KIM REYNOLDS, GOVERNOR
ADAM GREGG, LT. GOVERNOR

SCOTT MARLER, IOWA DOT DIRECTOR
TROY JERMAN, IOWA DOT COO

IOWA DEPARTMENT OF TRANSPORTATION
District 2 Office
428 43rd St SW
Mason City, IA 50401
563-380-0106
www.iowadot.gov

November 4, 2024

Chris Schveiger
Fayette County Sheriff's Office
220 N Industrial Pkwy
West Union, IA 52175

Good morning:

Attached is your approved Utility Accommodation Permit/Application and Agreement to Perform Work Within State Highway Right-of-Way along IA 150 according to project plans, IDOT Standard Specifications, and the Policy for Accommodating and Adjustment of Utilities on the Primary Road System.

10 DAYS PRIOR to commencing permitted work, permit holder and/or their subcontractor shall respond with a "REPLY ALL" to THIS EMAIL and provide the following:

- **24 hr. contact name & phone number for the crew on site.**
- **Actual dates/times the crew will be on site for the permitted work.**
  (Please note: work on site may not be allowed if notification is less than 48 hours)
- **If a lane closure is necessary, provide date CARS 511 was contacted for notification.**

In addition to the standard permit application requirements, the following special requirements shall apply to this permit:

- **NA**

As a reminder:

- All personnel in the highway right-of-way shall always wear ANSI 107 Class 2 apparel when exposed to traffic or construction equipment.
- A copy of the approved permit shall be always available on the job site for examination by Department personnel.
- Unless specifically noted in the Special Requirements section, all work performed with the right-of-way shall be restricted to 30 minutes after sunrise to 30 minutes before sunset.
- All disturbed soils/grasses shall be graded/seeded/restored to the original condition upon completion of the permitted work.

The permit's expiration/completion date is 11/4/2025.

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If you should have any questions, please contact me.

Thank You,

Nick Sorenson
Engineering Operations Technician
District 2 Engineering Staff- Mason City
Iowa Department of Transportation
428 43rd St SW
Mason City, IA 50401
641-394-3161 office
563-380-0106 mobile
Nicholas.sorenson@iowadot.us

IOWA DOT
Form 810028 (11-23)

APPLICATION AND AGREEMENT TO PERFORM WORK WITHIN STATE HIGHWAY RIGHT-OF-WAY

FOR DEPARTMENT USE ONLY

Permit Number	Highway Number	County
33A-2024-014	IA 150	Fayette
DOT Project Number		**Expiration/Completion Date**
FN-150-6(3)--21-33		11/4/25

APPLICANT (INDIVIDUAL OR COMPANY) (ASSISTANCE FROM DEPARTMENT AVAILABLE UPON REQUEST)

First Name	Middle	Last Name	Phone Number	Ext.
Chris	J	Schveiger	563-422-6067	240
Company Name			**Phone Number**	**Ext.**
Fayette County Sheriff's Office			563-422-6067	0

Street Address	City/Town	State	ZIP Code
220 N Industrial Pkwy	West Union	IA	52175

e-Mail Address
cschveiger@fayettecountyso.us

WORK TO BE ACCOMPLISHED

Approval is hereby requested to enter within the state right-of-way and to complete the proposed work as detailed on the attachments and further described as follows:

Fayette County Sheriff's Office is requesting permission and permitting to place a license plate reader camera (LPR) on a breakaway pole that would be placed on Hwy 150, specifically on west side of Hwy 150 behind an existing guard rail, approximately 170 ft. north the intersection of Major Rd. and Hwy 150. The wooden 18 ft. breakaway pole would be put into the ground behind guard rail and the solar LPR would be placed on top of pole approximately 11-12 ft in the air with 2 metal bands. The break away pole would be behind the guard rail, approximately 8-9 ft from travel line (white line).

and shall be located as shown on the detailed plan attached hereto. **(See current Iowa Department of Transportation Utility Accommodation Policy for submittal of detailed plan requirements.)** https://iowadot.gov/rightofway/pdfs/UtilityPolicy.pdf

WORK SITE LOCATION

The proposed work as described above is located in Section 18, Twp. 095N, Range 08W on Highway No. 150 generally located south (miles) 2.1 (direction) from Winneshiek/Fayette County line (city, county line, or other land line). Work proposed is more specifically located as being from 87.77 (Milepost #) and 345+80 (Highway Station) to 87.77 (Milepost #) and 345+80 (Highway Station) on the Rt side of highway.

All proposed work covered by this permit shall be at the applicant's expense. The applicant shall reimburse the Iowa Department of Transportation for any materials removed from the highway right-of-way described as follows:

The following special requirements shall apply to this permit:

Disclosure Statement: The information furnished on this form will be used by the Department of Transportation to determine approval or denial of the application. Failure to provide all information will result in denial of the application. Information furnished is public information and copies may be provided to the public upon request.

