of a splice hole to add a side leg off feeder cable.
 - (9) Digging of a hole to repair broken conduits.
 - (10) Digging of a splice hole for cable acceptance testing for quality.
 - (11) Digging of a splice hole to repair wet or damaged cable.
 - (12) Digging of a hole to verify the location of buried facilities.
 - (13) Removal of facilities no longer needed for services.
 - (14) Adjust aerial facilities to meet National Electric Safety Code.
 - (15) Any facility relocations required for City improvements.
- c. Natural gas providers:
- (1) Extend (up to 1,000 ft.) and/or replace existing facilities parallel to the Rights-of-way provided it does not cross a City road.
 - (2) Install 5/8" and up to 1 1/4" service and connect to existing main.
 - (3) Maintain anodes, rectifiers, and telemetering stations.
 - (4) Repair existing facilities providing they do not cross pavement.
 - (5) Retire services and mains.
 - (6) Install and maintain valves, regulator stations, and insulators.
 - (7) Install test stations, gas markers and vents.
 - (8) Perform field inspections for conditions and locations of gas facilities.
 - (9) Perform miscellaneous minor maintenance related work.
 - (10) Install gas facilities in existing casing/pipe.
 - (11) Any facility relocations required for City improvements.
- d. Cable service providers and Electric Utilities:
- (1) Routine maintenance of equipment, including, but not limited to, poles, overhead/underground transformers, streetlights and brackets, wire and cable (aerial or underground), pedestals, switches, arresters, risers, fuses and all associated hardware.
 - (2) Installation of equipment in order to provide new customer service (up to 1,000 ft.), providing it does not cross pavement.
 - (3) Extend (up to 1,000 ft.) and/or replace existing facilities parallel to the Rights-of-way, provided it does not cross pavement.
 - (4) Replace, repair, or upgrade existing facilities, provided it does not cross pavement.
 - (5) Retire services and mains.
 - (6) Install monitoring devices as necessary.
 - (7) Perform field inspections for conditions and locations of electric facilities.
 - (8) Perform miscellaneous minor maintenance related work.
 - (9) Install electric facilities in existing casing/pipe or conduit system.
 - (10) Removal of facilities no longer needed for service.

- (11) Adjust aerial facilities to meet National Electric Safety Code.
- (12) Any Facility relocations required for City improvements.

e. Water and Sewer Providers:

- (1) extend and/or replace existing facilities parallel to the rights-of-way provided it does not cross the pavement, no more than 1,000 feet.
- (2) install service and connect to existing main, so long as it does not extend more than 1,000 feet or cross the pavement.
- (3) maintenance of Facilities in the Rights-of-way.
- (4) Repair existing facilities provided they do not cross the pavement.
- (5) Retire services and mains.
- (6) Perform field inspections for conditions and locations of water and sewer facilities.
- (7) Any facility relocations required for City improvements.

13. The Licensee shall provide weekly locations and schedules of proposed work or shall notify the City sixty (60) minutes prior to any construction in the rights-of-way not otherwise provided on weekly maps and schedules. The Licensee shall notify the City within twenty-four (24) hours of completion. Please contact the Public Works Section at 584-2151 or the Pinellas County Sheriff's Office at 582-6200.

14. Documentation Required with Weekly Submittals (due no later than Wednesday for the following week)

- Drawings, sketches, site plans or other information detailing the proposed work.
- Maintenance of Traffic Plan (MOT).
- Bar chart construction schedule.
- Proposed greenery trimming/removal plan.

15. ~~By the below signature, the Permittee hereby represents that no change to the City of Belleair Bluffs Annual General Right-of-Way Permit form has been made.~~

**THE UTILITY NOTIFICATION CENTER "SUNSHINE",
(800-432-4770) MUST BE NOTIFIED 48 HOURS
IN ADVANCE OF CONSTRUCTION PURSUANT TO
FLORIDA STATUTE 556.101-111**

SEE ATTACHED CITY OF CLEARWATER
SIGNATURE PAGE

Licensee or Agent

Signature

TO BE FILLED OUT BY THE CITY OF BELLEAIR BLUFFS

Sod Required ☐ Yes ☐ No
Co-location Required ☐ Yes ☐ No ☐ N/A
Repair Guarantee Provided ☐ Yes ☐ No
As-Built Required ☐ Yes ☐ No ☐ N/A
Insurance Certificate Provided ☐ Yes ☐ No

Notify 1 Hour in Advance of Work:

☐ Pinellas County Sheriff 582-6200
☐ Fire Department 584-8392
☐ Public Works - 584-2151

Special conditions and instructions ALL RESTORATION TO BE AS GOOD OR
BETTER THAN BEFORE CONSTRUCTION -

Approved by: [Signature]

City of Belleair Bluffs
City

11-22-16
Date

CITY OF BELLEAIR BLUFFS
ANNUAL RIGHT OF WAY PERMIT: CLEARWATER GAS SYSTEM

Countersigned:

George N. Cretekos
Mayor

Approved as to form:

Laura Mahony
Assistant City Attorney

CITY OF CLEARWATER, FLORIDA

By:

William B. Horne II
City Manager

Attest:

Rosemarie Call
City Clerk