

STANDARD PROVISOS

1. Permittee assumes full responsibility for any construction, operation or maintenance of District property or right-of-way subject to this Permit and shall save and hold harmless District from any expense, loss, damage or claim in regard thereto, and the District assumes and shall have no liability in connection therewith.
2. The Permit may not be assigned or sub-let to a third party and any transfer of Permittee's property abutting District's property or right-of-way shall, ipso facto and without move, cancel, nullify and revoke this Permit.
3. This Permit is subject always to the paramount right of the District to keep and maintain its drainage district functions and operations, and is subject to revocation and cancellation upon thirty days' notice from District to Permittee.
4. In no event shall the District be liable for any damages done or caused by the District to the public, to Permittee or any other person using the right-of-way or property subject to this Permit, and Permittee shall save the District, its officers, agents, supervisors, and employees harmless from any costs, charge or expense of claim or demand of any person against the District arising from or pertaining to any use made of the property or right-of-way subject to this Permit. Permittee shall, at any time upon request of District, provide to District evidence, satisfactory to District, of liability insurance coverage in amounts and with companies as may be required by District, protecting the interests of District and naming District as an additional insured.
5. The District may, on thirty days' written notice to Permittee, require removal and/or alteration of any installation or construction on District right-of-way.
6. Any construction on District right-of-way or property and clean up shall be completed promptly by Permittee and in a workmanlike manner with minimum disturbance to existing berm, channel slopes and grade with proper restoration and planting of any disturbed areas to prevent erosion within ten days after completion of construction or installation.
7. Permittee shall advise District's office prior to commencement and upon completion of all construction (772-562-2141).
8. Permittee shall not discharge any pollutants, contaminants or deleterious materials into waters or structures owned or maintained by, or subject to the jurisdiction of District, nor permit anything to obstruct the flow of water, and shall save the hold District harmless from any expense, loss or damage to District or others by any such discharge or obstruction, remedying or removing the same immediately upon request of District.
9. Permittee, as a condition to the continuance of this Permit, shall reimburse District, immediately upon demand, for any testing or other costs or expenses to District associated with or arising from Permittee's use of District facilities.
10. Applicant is cautioned that electrical, water and sewer or other installations or utilities be located within the construction area, and applicant shall use diligent efforts to first detect and locate all such installations and shall coordinate construction with all other lawful users of said right-of-way. Applicant shall be liable for all damages proximately resulting from its interference with or interruption of services provided by other lawful right-of-way users.
11. This Permit shall be considered to be a license only, for the limited purpose of installation, placement and maintenance of the improvements specified on the Page 1 hereof, and does not convey any other right, title or interest of the District in the subject right-of-way property.

By signing, initialing and dating this application, I am
agreeing to all standard and special provisos.

Initial: _____ Date: _____

INDIAN RIVER FARMS WATER CONTROL DISTRICT
7305 4th STREET
VERO BEACH, FLORIDA 32968
772-562-2141

INSTRUCTIONS AND REGULATIONS GOVERNING
APPLICATIONS FOR UTILITY CONSTRUCTION PERMITS

1. Permit Required. No utility shall be constructed across, under, along, over or within a canal or right-of-way over which the Indian River Farms Water Control District has jurisdiction unless a valid application for construction permit has been approved by the District.
2. Inspection. Any utility installed under a valid construction permit shall be subject to inspection by the District to assure compliance with the construction permit before the permit to use the utility will be granted.
3. Construction Criteria. The following criteria shall govern the installation of utilities within the District's jurisdiction:

Aerial Crossings:

Electrical crossings: minimum elevation of 45' above maintenance berm on canal bank.
All others: minimum elevation 38' above maintenance berm on canal bank.

Underground Crossings. Underground crossings shall be constructed to a depth which shall provide a minimum cover over the utility of five (5) feet as measured from the top of the utility to the design bottom elevation of the canal. Criteria in determining the design bottom elevation of the affected canal may be secured from the District.

A scaled drawing showing the existing cross-section of the canal and right-of-way at the location of the proposed crossing shall be submitted with the application for construction permit.

After the installation, all underground crossings shall be marked by the applicant/permittee by placing permanent above-ground markers or signs over the line at each canal right-of-way line. The markers must fully identify the type of utility buried and must be clearly visible.

Utilities Paralleling Canal or Right-of-Way. Any buried utility which generally parallels either the canal or the right-of-way must be installed in a manner that will not limit the District's use of the right-of-way. Specific requirements controlling the installation will be determined by examination of the proposal in the light of District needs and any existing authorized use in the area. The minimum acceptable cover over a buried utility shall be 30 inches.

Aerial lines generally paralleling the canal or the right-of-way shall be installed in a manner to insure a minimum vertical clearance under the lowest wire which will be consistent with accepted safety practices and will recognize existing facilities and uses. Standards and criteria for these aerial lines shall be determined independently for each application by the District in consultation with the applicant.

Permits issued by the District for facilities installed under this category shall require the applicant/permittee to relocate or modify its facility as the District may require to accommodate improvements or modifications to its water control system.

4. Application and Use Fee. If an application is approved by the District, then an application fee and use fee shall be paid by the applicant to the District prior to the installation of the approved facilities. These fees shall be calculated in accordance with the following schedule:

Application Fee: \$500.00 for each application submitted
\$100.00 for each aerial or underground crossing.

Use Fee: There may be an additional fee in some instances for equipment in right-of-way and according to circumstances such as location, distance, etc.