The utility company, corporation, applicant, permit holder or licensee, (hereinafter referred to as the Permit applicant) agrees with the Iowa Department of Transportation (hereafter referred to as the Department) that the following stipulations and those special requirements as listed on this document shall govern under this permit after it is approved by the Department.

A. General

1. The installation shall meet the requirements of local municipal, county, state, and federal franchise rules and regulations, regulations and directives of the Iowa State Commerce Commission; the Iowa Department of Natural Resources, all rules and regulations of the Department and any other laws or regulations applicable.
2. The Permit Holder shall be fully responsible for any future adjustments of the facilities within the established highway right-of-way caused by highway construction or maintenance operations.
3. As per Section 115.8(8) of the Utility Accommodation Policy, As-Built plans are due within 90 days after completion of construction, the utility owner shall submit to the district representative an as-built plan.
4. The work described in this permit shall be completed as proposed in compliance with the stipulations and special requirements within one year from the date Department approval is received for said request. Failure on the part of the Permit Holder to abide by the stipulations or in constructing the work described as stipulated and within the time frame stated shall render this agreement and request null and void. The Permit Holder also agrees to save the State of Iowa and the Department harmless of any damages or losses that may be sustained by any person, or persons, on account of the conditions and requirements of this agreement.
5. Non-compliance with any of the terms of the Department's policy, permit, or agreement, may be considered cause for shut-down of construction operations, revocation of the permit, or withholding of relocation reimbursement and/or withholding of future application approvals until compliance is confirmed. The cost of any work deemed necessary to be performed by the State in removal of non-complying construction will be assessed against the Permit Holder.

B. Construction and Maintenance

1. The location, construction and maintenance of the utility installation covered by this application shall be in accordance with the current Department's Utility Accommodation Policy. https://iowadot.gov/rightofway/pdfs/UtilityPolicy.pdf
2. Before beginning any work in the highway right-of-way, it is the responsibility of the Permit Holder to obtain an easement from the drainage district if necessary. The Department assumes no responsibility for advising the Permit Holder of each location of a drainage district crossing. It is the Permit Holder's responsibility to locate these crossings and obtain any necessary easements or permission from the drainage district. See Code of Iowa, Chapter 468 for additional information.
3. A copy of the approved permit shall be available on the job site at all times for examination by Department personnel.
4. Operations in the construction and maintenance of this utility installation shall be carried on in such a manner as to cause minimum interference to or distraction of traffic on said highway.
5. Traffic protection shall minimally be in accordance with Part VI of the current Manual on Uniform Traffic Control Devices for Streets and Highways. The applicant shall be responsible for correctly using traffic control devices including signs, warning lights, and channelizing devices as needed while work is in progress or the clear zone is impacted. Flagging operations are the responsibility of the applicant. The Department's TC XXX Series Standards are the preferred traffic control specification plans. http://www.iowadot.gov/design/stdplne_tc
6. The applicant shall seed and mulch all disturbed areas within the highway right-of-way and shall be responsible for the vegetative cover until it becomes well established. Any surfaced areas such as driveways or shoulders and sodded waterways and plantings which are disturbed shall be restored to their original condition. Any damage to any other underground facilities during installation shall be repaired at the permit holder's expense.
7. All personnel in the highway right-of-way shall wear ANSI 107 Class 2 apparel at all times when exposed to traffic or construction equipment.
8. As per Policy Section 115.4(9) parking or storage in the clear zone is prohibited. When not in actual use, vehicles, equipment and materials shall not be parked or stored within the clear zone or median.
9. Unless specifically noted in Special Requirements section, all work performed within the right-of-way shall be restricted to 30 minutes after sunrise to 30 minutes before sunset.
10. Pedestals shall be placed within 12 inches of the right-of-way line.
11. All above and below ground appurtenances (pedestals, hydrants, drains, accesses, etc.) shall be marked with high visibility posts and signs. The minimum height requirement for the signs shall be 5 foot. Urban Roadway Sections may be exempted with department approval.

