

STREET PRIVILEGE PERMIT

Pursuant to Sec. 66.0425, Wis. Stats., Dairyland Power, is hereby granted a street privilege permit for fiber optic cables in City right-of-way as follows:

Please see attached route description, original mapping and corrections as required by the Board of Public Works at 9/18/17 meeting.

In granting this permit, the applicant agrees to comply with the following terms and conditions, which agreement shall be indicated by the affixing of the signature of said applicant:

1. The applicant shall be primarily liable for damages to person or property by reason of the granting of this street privilege permit.
2. The applicant shall obtain an excavation permit from the City of La Crosse Engineering Department prior to performing installation or any maintenance on the cable in the City right-of-way that requires excavation or disruption of pavement, sidewalk, curb and gutter, or other structure.
3. The applicant agrees that tracer wires shall be used and final cable location within the street right-of-way shall be approved by the City Engineer. Cable shall be installed not less than 36 inches deep, unless otherwise approved by the City Engineer.
4. Applicant agrees to provide the City of La Crosse with final "as-built" plans when installation is complete.
5. Applicant agrees that any pavement, concrete or green space disturbed during drilling activities shall be restored to its prior condition.
6. Applicant agrees that said installation shall not interfere with the City's water, sanitary sewer, or storm sewer underground infrastructure that may be in the area.
7. Applicant further agrees that they will make arrangements with the public utility companies and the City of La Crosse to clear all public underground utilities prior to initiating such work, and if necessary, applicant will make arrangements with the City of La Crosse to ensure proper traffic control.
8. Applicant waives any and all rights to contest in any way or manner the validity of Sec. 66.0425 of the Wisconsin Statutes and the amount of compensation charged.
9. Provision for bond is hereby waived.
10. The applicant for a permit to encroach on the public right-of-way shall procure and maintain for the duration of the permit a minimum liability and contractual liability policy in the amount of \$100,000.00 each person, \$300,000.00 each accident for bodily injury and \$100,000.00 for property damage. A certificate of such insurance shall be filed with the City Attorney as part of the application. The insurance shall name the City, its officials, employees and agents as additional insureds. The Board may approve greater insurance protection on a case-by-case basis.

This space is reserved for recording data

Return to

CITY CLERK
400 LA CROSSE STREET
LA CROSSE, WI 54601

Tax Parcel ID: 17-50312-92

#2109

Dairyland Power

Jan 4, 2017 → Dec 31, 2017

11. Applicant further agrees to hold harmless the City for any damage to said cable while the City, its agents or contractors are conducting construction for maintenance activities in or upon such area in which said cable lies; provided, however, the City shall make a good faith effort to notify applicant of any maintenance or work in the area of the street privilege permit which may damage applicant's cable.
12. Applicant agrees to remove the cable and return the area to its original condition upon ten (10) days' notice by the Board of Public Works. The applicant further agrees that if it does not remove the cable within ten (10) days after receiving notice, the City is authorized to remove the same and applicant agrees to pay the City for all costs of such removal.
13. Applicant further agrees that the obligations and conditions of this street privilege permit shall be binding upon all heirs, successors and assigns of applicant.
14. The person(s) signing this Permit warrant that they have the authority to sign as, or on behalf of, the party for whom they are signing.

Permit valid from January 1, 2017 – December 31, 2017 unless otherwise revoked or renewed.

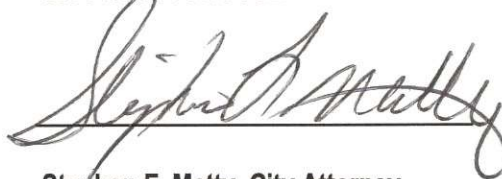
Above conditions accepted this 19 day of September, 2017.

DAIRYLAND POWER COOPERATIVE



Alyssa M Britton, Right of Way Agent II

CITY OF LA CROSSE



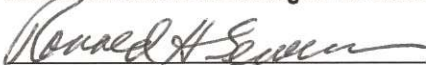
Stephen F. Matty, City Attorney

STATE OF WISCONSIN)

)ss.

COUNTY OF LA CROSSE)

Personally came before me this 19th day of September, 2017, the above named Alyssa M. Britton to me known to be the person(s) who executed the foregoing instrument and acknowledged the same.



Notary Public, La Crosse County, WI

My commission expires: March 5, 2021

RONALD H. SEVERSON

Notary Public

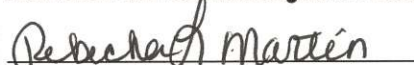
State of Wisconsin

STATE OF WISCONSIN)

)ss.

COUNTY OF LA CROSSE)

Personally came before me this 20th day of September, 2017, the above named Stephen F. Matty to me known to be the person(s) who executed the foregoing instrument and acknowledged the same.



