

# STREET OPENING APPLICATION & PERMIT

**Tri-Town** South Shore  
Development  
Corporation

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In accordance with the provisions of the Regulations adopted by the South Shore Tri-Town Development Corporation, no person shall make any excavation within the limits of any public or private way (including sidewalk areas) in NAS South Weymouth except upon and in accordance with the conditions of a permit to be issued by the Applicable Department of Public Works. Section 6.4.1 of the General Municipal Codes for NAS South Weymouth is attached for reference. If one or more trench excavations are proposed, the applicant shall adhere to all applicable regulations, including but not limited to 520 CMR 14.00, and the applicant shall also submit an application for a trench excavation permit.

Date: \_\_\_\_\_ Project: \_\_\_\_\_

Scope of Work: \_\_\_\_\_

Location of proposed opening: \_\_\_\_\_

Dig Safe #: \_\_\_\_\_ Proposed Start/End Dates: \_\_\_\_\_

Name of Applicant: \_\_\_\_\_ Company: \_\_\_\_\_

Address: \_\_\_\_\_

Telephone #: \_\_\_\_\_ Email: \_\_\_\_\_

Attachments: \_\_\_\_\_

A 72-hour notice shall be provided to the Applicable Department of Public Works prior to the start of work, unless the work is performed on an emergency basis. The permit holder shall be responsible for the maintenance of the street opening excavation/trench for one (1) year after the date of completing the installation.

Please return this application with proof of liability insurance and a check for **\$100.00 (street)** or **\$50.00 (sidewalk only)**, payable to South Shore Tri-Town Development Corporation.

**OFFICE USE ONLY**

Special Provisions: \_\_\_\_\_

Fee: _____	Check if paid ( )	Check Number: _____
Permit No. _____	Date: _____	Initials: _____

**CERTIFICATE OF COMPLETION**

I HEREBY CERTIFY THAT ALL WORK PERFORMED UNDER THIS PERMIT HAS BEEN COMPLETED IN ACCORDANCE WITH THE RULES AND REGULATIONS OF SSTITDC

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

Weymouth on customers located outside of NAS South Weymouth for violations of restraints on usage.

#### **6.4 STREETS, ROADS, ETC.**

##### **6.4.1 Excavations and Trench Safety**

(a) Permit required; fee

No person shall make any excavation within the limits of any public or private way (including sidewalk areas) in NAS South Weymouth except upon and in accordance with the conditions of a permit to be issued by the Applicable Department of Public Works, such permit to be issued only upon the written application stating the location and extent of the proposed excavation, and a fee as determined by the director of the Applicable Department of Public Works shall be charged for each permit issued. A certificate of liability insurance shall also be provided to Applicable Department of Public Works during the application process.

(b) Conditions of permit

It shall be a condition of each permit thus issued that the surface of the way shall be restored to its original condition and at the expense of the person to whom the permit is issued, also that the person to whom the permit is granted shall indemnify the Corporation or Towns, as applicable, against all claims of all persons who may be injured in their person or property by reason of such excavation. The director of the Applicable Department of Public Works may fix the time within which such permit shall remain in force and may prescribe what precautions shall be taken to guard the public against injury. The contractor or utility company or provider shall notify DIGSAFE prior to excavation. Also, a 72-hour notice shall be provided to the Applicable Department of Public Works prior to start of work, unless the work is performed on an emergency basis. The permit holder shall be responsible for repairing any damage to public or private utilities or to down trees, shrubs, poles, or signs which may be disturbed or damaged during the course of the work or on account thereof. Violation of any of the conditions of said permit shall render the same void.

(c) Guarantee Period

The permit holder shall be responsible for the maintenance of the street opening excavation/trench for one (1) year after the date of completing the installation. The permit holder may be required to completely re-excavate, refill, and re-pave any permanent restoration that fails within the one (1) year guarantee period. If additional work is undertaken at the same location within the one (1) year guarantee period, the most current permit holder of record shall be responsible for complying with this subsection.

(d) Construction methods

The following construction methods shall be mandatory for all street openings:

1. Surface shall be cut carefully with a suitable cutting tool (pavement saw is preferred method).
2. Backfill material shall be as noted on the permit provided by the Applicable Department of Public Works. All gravel backfill shall be tamped and consolidated in twelve (12) to eighteen (18)-inch layers.
3. Pavement shall again be cut a minimum of twelve (12) inches beyond excavation limits and removed through to gravel sub-base.
4. Existing blacktop edges shall be painted with tackcoat emulsion.
5. Blacktop finish shall be applied in two (2) courses, giving a smooth joint. Infrared trench patch method is required.
6. All permanent pavement markings that are obliterated or damaged during construction shall be repainted under the direction of the Applicable Department of Public Works at the expense of the Applicant.

(e) Maintenance of access to property required

No person having the authority to dig up or obstruct any street shall do so in a manner which does not leave reasonable access for persons and vehicles to property abutting on such street or which does not have a reasonable passage through the street for fire apparatus. If the Corporation or the Towns are required to respond in any way, to provide police protection, to do temporary or permanent repairs, to install safety barriers or lights, etc., prior to the permit holder's receipt of a Certificate of Completion, the permit holder shall reimburse the Corporation or the Towns for all costs. A Certificate of Completion will not be issued until these costs are paid.

(f) Corporation or Town work; private utility cooperation

Whenever the Corporation or the Towns undertake the repair, resurfacing or other such improvement of streets, roads or sidewalks, the private utility companies shall provide for the maintenance and improvements of their infrastructure (manhole covers, service gate boxes, etc.). The infrastructure, located in the street, roads or sidewalks shall be repaired, replaced or otherwise identified, so that they are in good condition, easily accessible and raised to the proposed finish grade.

(g) Trench safety

In accordance with M.G.L. c. 82A and 520 CMR 14.00, no person shall, except in an emergency, make a trench excavation (as defined in 520 CMR 14.00) in any public way, public property, or privately owned land until a permit is obtained from the appropriately designated permitting authority. The Applicable Department of Public Works shall serve as the appropriate permitting authority, and shall determine the fee charged for each permit issued. The Corporation acknowledges the full applicability within NAS South Weymouth of the trench safety regulations published in 520 CMR 14.00, subject however, to the right reserved by the Corporation to adopt more restrictive rules and regulations.

**6.4.2 Private Ways, Signs required; exception**

Notwithstanding anything to the contrary in the Subdivision Rules and Regulations for NAS South Weymouth, no private way, lane or alley shall connect with a public highway of the Corporation unless at its junction with each highway it shall have a sign reading "Private Way" or "Not a Public Way," provided that this provision shall not apply to such private driveways not exceeding twelve (12) feet in width and which have a gate, gateway or barway at their junction with the public highway or are otherwise so constructed and located that, in the opinion of the Applicable Department of Public Works, they cannot reasonably be mistaken for public highway.

**6.4.3 Procedure for Acceptance of Public Ways and Parks**

(a) Pre-Application Inspection

After project completion, the applicant shall file with the Applicable Subdivision Board a statement stipulating that all work is complete, is constructed in compliance with the Subdivision Rules and Regulations of NAS South Weymouth and any other applicable regulations and policies of the Corporation, is free from defects, and is free and clear of any encumbrance or lien.

After project completion and prior to the submittal of a written request for acceptance of the way or park and associated improvements, a punch list of deficiencies shall be prepared by the Applicable Department of Public Works or other town agent(s) for review with the owner before acceptance of the way or park can be entertained.

(b) Application

All written requests for the acceptance of ways or parks, new or otherwise, must be presented to the director of the Applicable Department of Public Works for an inspection, review and report. The written request for acceptance of a way or park shall include: