PERMIT NO: 56314

Application Id: 65003 District: 05

PERMIT TO CONSTRUCT A STATE HIGHWAY APPROACH

Highway Number: 015 MilePoint: 52.720 Reason for Request: Temporary

Oregon Department of Transportation

Completion Date: 06/15/2017

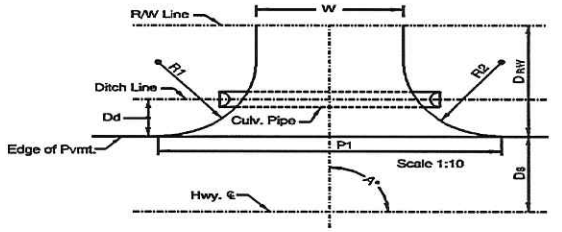
Permittee Information

Name: Kenny Gabriel
Company: USFS
Mailing Address: 57600 McKenzie Hwy
McKenzie Bridge, OR 97413
Phone: (541) 822-7221 FAX: (541) 822-7254
eMail: kgabriel@fs.fed.us

Property Information

Address: 57600 McKezie Hwy
McKenzie Bridge OR 97413
County: Lane District: 05
Highway: McKenzie Hwy #: 015 Route: ORE126
MilePoint: 52.720 Engineering Station: 649+50 Side of Hwy: R Public/Private: Private
Permit Description: temp approach needed to log

Plan View



Insurance Information

Company: Self Insured
Policy No: Amount:
Policy Begin: Policy End:

Tax Lot Information

Township	Range	Section	Tax Lot
16	6	17	16650C

Specification

Width (W): 22.00ft			Angle (A): 90
Radius 1 (R1): 40.00ft			Radius 2 (R2): 30.00ft
Paving Lmt (P1): 92.00ft			Paving Lmt (P2): 30.00ft
Surf (Ds): 30.00ft	Ditch (Dd):		R/W (Drw): 30.00ft
Culvert: None		Diam:	Len:
Sub Base Crse:			Thickness:
Base Crse: 19mm - 0 Aggregate Base (3/4" - 0)			Thickness: 8.00in
Level Crse: Gravel			Thickness: 4.00in
Wear Crse:			Thickness:

Performance Bond Information

Company:
Bond No: Amount:

Property Owner Information

Name: Terry Baker
Company: USFS
Mailing Address: 57600 McKenzie Hwy
McKenzie Bridge, OR 97413 USA
Phone: (541) 822-7221 FAX: (541) 822-7254
eMail:

Instructions

Issuing of permits under these regulations is not a finding of compliance with the statewide planning goals or the acknowledged comprehensive plan for the area. Permits are issued subject to the approval of city, county or other governmental agencies having authority to regulate land use by means of zoning and/or building regulations. It shall be the applicant's responsibility to obtain any such approvals including, where applicable, local government determinations of compliance with statewide planning goals. All materials and workmanship shall be in accordance with current Oregon Standard Specifications for Highway Construction.

The Permit is issued subject to the provisions of Oregon Administrative Rules 734-051-1010 through 734-051-5080, which are by reference made a part of this permit; and which are in effect at any particular time in the duration of the permit.

This permit is not valid until signed by a duly authorized representative of the Oregon Department of Transportation.

Local Agency Approval (if required)	Date	Authorized ODOT Signature	Date
			6-26-15

PERMIT NO: 56314

PROVISIONS FOR ENCROACHMENT, CONSTRUCTION ON OR USE OF STATE HIGHWAY PROVISIONS

Oregon Department of Transportation

Application Id: 65003 Highway Number: 015 MilePoint 52.720 Reason for Request: Temporary

Applicant: Kenny Gabriel **Company: USFS**

Maintenance of Approach

Prior to performing any maintenance work on the approach, which will interfere with or interrupt traffic upon or along the highway, the applicant shall obtain approval and necessary permits from the District Office. In all cases where traffic signals have been required, signal maintenance will be performed by the Oregon Department of Transportation or as assigned by a Cooperative Cost Agreement. The Permittee is responsible for maintenance of the approach in accordance with ORS 374.315

101.000 The complete text for the Oregon Standard Specifications for Construction can be found online at: http://www.oregon.gov/ODOT/HWY/SPECS/standard_specifications.shtml. Bound copies of the books are available for purchase at Contractor Plans (phone 503-986-6936). The following sections apply.

140.500 Environmental Pollution Changes

140.900 Final Trimming and Clean up

150.200 Inspection

150.500 Cooperation with Utilities

150.750 Protection and Maintenance of Work During Construction

170.000 Legal Relations and Responsibilities: General

170.820 Responsibility for Damage to Property and Facilities

320.400 Clearing Operations

140.301 Construction Plans are approved in general only. The District Manager or representative may require field changes. When revisions are made in the field, as-constructed drawings must be submitted to the District.