C. Liability

1. To the extent allowable by law, the Permit Holder agrees to indemnify, defend, and hold the Department harmless from any action or liability arising out of the design, construction, maintenance, placement of traffic control devices, inspection, or use of the Permit Holder's facilities. This agreement to indemnify, defend, and hold harmless applies to all aspects of the Department's application review and approval process, plan and construction reviews, and funding participation.
2. The Permit Holder shall indemnify and save harmless the State of Iowa, its agencies and employees, from any and all causes of action, suits at law or in equity, for losses, damages, claims or demands, and from any and all liability and expense of whatsoever nature, arising out of or in connection with the Permit Holder's use or occupancy of the public highway.
3. The State of Iowa and the Department assume no responsibility for damages to the Permit Holder's property occasioned by any construction or maintenance operations on said highway if the facilities are not located in accordance with this permit.
4. The State of Iowa, its agencies or employees, will be liable for expense incurred by the Permit Holder in its use and occupancy of the highway right-of-way only when negligence of the State, its agencies or employees, is the sole proximate cause of such expense. Whether in contract, tort or otherwise, the liability of the State, its agencies and employees, is limited to the reasonable, direct expense to repair damaged utilities, and in no event will such liability extend to loss of profits or business, indirect, special, consequential or incidental damages.

D. Notification

1. The Permit Holder is responsible for contacting **Iowa One-Call (1-800-292-8989)** and request the location of all underground utilities forty-eight (48) hours before excavation. Before beginning work in the highway right-of-way, the Permit Holder shall also contact any other known utility located in the area of the proposed work.
2. The Permit Holder agrees to give the Department forty-eight (48) hour notice of its intention to start construction or to perform routine maintenance on the highway right-of-way. Said notice shall be made to the local DOT contact person whose name is shown on Page 3.
3. **511 Notification** - The Permit Holder or their contractor **may not obstruct or close** primary highways or primary highway extensions (state highways within city limits) **without prior consent of the department**, except in emergency situations. Before setting up a lane closure or vertical/horizontal restriction of any kind on a primary highway, call the local DOT Maintenance Garage **AND** the Traffic Management Center per attached documents. Except in emergency situations, a 10-day advance notice is required. http://www.iowadot.gov/traffic/utility/pdfs/511UtilityNotification.pdf

E. Buy America

Buy America applies to relocations of utility facilities that must move due to highway projects under certain specific conditions that include reimbursable locations and relocations due to interstate projects.
Please contact the Department's District Engineering Operation Technician (EOT) for more information on Buy America requirements or visit the following link:
https://iowadot.gov/rightofway/Utility-Accommodation-and-Coordination#533652456-buy-america

Permit Number: 33A-2024-014

Applicant Signature and Agreement

The undersigned have read the stipulations of this permit agreement as stated as well as attachments which may be included and by signing this application agree to abide by all stipulations and to complete the work as proposed in compliance with the stipulations and attachments within one year from the date Department approval is received for said request. Failure on the part of the applicant to abide by the stipulations or to construct the work desired as stipulated and within the time frame stated shall render this agreement and request null and void. The undersigned also agrees to save harmless the State of Iowa and the Iowa Department of Transportation from any damage or losses that may be sustained by any person or persons on account of the conditions and requirements of this agreement.

Applicant Name *(First, M.I., Last - Print or Type)*	Agent/Owner *(Signature)*	Date
Chris Schveiger	Chris Schveiger	10-21-24
e-Mail Address: cschveiger@fayettecountyso.us		

CITY ACTION (IF PROPOSED WORK IS WITHIN AN INCORPORATED CITY, CITY ACTION IS REQUIRED)

"The undersigned city joins in the grants embodied in the above permit executed by the Iowa Department of Transportation on condition that all of the covenants and undertakings therein running to the Iowa Department of Transportation shall inure to the benefit of the undersigned city and recommends action on said permit application as noted below by the delegated city official".

☐ Recommend Approval ☐ Do Not Recommend Approval ☐ None Required

Signature	Title	Date
Type or Print Name	Authorized Official for the City of	
e-Mail Address		

COUNTY ACTION (IF PROPOSED WORK CROSSES COUNTY RIGHT-OF-WAY, COUNTY ACTION IS REQUIRED)

"The undersigned county joins in the grants embodied in the above permit executed by the Iowa Department of Transportation on condition that all of the covenants and undertakings therein running to the Iowa Department of Transportation shall inure to the benefit of the undersigned county and recommends action on said permit application as noted below by the delegated county official".

☑ Recommend Approval ☐ Do Not Recommend Approval ☐ None Required

Signature	Title	Date
Marty Fisher	Sheriff	10-23-2024
Type or Print Name	Authorized Official for the County of	
	Fayette	
e-Mail Address: Mfisher@fayettecountyso.us		

FEDERAL HIGHWAY ADMINISTRATION ACTION
(DEPARTMENT REPRESENTATIVE WILL REVIEW THE REQUEST AND OBTAIN FHWA ACTION, WHEN NECESSARY)

