

PERM 42 (09/09)

State of New York  
Department of Transportation  
Highway Work Permit



Permit No.: 202305106637

Date Issued: 08/31/2023

Project ID No.:

Expiration Date: 08/31/2024

**\*Permittee 1:**

NATIONAL GRID

144 KENSINGTON AVE

BUFFALO, NY 14214

Emergency Contact: MATTHEW RYBARCZYK

Emergency Number: 920-952-0934

**\*Permittee 2:**

MICHEL'S POWER INC

5870 FISHER RD

EAST SYRACUSE, NY 13057

Under the provisions of the Highway Law or Vehicle & Traffic Law, permission is hereby granted to the permittee to:

NATIONAL GRID WR #22119348 / MICHEL'S POWER - ROUTE 179 - VILLAGE OF BLASDELL. INSTALLING NEW OPGW AND CONDUCTOR. LEFT LANE CLOSURES FOR THE EASTBOUND AND WESTBOUND LANES WITH MOBIL TRUCK GUARDS. MPT AS PER MUTCD. SEE ATTACHED MPT SHEETS. SEE SITE SPECIFIC CONSTRUCTION RESTRICTION LIST.

THE PERMITTEE IS RESPONSIBLE FOR TEMPORARY TRAFFIC CONTROL IN ACCORDANCE WITH THE CURRENT NATIONAL MANUAL OF UNIFORM TRAFFIC CONTROL DEVICES AND THE NYS SUPPLEMENT. ANYONE WORKING WITHIN THE HIGHWAY RIGHT-OF-WAY SHALL WEAR HIGH-VISIBILITY APPAREL MEETING THE CURRENT ANSI 107 CLASS II OR CLASS III (AT NIGHT) STANDARDS AND A HARD HAT MEETING THE CURRENT ANSI/ISEA Z89.1 TYPE 1, CLASS C OR IF WORKING WITHIN CLOSE PROXIMITY TO ELECTRICAL POWER LINE, CLASS E OR G.

County	Municipality	State Hwy	State Route	Beg Ref	End Ref
ERIE	BLASDELL	-	179	179 53011002	179 53011003

as set forth and represented in the attached application at the particular location or areas, or over the routes as stated therein, if required; and pursuant to the conditions and regulations general or special, and methods of performing work, if any; all of which are set forth in the application and form of this permit. See additional conditions on PAGE 2.

THIS PERMIT IS ISSUED BASED ON ALL LOCAL, STATE, AND FEDERAL REQUIREMENTS BEING SATISFIED.

Dated at: Buffalo Date Signed: 08/31/2023 Commissioner of Transportation By: Michael J. Roche

**IMPORTANT:**

THIS PERMIT, WITH APPLICATION AND DRAWING (OR COPIES THEREOF) ATTACHED, SHALL BE PLACED IN THE HANDS OF THE CONTRACTOR BEFORE ANY WORK BEGINS. THE HIGHWAY WORK PERMIT SHALL BE AVAILABLE AT THE SITE DURING CONSTRUCTION.

BEFORE WORK IS STARTED AND UPON ITS COMPLETION, THE PERMITTEE ABSOLUTELY MUST NOTIFY:

Heather McCourt, Resident Engineer 716-649-2157

"UPON COMPLETION OF WORK", SECOND TO LAST PAGE, MUST BE COMPLETED, SIGNED BY THE PERMITTEE, AND DELIVERED TO THE RESIDENT ENGINEER.

The issuing authority reserves the right to suspend or revoke this permit at its discretion without a hearing or the necessity of showing cause, either before or during the operations authorized.

The Permittee will cause an approved copy of the application to be and remain attached hereto until all work under the permit is satisfactorily completed, in accordance with the terms of the attached application. All damaged or disturbed areas resulting from work performed pursuant to this permit will be repaired to the satisfaction of the Department of Transportation.

\* Upon completion of the work within the state highway right-of-way authorized by the work permit, the person, firm, corporation, municipality, or state department or agency, and his/her or its successors in interest, shall be responsible for the maintenance and repair of such work or portion of such work as set forth within the terms and conditions of the work permit.

Permit Fee : \$32.00

Insurance Fee:

Total Fees: \$32.00

Charge Acct Code: 506U

UOF: App 1: UOF App 2: No

**Attachments and additional requirements to this Highway Work Permit include:**

PERM 32 - Highway Work Permit Application for Utility Work	Other - Attach	
	1	FOLDING ARM GUARD INFO
	Other - Attach	
	2	SITE SPECIFIC WZTC (BY USTC)
	Other - Attach	
	3	CONSTRUCTION RESTRICTION LIST
	Other - Attach	
	4	TRAVEL ADVISORY REPORT FORM & INSTRUCTIONS

**END OF ATTACHMENTS**

PERM 42 (09/09)

State of New York  
Department of Transportation  
Highway Work Permit



Permit No.: 202305106637

Date Issued: 08/31/2023

Project ID No.:

Expiration Date: 08/31/2024

Return this page to:

Heather McCourt, Resident  
Engineer  
3754 Lakeview Rd  
Hamburg, NY 14075

Permittee 1: NATIONAL GRID  
144 KENSINGTON AVE  
BUFFALO, NY 14214 -

UPON COMPLETION OF WORK AUTHORIZED, THIS PAGE OF THE PERMIT MUST BE COMPLETED, SIGNED BY THE PERMITTEE, AND DELIVERED TO THE RESIDENT ENGINEER.

Work authorized by this permit has been completed. Refund of deposit or return/release of bond is requested.

