

RECEIVED PERMITS OFFICE

JUL 01 2013

DEPT OF TRANSPORTATION MIAMI, FLORIDA

2013 H 691 107

UTILITY PERMIT

PERMIT NO.:		SECTION NO.: 87030	STATE ROAD 5	COUNTY DADE
FDOT construction is proposed or underway.		<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	Financial Project ID:
Is this work related to an approved Utility Work Schedule?		<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	If yes, Document Number:
PERMITTEE:	City of North Miami			
ADDRESS:	776 NE 125th Street		TELEPHONE NUMBER: (305) 787 -1008	
CITY/STATE/ZIP:	North Miami, FL 33161			
The above PERMITTEE requests permission from the State of Florida Department of Transportation, hereinafter called the FDOT, to construct, operate and maintain the following: <small>3290 LF of 12-inch forcemain with 8 air release valves and 2 plug valves; 40 LF of 10-inch forcemain with 1 plug valve and 1 check valve; 53 LF of 6-inch forcemain with 2 plug valves and 2 check valves; 67 LF of 4-inch forcemain with 3 plug valves and 3 check valves.</small>				
FROM: NE 105 STREET		TO: NE 116TH STREET		
Submitted for the PERMITTEE by: Name and Company (Typed or Printed Legibly)	Contact Information Address/Telephone/E-Mail (if applicable)	Signature	Date	
Rodney C. Devera, P.E. EAC Consulting, Inc.	815 NW 57th Avenue, Miami, FL 33126/ 305-265-5400/ rdevera@eacconsult.com		6-18-2013	

Along BISCAYNE Blvd.

SEE ATTACHMENT(S)