150.101 The permit and all specifications, details, typical drawings, provisions and standard drawings attached to the permit shall take precedence over all plans, drawings and specifications produced by the Architect or Engineer representing the Applicant or Contractor.

150.103 The following ODOT documents or subsequent revisions there to, where applicable and not otherwise superseded by the permit language herein, shall be incorporated for use in this permit: Oregon Standard Specifications For Construction (ODOT, 2008), Oregon Highway Design Manual (2003), and relevant Standard Drawings. ODOT shall have authority over the acceptance of all materials and workmanship performed under this permit as stated in 00150.00 of the Oregon Standard Specifications For Construction (ODOT, 2008).

150.151 "Applicant shall be responsible for locating and preserving all existing survey monumentation within the work area in accordance with ORS 209.150 and/or 209.155. If a monument or its accessories are inadvertently or otherwise disturbed or destroyed, applicant shall be responsible for all costs and coordination associated with its reestablishment by a professional licensed surveyor."

150.201 At least 48 hours before beginning permit work and again after completing permit work, the Applicant (or agent) shall notify the District permitting representative.

150.403 Applicant is responsible for maintaining existing structures, including fences, unless otherwise directed by the District Manager or his representative

150.411 Applicant (or agent) shall have on the job site, at all times, a copy of the permit and all attachments. The permit shall be readily available for inspection.

150.501 Call before digging. The permitted work is located within the Oregon Utility Notification Center (OUNC) area. The OUNC is a utilities notification system to notify owners of utilities about excavation work to be performed in the vicinity of their facilities. The utilities notification system telephone number is 1-800-332-2344.

150.701 Maintain all existing highway signs. If any signs are damaged due to Contractor's operations, replace those signs before the end of that work shift - Avoid operations whose methods, conditions, or timing may injure people or damage properties. Damage includes staining surfaces with such things as mud and asphalt. When damage occurs, the District Manager will determine if it is to be corrected by repair, replacement, or compensatory payment. If compensatory payment is required, the District Manager will determine the amount.

PERMIT NO: 56314

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Maintenance of Approach

Prior to performing any maintenance work on the approach, which will interfere with or interrupt traffic upon or along the highway, the applicant shall obtain approval and necessary permits from the District Office. In all cases where traffic signals have been required, signal maintenance will be performed by the Oregon Department of Transportation or as assigned by a Cooperative Cost Agreement. The Permittee is responsible for maintenance of the approach in accordance with ORS 374.315

150.702 Do not park on state right-of-way unless permitted by the District Manager. Comply with ORS 810.230, 810.160.

150.703 Remove all dirt and debris from the highway at the end of each work shift or more frequently if a hazard to the traveling public exists or as directed by the District Manager.

160.801 All areas of excavation shall be returned to "pre-construction" condition or better. Repair natural drainage so no water stands or collects in excavated areas, when practical. Slopes shall be trimmed to blend with the adjacent terrain. Replace the vegetative cover to blend with the adjacent natural growth,

170.303 Applicant shall be responsible and liable for (1) investigating presence/absence of any legally protected or regulated environmental resource(s) in the action area; (2) determining any and all restrictions or requirements that relate to the proposed actions, and complying with such, including bur not limited to those relating to hazardous material(s), water quality constraints, wetlands, archeological or historic resources(s) state and federal threatened or endangered species, etc; (3) complying with all federal, state, and local laws, and obtaining all required and necessary permits and approvals.

If the applicant impacts a legally protected/regulated resource, applicant/permittee shall be responsible for all costs associated with such impact, including, but not limited to all costs of mitigation and rehabilitation, and shall indemnify, and hold harmless ODOT for such impacts and be responsible and liable to ODOT for any costs or claims that ODOT may have.

180.502 Complete all work to be done under this construction permit before the specified completion date. Any time extension requires that the insurance policy expire beyond the newly agreed upon completion date.

276.074 Upon completion of the work required under this Permit, the Permittee shall notify ODOT and request final inspection.

374.315 Construction under permits; maintenance after construction. All construction under the permits issued under ORS 374.310 shall be under the supervision of the granting authority and at the expense of the applicant. After completion of the construction of the particular approach road, facility, thing or appurtenance, they shall be maintained at the expense of the applicant and in accordance with the rules and regulations adopted pursuant to ORS 374.310.

