

**Town of Killington**  
**Application for Town Highway Excavation**

**Application Fee: \$125 plus \$15 per page Recording Fee**

Owner(s) of Property \_\_\_\_\_ Telephone \_\_\_\_\_

Mailing Address \_\_\_\_\_

Email Address \_\_\_\_\_

Applicants Name (if different) \_\_\_\_\_ Telephone \_\_\_\_\_

Mailing Address \_\_\_\_\_

Email Address \_\_\_\_\_

Town Road Name \_\_\_\_\_ Town Highway # \_\_\_\_\_

Tax Map# \_\_\_\_\_ SPAN: \_\_\_\_\_

Location of Excavation (Street and Nearest Building): \_\_\_\_\_

Description of Work to Be Performed (Attach Sketch or Drawings): \_\_\_\_\_

Beginning Date: \_\_\_\_\_ End Date: \_\_\_\_\_

**NOTE: No work shall commence under this permit until the party or parties to whom it is granted shall have communicated with and received instructions from the following companies: Town of Killington, any wastewater or water system company, and Dig Safe.**

\_\_\_\_\_ Agrees to assume all responsibility for damage to persons and property resulting from the process of such work and to save the Town of Killington, Vermont harmless.

\_\_\_\_\_  
Applicant Signature

\_\_\_\_\_  
Date

**For Town Use Only**

Date Received \_\_\_\_\_ Payment Received \_\_\_\_\_

## **Town of Killington**

### **Approval of Town Highway Excavation Permit**

**This permit is issued with the following directions, restrictions and conditions, and covers only the work described in the permit application, and then only when the work described is performed as directed, and subject to the following special conditions:**

- By acceptance of this permit, the permit holder agrees to indemnify and hold harmless the Town of Killington and the Town's officers, agents, volunteers, and employees from and against all losses and all claims, demands, payments, suits, actions, recoveries, claims of outstanding indebtedness, attorneys' fees, liens, and judgments of every nature, and description brought or recovered against them by reasons of any act or omission of the permit holder, its agents, employees, contractors or sub-contractors, in the performance of the work authorized under this permit. The permit holder shall defend the Town of Killington and its officers, agents, volunteers, and employees against all claims or suits arising in whole or in part from any act or omission of the applicant or any agent, contractor, or subcontractor of the permit holder.
- The permit holder shall have full responsibility for protecting all buildings, structures, and utilities (both public and private). All damage, injury, or loss to any public or private property by the applicant or any contractor or subcontractor shall be replaced or restored to at least the original condition to the satisfaction of the Town of Killington at the permit holder's expense.
- The permit holder shall be solely responsible for safety and security in the performance of the work authorized under this permit, including traffic control, which practices shall comply with the Manual on Uniform Traffic Control Devices, latest edition.
- The permit holder shall be solely responsible for ensuring that all disturbed areas in the Town Highway will be repaired according to the standards in the Town of Killington's Road & Bridge Standards, the Vermont Better Roads Manual, and the Municipal General Roads Permit. Any disturbed pavement shall be immediately filled with hot mix. When weather does not permit hot mix, the excavation shall be immediately filled with cold patch and replaced with hot mix when weather permits.
- The permit holder shall be solely responsible for compliance with all laws and regulations applicable to the proposed work, including OSHA and VOSHA regulations and standards.
- The permit holder shall contact Dig Safe before any excavation. No excavation is authorized until after Dig Safe has marked all existing utilities. Before construction, the permit holder shall notify the Town of Killington of adjacent utilities when the execution of work may affect them.
- Before commencing work under this permit, the permit holder must provide the Town of Killington with certificates of insurance to show that the following minimum coverages are in effect. The permit holder shall provide and maintain the following insurances with at least the indicated amounts of coverage and provide the Town a certificate of insurance showing such coverages before providing any services under this permit: (1) Commercial General Liability insurance coverage with a policy limit of at least \$1,000,000 per occurrence and \$2,000,000 in aggregate; (2) Business Automobile Liability coverage with total liability limits of at least \$1,000,000; and (3) Statutory Workers' Compensation insurance. The permit

holder's policies shall name the Town of Killington, PO Box 429, Killington, VT 05751, as an additional insured.

- The Town of Killington reserves the right to inspect all excavation and backfilling. In accordance with 19 V.S.A. 1111(c)(1), failure by the permit holder to perform the work or to restore the Town Highway(s) in a satisfactory and timely manner may result in the Town completing the work at the permit holder's expense. In such case, the Town shall give timely notice to the permit holder of any defects, and the permit holder, upon receipt of notice, shall have a reasonable time in which to repair the defects.

**Special Conditions:**

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**Road Foreman/Public Works Director:** I recommend  approval  denial of the above application for the following reasons or subject to the above conditions.

Name \_\_\_\_\_ Signature \_\_\_\_\_ Date \_\_\_\_\_

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Approved by the Town of Killington Selectboard on this \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_

\_\_\_\_\_  
Selectboard Chair Signature

***Inspection is required after completion of work.***

Inspected by \_\_\_\_\_ Date \_\_\_\_\_

**Notice:** This permit is issued in accordance with 19 VSA Section 1111 relative to all highways within the control of jurisdiction of the Town of Killington. The issuance of this permit does not release the permit holder from any requirements of statute ordinances, rules and regulations administered by other governmental agencies. This permit is issued subject to the directions, restrictions and conditions contained herein and any attachments hereto, and covers only the work described in this application, and then only when the work is performed as directed. Violations are subject to the penalties set forth in 19 VSA 1111 of fines of not less than \$100.00 nor more than \$10,000.00 for each violation.