- The Permittee declares that prior to filing this application, the location of all existing utilities that it owns or has an interest in, both aerial and underground, are accurately shown on the plans and a letter of notification was mailed on 9/26/12, 12/7/2012, 03/18/13 to the following utilities known to be involved or potentially impacted in the area of the proposed installation: AT&T/ Distribution, AT&T, Comcast Cable, City of North Miami, Florida Power & Light- Transmission, FPL Fibernet LLC, Florida Power & Light- Distribution, Level 3 Communications LLC, Teco Peoples Gas-South Florida, Public Works-MDC
- The local Maintenance or Resident Engineer, hereafter referred to as the FDOT Engineer, shall be notified a minimum of forty eight (48) hours in advance prior to starting work and again immediately upon completion of work. The FDOT's Engineer is _____ located at _____, Telephone Number: SEE ATTACHMENT(S). The Permittee's employee responsible for MOT is _____ Telephone Number _____ (This name may be provided at the time of the forty eight (48) hour advance-notice prior to starting work).
- All work, materials, and equipment shall be subject to inspection and approval by the FDOT Engineer.
- All plans and installations shall conform to the requirements of the FDOT's UAM in effect as of the date this permit is approved by FDOT, and shall be made a part of this permit. This provision shall not limit the authority of the FDOT under Paragraph 8 of this Permit.
- This Permittee shall commence actual construction in good faith within 60 days after issuance of permit, and shall be completed within 305 days after the permitted work has begun. If the beginning date is more than sixty (60) days from the date of permit approval, the Permittee must review the permit with the FDOT Engineer to make sure no changes have occurred to the Transportation Facility that would affect the permitted construction.
- The construction and maintenance of such utility shall not interfere with the property and rights of a prior Permittee.
- It is expressly stipulated that this permit is a license for permissive use only and that the placing of utilities upon public property pursuant to this permit shall not operate to create or vest any property right in said holder, except as provided in executed subordination and Railroad Utility Agreements.
- Pursuant to Section 337.403, Florida Statutes, any utility placed upon, under, over, or along any public road or publicly owned rail corridor that is found by FDOT to be unreasonably interfering in any way with the convenient, safe, or continuous use, or maintenance, improvement, extension, or expansion, of such public road or publicly owned rail corridor shall, upon thirty (30) days written notice to the utility or its agent by FDOT, be removed or relocated by such utility at its own expense except as provided in Section 337.403(1), Florida Statutes, and except for reimbursement rights set forth in previously executed subordination and Railroad Utility Agreements, and shall apply to all successors and assigns for the permitted facility.
- It is agreed that in the event the relocation of said utilities are scheduled to be done simultaneously with the FDOT's construction work, the Permittee will coordinate with the FDOT before proceeding and shall cooperate with the FDOT's contractor to arrange the sequence of work so as not to delay the work of the FDOT's contractor, defend any legal claims of the FDOT's contractor due to delays caused by the Permittee's failure to comply with the approved schedule, and shall comply with all provisions of the law and the FDOT's current UAM. The Permittee shall not be responsible for delay beyond its control.
- In the case of non-compliance with the FDOT's requirements in effect as of the date this permit is approved, this permit is void and the facility will have to be brought into compliance or removed from the R/W at no cost to the FDOT, except for reimbursement rights set forth in previously executed subordination and Railroad Utility Agreements. This provision shall not limit the authority of the FDOT under Paragraph 8 of this Permit.
- It is understood and agreed that the rights and privileges herein set out are granted only to the extent of the State's right, title and interest in the land to be entered upon and used by the Permittee, and the Permittee will, at all times, and to the extent permitted by law, assume all risk of and indemnify, defend, and save harmless the State of Florida and the FDOT from and against any and all loss, damage, cost or expense arising in any manner on account of the exercise or attempted exercises by said Permittee of the aforesaid rights and privileges.
- During construction, all safety regulations of the FDOT shall be observed and the Permittee must take measures, including placing and the display of safety devices that may be necessary in order to safely conduct the public through the project area in accordance with the Federal MUTCD, as amended by the UAM.
- Should the Permittee be desirous of keeping its utilities in place and out of service, the Permittee, by execution of this permit acknowledges its present and continuing ownership of its utilities located between NE 105 Street and NE 116th Street along Biscayne Blvd/US-1/ SR 5 within the FDOT's R/W as set forth above. Whenever the Permittee removes its facilities, it shall be at the Permittee's sole cost and expense. The Permittee, at its sole expense, shall promptly remove said out of service utilities whenever the FDOT determines said removal is in the public interest.
- In the event contaminated soil is encountered by the Permittee or anyone within the permitted construction limits, the Permittee shall immediately cease work and notify the FDOT. The FDOT shall notify the Permittee of any suspension or revocation of the permit to allow contamination assessment and remediation. Said suspension or revocation shall remain in effect until otherwise notified by FDOT
- For any excavation, construction, maintenance, or support activities performed by or on behalf of the FDOT, within its R/W, the Permittee may be required by the FDOT or its agents to perform the following activities with respect to a Permittee's facilities: physically expose or direct exposure of underground facilities, provide any necessary support to facilities and/or cover, de-energize or alter aerial facilities as deemed necessary for protection and safety.

2013 H 691 107

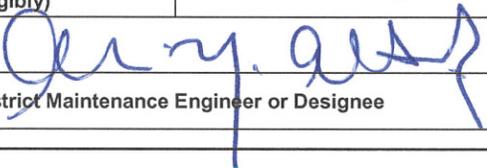
UTILITY PERMIT

- 16. Pursuant to Section 337.401(2), Florida Statutes, the permit shall require the permit holder to be responsible for damage resulting from the issuance of the permit. The FDOT may initiate injunctive proceedings as provided in s.120.69 to enforce provisions of this subsection or any rule or order issued or entered into pursuant thereto.
- 17. Pursuant to Section 337.402, Florida Statutes, when any public road or publicly owned rail corridor is damaged or impaired in any way because of the installation, inspection, or repair of a utility located on such road or publicly owned rail corridor, the owner of the utility shall, at his or her own expense, restore the road or publicly owned rail corridor to its original condition before such damage. If the owner fails to make such restoration, the authority is authorized to do so and charge the cost thereof against the owner under the provisions of s.337.404.
- 18. The Permittee shall comply with all provisions of Chapter 556, Florida Statutes, Underground Facilities Damage Prevention and Safety Act.
- 19. Special FDOT instructions: _____