200.022 The work area during construction or maintenance performed under this permit shall be protected in accordance with the current Manual on Uniform Traffic Control Devices for Streets and Highways, US Department of Transportation, and the Oregon Department of Transportation supplements thereto. Flaggers must have ODOT certification and must carry proof indicating their certification. All traffic control devices shall be maintained according to the American Traffic Safety Services Association's (ATSSA) Quality Guidelines for Temporary Traffic Control Devices and Features.

1.000 Custom Plans Provided by Applicant

2.000 MUTCD (Trucks Entering Roadway) sign to be placed when approach is in use and removed at end of shift.

3.000 Roadway to be kept clear of all mud and debri.

4.000

Oregon Department of Transportation

PERMIT TO CONSTRUCT A STATE HIGHWAY APPROACH

Application Id: 65003 Highway Number: 015 MilePoint: 52.720 Reason for Request: Temporary

Permit No: 56314

Issue Date: 06/26/2015

Completion Date: 06/15/2017

Permittee Information

Name: Kenny Gabriel

Company: USFS

Mailing Address: 57600 McKenzie Hwy
McKenzie Bridge, OR 97413

Phone: (541) 822-7221 FAX: (541) 822-7254

eMail: kgabriel@fs.fed.us

Property Information

Address: 57600 McKezie Hwy
McKenzie Bridge OR 97413

County: Lane District: 05

Highway: McKenzie Hwy #: 015 Route: ORE126

MilePoint:	Engineering Station:	Side of Hwy:	Public/Private:
52.720	649+50	R	Private

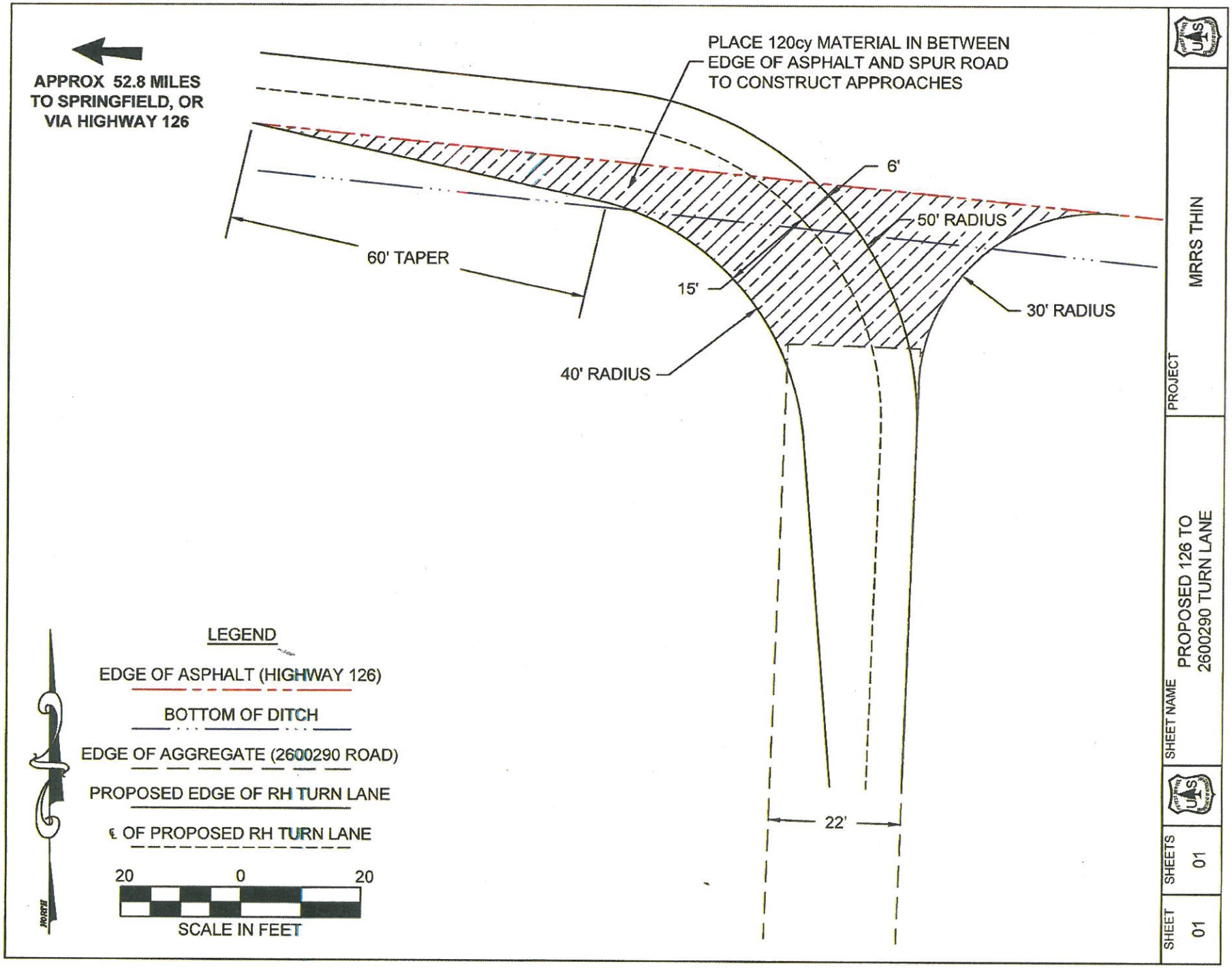
Permit Description: temp approach needed to log