☐ Recommend Approval ☐ Do Not Recommend Approval ☐ None Required

Authorized FHWA Representative Signature	Date

DEPARTMENT OF TRANSPORTATION FINAL ACTION

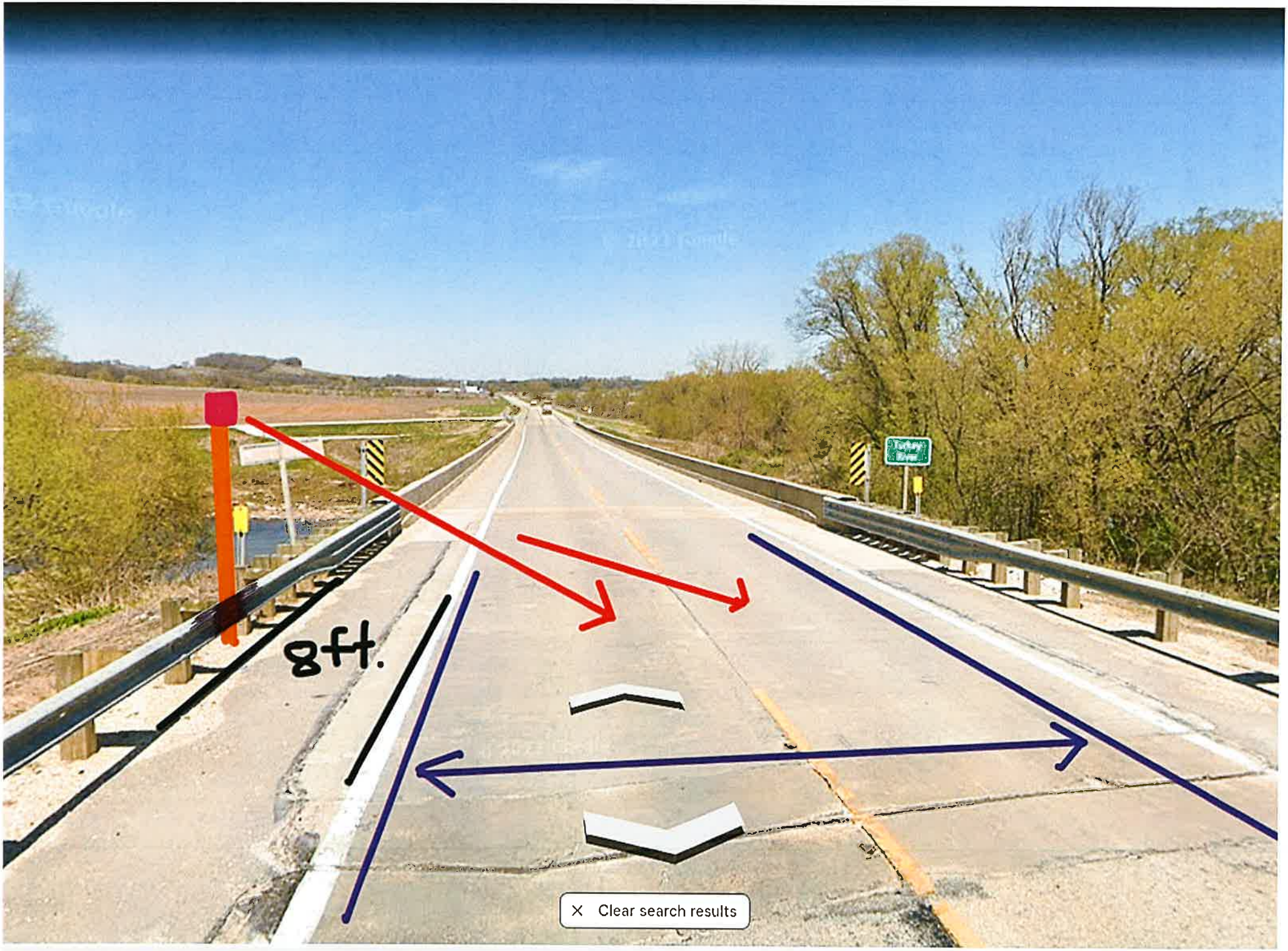
☒ Application Approved ☐ Application Denied Permit Number: 33A-2024-014

Authorized Highway District Representative	Signature	Date
Nick Sorenson	Nicholas Sorenson	11/4/24
e-Mail Address: nicholas.sorenson@iowadot.us		

Notice of intention to commence activities on the highway rights-of-way shall be submitted by the applicant a minimum of 48 hours prior to actually commencing the activities as herein granted by this approved application. Notice is to be given to the following Iowa Department of Transportation representative:

Local DOT Contact Person (Type or Print Name)		Phone Number
Gabe Zittergruen		563-422-3279
Street Address	City/Town	State / ZIP Code
11562 210th St Iowa 150 S.	West Union	IA 52175
e-Mail Address: gabriel.zittergruen@iowadot.us		

Permit Number: 33A-2024-014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