2013 H 691 107 SEE ATTACHMENT(S)

It is understood and agreed that commencement by the Permittee is acknowledgment and acceptance of the binding nature of all the above listed permit conditions and special instructions.

- 20. By receipt of this permit, the Permittee acknowledges responsibility to comply with Section 119.07, Florida Statutes.
- 21. By the below signature, the Permittee hereby represents that no change to the FDOT's standard Utility Permit form, as incorporated by reference into Rule 14-46.001, for this Utility Permit has been made which has not been previously called to the attention of the FDOT (and signified to by checking the appropriate box below) by a separate attached written document showing all changes and the written and dated approval of the FDOT Engineer. Are there attachments reflecting change/s to the standard form? NO YES If Yes, _____ pages are attached.

PERMITTEE	Wisler Pierre-Louis, P.E.	SIGNATURE		DATE:	6/26/13
	Name & Title of Authorized Permittee or Agent (Typed or Printed Legibly)				
APPROVED BY:				ISSUE DATE:	8/15/13
	District Maintenance Engineer or Designee				

UTILITY PERMIT FINAL INSPECTION CERTIFICATION

DATE:	
DATE WORK STARTED:	
DATE WORK COMPLETED:	
INSPECTED BY: (Permittee or Agent)	
CHANGE APPROVED BY:	DATE:
District Maintenance Engineer or Designee	

I the undersigned Permittee do hereby CERTIFY that the utility construction approved by the above numbered permit was inspected and installed in accordance with the approved plans made a part of this permit and in accordance with the FDOT's current UAM. All plan changes have been approved by the FDOT's Engineer and are attached to this permit. I also certify that the work area has been left in as good or better condition than when the work was begun.

PERMITTEE:	SIGNATURE:	DATE:
Name & Title of Authorized Permittee or Agent (Typed or Printed Legibly)		

CC: District Permit Office
Permittee

2013 H 691 107

Special Provisions for Utility Permit # 2013 H 691 107
Section: 87030, State Road 5, City Of North Miami