Tax Lot Information

Township	Range	Section	Tax Lot
16	6	17	16650C

This placard should be posted and visible from the highway at all times during construction.

For inspection, call (541) 744-8080


APPROX 52.8 MILES
TO SPRINGFIELD, OR
VIA HIGHWAY 126
PLACE 120cy MATERIAL IN BETWEEN
EDGE OF ASPHALT AND SPUR ROAD
TO CONSTRUCT APPROACHES
6'
50' RADIUS
60' TAPER
15'
30' RADIUS
40' RADIUS
22'
LEGEND
EDGE OF ASPHALT (HIGHWAY 126)
BOTTOM OF DITCH
EDGE OF AGGREGATE (2600290 ROAD)
PROPOSED EDGE OF RH TURN LANE
℄ OF PROPOSED RH TURN LANE
20
0
20
SCALE IN FEET
NORTH
PROJECT
MRRS THIN
SHEET NAME
PROPOSED 126 TO
2600290 TURN LANE
SHEETS
01
SHEET
01

Oregon
Kate Brown, Governor

Department of Transportation
ODOT District 5
644 'A' Street
Springfield, OR 97477
(541) 744-8080
Fax: (541) 726-2509
April.C.JONES@odot.state.or.us

June 26, 2015

File Code: PMT 4-21

Kenny Gabriel
USFS
57600 McKenzie Hwy
McKenzie Bridge, OR 97413

Subject: **Transmittal of *Permit to Construct a State Highway Approach***
Highway Number 015, (McKenzie),
at Mile Point 52.72
Application Number 65003

Dear Kenny Gabriel:

The Oregon Department of Transportation (ODOT) has received your evidence of insurance and required bond or cash deposit and is now able to issue your construction permit(s).

Please find your *Permit(s) to Construct a State Highway Approach* attached. It includes the construction drawing(s) and all necessary terms and conditions for construction of the approach. Construction of the approach must conform to the terms of the *Construction Permit* and exhibits attached to the *Construction Permit*.

If the construction methods or actual construction of the approach does not conform to the requirements of the *Permit to Construct a State Highway Approach*, ODOT may deny or revoke the construction permit and at your expense require you to remove the approach and restore the area to a condition acceptable to the Region Manager. ODOT may also require you to provide additional safeguards to protect the safety, convenience, and rights of the traveling public and persons (including the State), as a condition of the continued validity of the construction permit.

I have attached a copy of OAR 734-051-5060 and -5030, which address further applicant liability and responsibilities during construction of approaches.

Please be aware that this permit contains information about **several important dates you must adhere to**:

1. **Notice to commence construction**: As set forth in OAR 734-051-5030(1), **your contractor must advise ODOT at least 48 hours in advance of commencing construction**. Please contact the District 05 Office at (541) 744-8080 with this notification.

2. **Deadline for installation**: You have until the date specified on the *Construction Permit*(s), June 15, 2017, to complete installation of the approach(es).

3. **Notice of completion.** You must notify the District **05** Office when construction of the approach is completed. ODOT will inspect the completed approach. If the approach was constructed in a satisfactory manner, a *Permit to Operate, Maintain and Use an Approach* can be issued.

   PLEASE NOTE: Your new highway approach can NOT be used legally until it has been inspected and the *Permit to Operate, Maintain, and Use an Approach* has been issued.

If the approach was not constructed in a satisfactory manner, ODOT will provide by written notice a list of all specific deficiencies that must be satisfactorily corrected before a *Permit to Operate, Maintain and Use an Approach* can be issued.

If you have any questions about the construction of your approach(es), please do not hesitate to contact me at (541) 744-8080. I welcome the opportunity to assist you.

Sincerely,

April Jones, Permit Specialist
ODOT District 5, Maintenance Office

Attachments: *Permit to Construct a State Highway Approach*
OAR 734-051-5060 and -5030

Subject: 734-051-5060, Liability, Insurance and Bonding Requirements

(1) Liability. A permittee assumes responsibility for damage or injury to any person or property resulting from the construction, maintenance, repair, operation, or use of an approach for which a construction permit or a permit to operate is issued and where the permittee may be legally liable.

