



# Work in Highway Right-of-Way Permit Application

Department of Public Works and  
Development Services  
14200 Washington Ave.  
Sturtevant, WI 53177  
262-886-8440  
RCPublicWorks@racinecounty.gov

<b>Project Owner and Location:</b>  Name: _____  Address: _____ _____  Parcel ID: _____	<b>Party responsible for long term maintenance of project</b> (if different from owner): Name/Org: _____  Address: _____ _____  <b>County Trunk Highway or Road Name:</b> _____
<b>Is this work part of a Racine County project?</b> Yes    No    If yes, proj. #? _____	<b>Is this work part of another municipality's project?</b> Yes    No    If yes, who? _____
<b>Type of Work Being Proposed</b> <i>(check all that apply) :</i> Accident/Hazmat Cleanup Culvert Replacement Grading/Landscaping Highway Access (New/Change) Highway Access (Repair/Replace) Roadway Surface/Base Disturbance (w/ Restoration) Soil Boring Other: _____  <b>Note: All submissions must include drawing, map, and/or plan set to be considered for review</b>	<b>Work Zone Details</b> <i>(check all that apply):</i> Not Applicable Full Road Closure ( <b>attach detour plan</b> ) In Intersection/Roundabout Lane Closure without Flagging Lane Closure with Flagging Lane Encroachment Median or Terrace (curb to sidewalk) Near Railroad Crossing Off of Shoulder/Parking Lane On Shoulder/In Parking Lane
<b>Proposed Work Start Date:</b> (MM/DD/YYYY)	<b>Proposed Completion Date, including Restoration:</b> (MM/DD/YYYY)

**1. Applicant affirms that all information provided is correct and complete. Providing incomplete or misleading information may result in permit denial or revocation at any point    ANY HIGHWAY RIGHT-OF-WAY PERMIT ISSUED IS REVOCABLE**

**2. Approved permits do not transfer, imply, or grant any land or easement in the Racine County right-of-way**

**3. Permittee is responsible for all costs associated with this permit, unless explicitly stated otherwise by Racine County**

**4. Approved permits are non-transferrable and may not be re-assigned without approval from Racine County**

<b>X</b> Main Contractor Company Name (if applicable)	<b>X</b> Applicant or Auth. Representative Signature                      Date (MM/DD/YYYY)
<b>X</b> Contractor Representative & Title	<b>X</b> Applicant Printed Name
<b>X</b> Contractor Telephone Number	<b>X</b> Applicant Telephone Number
<b>X</b> Contractor E-Mail Address	<b>X</b> Applicant E-Mail Address

**BELOW TO BE COMPLETED BY RACINE COUNTY PUBLIC WORKS AND DEVELOPMENT SERVICES**

Permittee shall notify the Racine County representative listed below at least 3 days before beginning work:  Name:   E-Mail:  <b>X</b>	Application Received:  Permit Approved:  Permit Number:
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<b>For Highway Access Requests:</b>  Proposed Use:            Agricultural Residential Commercial Development  Proposed Width:        _____ Feet  Properties Served:      1        2        3        4+	<b>For All Other Requests:</b>  <i>Please provide short description of the proposed work</i>
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**Please provide a drawn representation of the work below**  
**OR alternatively, you may submit a plan set with your application**  
*Note: Please ensure that the submitted plan or drawing can be read properly in either 8.5"x11" or 11"x17" format*

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**Wisconsin State Statute §86.07(2) provides discretionary jurisdiction to the County of Racine in matters regarding Racine County Trunk Highways, certain Rustic Roads, and their associated rights-of-way**

## INDEMNIFICATION

1. The Petitioner shall save and hold the County of Racine, its officers, employees, agents and all private and governmental contractors and subcontractors with the County of Racine under State of Wisconsin statutes chapter 84, harmless from and against all liability, damage, loss, expense, claims, demands and actions of any nature whatsoever (including any by the Petitioner itself) which arise out of or are connected with, or are claimed to arise out of or be connected with any of the work done by the Petitioner, or the construction or maintenance of facilities by the Petitioner, pursuant to this order or any other order issued by the County of Racine for the location of property, lines or facilities on highway right-of-way; including without limiting the generality of the foregoing, worker's compensation, contractual tort, or other liability of the County of Racine, the Petitioner or any other persons, and whether or not caused or claimed to have been caused by active or inactive negligence or other breach of duty by the County of Racine, its officers, employees, agents, contractors, subcontractors or frequenters; Petitioner, its employees, agents contractors, subcontractors or frequenter; or any other person. Without limiting the generality of the foregoing, the liability, damage, loss, expense, claims, demands and actions indemnified against shall include all liability, damage, loss, expense, claims, demands and actions for damage to any property, lines or facilities placed by or on behalf of the Petitioner pursuant to this order or any other order issued by the County of Racine for the location of property, line or facilities on highway right-of-way in the past or present, or the are located on any highway, property, or right-of-way of the County of Racine with or without an order issued by the County of Racine, for any loss of data, information, or material; for trade-mark, copyright or patent infringement; for unfair competition or infringement of any other so-called "intangible" property right; for defamation, false arrest, malicious prosecution or any other infringement of personal or property rights of any kind whatever. The Petitioner shall at its own expense investigate all such claims and demands, attend to their settlement or other disposition, defend all actions based thereon and pay all charges of attorneys and all other costs and expenses of any kind arising from any such liability, damage, loss, claims, demands and actions
2. Any transfer, whether voluntary or involuntary, of ownership or control of any property constructed, placed or operated by or on behalf of the Petitioner that remains on the property or right-of-way of the County of Racine pursuant to this order shall not release the Petitioner from any of the indemnification requirements of this order, unless the County of Racine is notified of such transfer in writing. Any acceptance by any other person or entity, whether voluntary or involuntary, or ownership or control of any property constructed, placed or operated by or on behalf of the Petitioner that remains on the property or right-of-way of the County of Racine to this order, shall include acceptance of all of the indemnification requirements of this order by the other person or entity receiving ownership or control.
3. Notwithstanding the foregoing, a private contractor or subcontractor with the County of Racine under State of Wisconsin statutes chapter 84, that fails to comply with sections 66.047 and 182.0175 of the statutes of the State of Wisconsin, remains subject to the payment to the Petitioner of the actual cost of repair of intentional or negligent damage by the contractor or subcontractor to any property, lines or facilities placed by or on behalf of the Petitioner pursuant to this order or any other order issued by the County of Racine for the location of property, lines or facilities on highway right-of-way and remains subject to payment to the Petitioner for losses due to personal injury or death resulting from negligence by the contractor or subcontractor.
4. Notwithstanding the forgoing, if the County of Racine, or its officers, employees and agents, fail to comply with sections 66.047 and 182.0175 of the statutes of the State of Wisconsin, the County of Racine or its officers, employees and agents, remain subject to the payment to the Petitioner of the actual cost of repair of willful and intentional damage by the County of Racine, or its officers, employees and agents, to any property, lines or facilities placed by or on behalf of the Petitioner pursuant to this order or any other order issued by the County of Racine for location of property, lines or facilities on highway right-of-way, and remain subject to payment to the Petitioner for losses due to personal injury or death resulting from negligence by the County of Racine, its officers, employees and agents.
5. No indemnification of private contractors or subcontractors with the County of Racine under section 84 of the statutes of the State of Wisconsin, shall apply in the event of willful and intentional damage by such private contractors or subcontractors to the property, lines and facilities of the Petitioner located on the highway right-of-way pursuant to this order or any other order issued by the County of Racine for the location of property, lines or facilities on highway right-of-way.