1. Please coordinate a pre-construction meeting with MR. INKEY AROMASHODU AT (305) 640-7173, FAX (305) 640-7145, INKEY.AROMASHODU@DOT.STATE.FL.US at a minimum of two (2) weeks prior to beginning of work within the F.D.O.T. Right-of-Way. Time work restrictions are as follow: Daytime, off-peak hours – all lanes to remain open between the hours of 6:00 a.m. to 9:30 a.m. and 3:30 p.m. to 6:30 p.m., or as directed by the Department Representative prior to commencement of work.
2. A detailed lane closure form, noting work and time phases shall be submitted to and approved by the Department at least two (2) weeks prior to beginning work with-in the F.D.O.T. Right-of-Way. A Standard Index for the M.O.T. (maintenance of traffic) or an alternate M.O.T. plan may be required and must be prepared, signed, and sealed by a qualified, registered Florida Professional Engineer. *Lane Closure Information System (LCIS) – [HTTP://FDOTLCIS.COM/](http://fdotlcis.com/) ***PLEASE BE ADVISED THAT A PRE-CONSTRUCTION MEETING MUST BE HELD PRIOR TO LANE CLOSURE SUBMITTAL.*** THERE SHALL BE NO LANE CLOSURES (UNLESS APPROVED BY THE DISTRICT MAINTENANCE ENGINEER /OR THE DISTRICT MAINTENANCE OF TRAFFIC SPECIALIST) BETWEEN THANKSGIVING AND NEW YEAR'S EVE DUE TO MORATORIUM.*
3. The Department reserves the right to access any portion of the State Right-of-Way as necessary for maintenance, construction or monitoring activities. There may be a Department Representative on location, which will reserve the right to increase or decrease the approved time frames. *If the Permittee's operations interfere with any current or future FDOT projects, the Permittee shall abide to the conditions of the Department Project Manager.*
4. When the Permittee's operations encounter or expose any abnormal condition which may indicate the presence of a hazardous waste, toxic waste, or contaminants, such operations shall cease immediately in the vicinity of the abnormal condition and Permittee **shall notify the Department's inspector and Ms. Maria Salgado of the District VI Environmental Management Office at 1000 N.W. 111 Ave., Miami, Florida 33172 (telephone number 305-470-5138).** Every effort shall be made by the Permittee to minimize the spread of any contamination into uncontaminated areas. Under no circumstances will the Permittee resume operations in the affected area until so directed by the Department's inspector. The Permittee shall assure that any actions carried out during permit activities are in accordance with all environmental agency requirements and provide the Department copies of deliverables submitted to environmental regulatory agencies. **The reports are to be submitted to the District Contamination Impact Coordinator at 1000 N.W. 111 Ave. (room # 6109), Miami, Fl. 33172-5800.**
5. Access to remain open at all times. The Permittee shall provide and maintain safe temporary access to all adjacent property at all times and shall maintain accommodations for intersecting and crossing traffic within the construction zone. No road or street crossing shall be blocked or unduly restricted as determined by the engineer. Property owner must be notified seven (7) days in advance when open cutting of existing paved driveway by the permitted.
6. A copy of this permit and plans will be on the job site at all times during the construction of this facility.
7. Validity of this permit is contingent upon Permittee obtaining necessary permits from all other agencies involved.
8. Any hand-hole / pull-box located within a grass area shall be installed with a 5'x 5' (min.) concrete pad. Proposed hand holes / pull boxes may not be located within existing driveways or pedestrian ramps.
9. *The use of steel plates will be at the discretion of the Department Representative.* If the Permittee is proposing to use steel plates, a structural analysis must be submitted prior to installation to determine the stability of the plates and approved by the Department Representative. All plates shall be secured in place with railroad spikes and compacted asphalt and must be removed within 24-hours of installation. Locations for plate installations shall not exceed fifty (50) feet in length.
10. SIDEWALK SHALL BE RESTORED WITH FULL 4 INCHES THICK FLAGS WITH EXPANSION MATERIAL AND DETECTABLE DOMES FOR HANDICAP RAMPS ACCORDING TO THE F.D.O.T. ROADWAY AND TRAFFIC DESIGN STANDARDS – INDICES 300, 304, AND 310 (CURRENT EDITION) AND CONSTRUCTED ACCORDING TO THE F.D.O.T. STANDARDS SPECIFICATIONS FOR ROAD AND BRIDGE CONSTRUCTION – SECTION 522.
11. In the event that the roadway pavement is damaged, it shall be restored AT FULL LANE WIDTH to match or exceed existent conditions and in accordance with the Department's design standards and specifications. Pavement restoration scope and method will be as directed in the field by the Department Representative. Damaged pavement will be restored at the expense of the Permittee.
12. Final restoration shall be coordinated with the Department Representative. All portions of the State Right-of-Way disturbed in the construction of the proposed work shall be restored to F.D.O.T. Specifications within thirty (30) days upon completion of the permitted installation.
13. If F.D.O.T. roadway improvements have commenced or recently been completed prior to the installation of the work approved under this permit, this permit shall become void.
14. AS-BUILTS SHALL BE RECEIVED WITHIN 30 DAYS OF THE COMPLETION OF THE WORK.
15. Beginning any work within the F.D.O.T. Right-of-Way associated with this permit constitutes acceptance of these conditions.

2013 H 691 107