(2) Indemnification. An applicant or permittee indemnifies and holds harmless the State of Oregon, the commission, the department, and all officers, employees or agents of the department against damages, claims, demands, actions, causes of action, costs, and expenses of whatsoever nature which may be sustained by reasons of the acts, conduct, or operation of the applicant, his agents, or employees in connection with the construction, maintenance, repair, operation, or use of an approach. Any such indemnification shall also provide that neither the contractor or subcontractor, nor any attorney engaged by the contractor or subcontractor, shall defend any claim in the name of the State of Oregon or any agency of the State of Oregon, nor purport to act as legal representative of the State of Oregon or any of its agencies, without the prior written consent of the Oregon Attorney General. The State of Oregon may, at anytime at its election, assume its own defense and settlement in the event that it determines that the contractor is prohibited from defending the State of Oregon, or that the contractor is not adequately defending the State of Oregon's interests, or that an important governmental principle is at issue or that it is in the best interests of the State of Oregon to do so. The State of Oregon reserves all rights to pursue claims it may have against the contractor if the State of Oregon elects to assume its own defense.

(3) Amount of Insurance. Construction of an approach may not begin until the applicant provides the department with evidence of insurance in the following minimum amounts:

(a) $500,000 for property damage resulting from any single occurrence, or $500,000 combined single limit and annual aggregate; and

(b) $500,000 for the death or injury of any person, subject to a limit of $500,000 for any single occurrence and annual aggregate.

(4) Additional Insured. Insurance policies must include as Additional Insured the State of Oregon, the commission, and the department, its officers, agents and employees, except as to claims against the permittee, for personal injury to any members of the commission or the department and its officers, agents, and employees or damage to any of its or their property.

(5) Insurance Required Prior to Construction. Construction of an approach may not begin until a copy of the insurance policy or a certificate showing evidence of insurance is filed with the department.

(6) Notice of Intent to Cancel or Not Renew Insurance. A permittee shall provide thirty (30) days written notice to the department of intent to cancel or intent not to renew insurance coverage. Failure to comply with notice provisions does not affect coverage provided to the State of Oregon, the commission, or the department, its officers, agents and employees.

(7) Damages. If the permittee or permittee's contractor damages the highway surface or highway facilities, the applicant must replace or restore the highway or highway facilities to a condition satisfactory to the department.

(8) Assurances. The permittee must furnish, in an amount specified by the region manager and for the time period necessary to install the approach, a cash deposit or a bond issued by a surety company licensed to do business in the State of Oregon to ensure the approach is installed in conformance with the requirements of this division and that any damage to the highway has been corrected to the department's satisfaction; and no construction is performed until a deposit or bond is filed with the department.

Subject: 734-051-5030, Construction of Approaches

(1) Notice of Intent to Begin Construction. A permittee must notify the region manager at least two workdays prior to beginning construction.

(2) Construction. Construction must conform to the terms of the construction permit including any special provisions, mitigation measures, conditions, or agreements, and the applicant must notify the region manager when construction is complete.

(3) Utilities, Erosion Control, Signs, Work Area Safety. The applicant or permittee is responsible for:

(a) Relocating or adjusting any utilities located on highway right of way when required for accommodation of the approach, and no construction may be performed until the permittee furnishes evidence to the department that satisfactory arrangements have been made with the owner of the affected utility facility;

(b) Erosion control during construction of the approach;

(c) Complying with the sign requirements. Where warning signs are required by the construction permit, other regulations, or the region manager, the department furnishes, places, and maintains the signs at the permittee's expense; and unauthorized signs are not allowed on any portion of the right of way; and

(d) Complying with work area safety requirements. The work area during any construction or maintenance performed under a construction permit or a permit to operate shall be protected in accordance with the 2003 Manual on Uniform Traffic

Control Devices (MUTCD), the Oregon Supplement to MUTCD, and Oregon Temporary Traffic Control Handbook adopted under OAR 734-020-0005.

(4) Inspection. Upon inspection of the approach the department shall notify the permittee if construction deficiencies exist, and:

(a) The permittee must correct all deficiencies within sixty (60) days of notification that deficiencies exist and notify the region manager; and

(b) The region manager shall re-inspect the approach.

(5) Compliance. If a permittee fails to comply with the terms and conditions of the construction permit the department may, at the permittee's expense:

(a) Reconstruct or repair the approach; or

(b) Cancel the construction permit and remove the approach.