Rebecka L. Martin

Notary Public, La Crosse County, WI

My commission expires: 10/11/19.

On State Highway?

☒ Yes☐ No**REVOCABLE OCCUPANCY/
STREET PRIVILEGE PERMIT APPLICATION**

City of La Crosse Legal Department - Phone: (608)789-7511

http://www.cityoflacrosse.org

Permit Number:

#

APPLICANT

Name: Alyssa Britton Company Name: Dairyland Power Cooperative
 Address: 3200 East Avenue South City: La Crosse State: WI Zip: 54602
 Phone #: (608) 787-1319 Cell #: (608) 304-5350 Fax #: (608) 787-1241
 Email: alyssa.britton@dairylandpower.com

PROPERTY OWNER *If different from applicant

Name: _____ Company Name: _____
 Address: _____ City: _____ State: _____ Zip: _____
 Phone #: () Cell #: () Fax #: ()
 Email: _____

ENCROACHMENT TYPE (Check one):

- | | |
|--|--|
| <input type="checkbox"/> AWNING/ON-PREMISE SIGN/OVERHEAD HEATER/CANOPY | <input type="checkbox"/> OUTDOOR DINING AREA |
| <input type="checkbox"/> FIRE ESCAPE/ RESCUE PLATFORM/BALCONY | <input type="checkbox"/> AESTHETIC APPURTENANCE |
| <input type="checkbox"/> VENDING MACHINE/NEWSBOX | <input type="checkbox"/> GROUNDWATER MONITORING WELL |
| <input checked="" type="checkbox"/> UNDERGROUND WIRES AND INFRASTRUCTURES | <input type="checkbox"/> BOATHOUSE/HOUSEBOAT |
| <input type="checkbox"/> AUTOMATIC IRRIGATION SYSTEM/SIDEWALK ENCROACHMENT | <input type="checkbox"/> OFF-PREMISE SIGN |
| <input type="checkbox"/> OTHER: _____ | |

DESCRIPTION OF ENCROACHMENT/WORK TO BE PERFORMED:See Attached Memorandum for Description and Route Map

Desired Start Date:

9/15/2017

Est. Completion Date:

12/31/2017**CONTRACTOR/SIGN CO.:** Five Star Telecom/Steiger Const. **PERSON IN CHARGE:** Roy Brock / Scott Scheiffer**Phone #:** (608) 791-9323 (Roy Brock) **Cell #:** (608) 780-0253 (Scott Scheiffer) **Fax #:** ()

For timely review, City Ordinance requires that applications be submitted at least 45 days prior to the need for any encroachment. Notwithstanding approval of the application, a permit is not valid until it is signed, recorded and compliance with all other permit conditions is verified. All necessary permits from other City Departments must also be obtained before the encroachment can be installed/erected.

I authorize the applicant listed above to apply for a Street Privilege Permit through the City of La Crosse.

STATE OF WISCONSIN))SS.

COUNTY OF LA CROSSE)

Property Owner Signature: _____

Personally came before me this _____ day of _____, 20____, the above named _____

A signed letter from the property owner or management company may be used in lieu of this signature **

_____ to me known to be the person(s) who executed the foregoing instrument and acknowledged the same.

Signature of Property Owner **must** be notarized **

Tax Parcel ID #:

Notary Public, _____ County, _____

My commission expires: _____

I certify that I have reviewed the Municipal Code and understand all that is related to this permit request. I further certify that I have the full authority to make the foregoing application; the information in the application and the required submittals are complete and correct; the Work or Use performed shall comply with all the laws of the State of Wisconsin, and all ordinances, rules, regulations, policies, and special conditions of the City of La Crosse. The applicant agrees to perform the work or use covered by an approved permit with diligence and convenience to the public. After approval, applicant shall be responsible for obtaining any final documents and follow all procedures as defined in the City Municipal Code. Approval of this application is subject to the conditions that appear in the actual permit to be signed after approval is obtained.

Signature of Applicant: Alyssa BrittonDate: 8/30/2017

Please return this completed application along with required information and fees noted on checklist to: City of La Crosse, Legal Department, 400 La Crosse Street, 6th Floor, La Crosse WI 54601. With questions please contact the Legal Department at (608)789-7511. You will then be given notice of when your request will be on the Board of Public Works agenda.

Approved By: _____

Approval Date: _____

Required items to be provided by Applicant

Scale drawing of encroachment ☒
 Legal Description ☐
 Certificate of Insurance ☐
 Initial Application Fee \$ 50 ☒
 Annual Permit Fee \$ 50 ☒

All items due prior to approval**Gray Shaded Areas to be Completed by City Staff**☐ Special Conditions of Approval Attached**NON-REFUNDABLE ANNUAL PERMIT FEE**

\$ _____ Payable to City Treasurer (See fee schedule)

Check # _____ Date Received: _____