DATE PERMITTEE AUTHORIZED AGENT (if any)

TO BE COMPLETED BY NYSDOT:

Work authorized by this permit has been satisfactorily completed and is accepted. Inspection Report must be completed.

- ☐ Refund of Deposit is authorized
- ☐ Return of Bond is authorized
- ☐ Unable to meet schedule as specified in bid proposal
- ☐ Amount charged against Bond may be released.
- ☐ Retain bond for future permits
- ☐ Forfeit of Guarantee Deposit is authorized
- ☐ Other

DATE RESIDENT ENGINEER

- ☐ Mailing address of refund has been verified.
- If different, list new address:

The Regional Office will forward this form to the Main Office with the appropriate box checked.

- ☐ Permit closed
- ☐ Bond returned/released
- ☐ Refund of Guarantee Deposit on this permit is authorized
- ☐ Forfeit Guarantee Deposit to NYSDOT
- ☐ Other

DATE REGIONAL TRAFFIC ENGINEER

## INSPECTION REPORT

For each Highway Work Permit issued, inspections will be performed. The following report must be completed for each site visit, indicating the date, inspector, and hours spent on inspection. If the total inspection time exceeds 1 hour, then a FIN 12 (PERMIT INSPECTION FOR DEPARTMENT SERVICES) is REQUIRED.

## INSPECTION REPORT LOG

HOURS WORKED BY DATE									HOURS	
Inspector Name	Date Inspected								Regular	Overtime
	Regular									
	Overtime									
Inspector Name	Date Inspected								Regular	Overtime
	Regular									
	Overtime									
Inspector Name	Date Inspected								Regular	Overtime
	Regular									
	Overtime									

Complete hours for each date inspected.

Add regular hour numbers across rows, and then overtime hours across rows.

Add hour columns down for total hours of permit inspection time.

### COMMENTS/OBSERVATIONS:


I HEREBY CERTIFY THAT THE INFORMATION CONTAINED ABOVE IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.

NAME

TITLE

Revision Date: 5/5/2016

RECEIVED

AUG 22 2023

NYSDOT REGION 5  
PERMIT OFFICE

TO: **REGIONAL PERMIT ENGINEER**

DATE SENT: 8/21/2023

FROM: RONALD FREI

PERMITTEE: NATIONAL GRID/MICHEL'S POWER, INC

ROUTE 179

Municipality: BLASDELL

County: **SOUTH ERIE**

Original Bond is: <input type="checkbox"/> Attached		Bonding Company	
<input type="checkbox"/> On File in Region	Bond ID number	Face Value \$	
<input type="checkbox"/> On File in Main Office	Amount of bond assigned to this project _____		

Capital Projects - Regional Utility Engineer Review Completed: ☐ CPIN # \_\_\_\_\_ D# \_\_\_\_\_

NYSDOT unit reviews remaining at time of application:  
 Hydraulics: \_\_\_\_\_ Traffic Operations: \_\_\_\_\_ Landscape: \_\_\_\_\_ Soils: \_\_\_\_\_ Right of Way: \_\_\_\_\_

**Payments, Insurance and Deposits**  
Account Name (as it appears on check):  
 Check No: \_\_\_\_\_ Check date: 2/14/2022 Date of Receipt: 2/14/2022 Check Amount: \$ \_\_\_\_\_  
 Charge fee to utility company Account # **506U** Permit Fee: \$ **95.00**  
 Insurance Fee (only applies if a homeowner is doing residential driveway work without a contractor) \$ \_\_\_\_\_  
 Name on Guarantee deposit check: \_\_\_\_\_ Deposit amount: \$ \_\_\_\_\_  
 Guarantee deposit check No. \_\_\_\_\_ check date: \_\_\_\_\_ Date of Receipt: \_\_\_\_\_

**THE FOLLOWING CHECKED PERMIT AND CONSTRUCTION RESTRICTIONS APPLY**

**Contact Information**

☒ 1. BEFORE ANY WORK IS STARTED, the Assistant Resident Engineer checked below MUST BE CONTACTED.

- |                                     |                         |                              |                         |
|-------------------------------------|-------------------------|------------------------------|-------------------------|
| <input type="checkbox"/>            | PETE HOFFMAN, ARE       | CATTARAUGUS COUNTY RESIDENCY | - (716) 945-4562        |
| <input type="checkbox"/>            | A.J. RIFORGIAT, ARE     | CHAUTAUQUA COUNTY RESIDENCY  | - (716) 753-2821        |
| <input type="checkbox"/>            | AL OYOYO, ARE           | NORTH ERIE RESIDENCY         | - (716) 683-3476        |
| <input checked="" type="checkbox"/> | <b>RONALD FREI, ARE</b> | <b>SOUTH ERIE RESIDENCY</b>  | <b>- (716) 649-2157</b> |
| <input type="checkbox"/>            | HANK BRUMMER, ARE       | NIAGARA COUNTY RESIDENCY     | - (716) 438-2396        |

☒ 2. NITTEC Operations MUST BE NOTIFIED at (716) 847-2070 five (5) business days BEFORE any work is STARTED. See the TAR form and instructions attached.

☐ 3. All work must be coordinated with and final location may be adjusted by the NYSDOT Engineer-in-Charge of the construction project. Contact: \_\_\_\_\_ @ (716) \_\_\_\_\_ or \_\_\_\_\_ @dot.ny.gov.

☒ 4. There is underground traffic signal equipment, vehicle detectors, interconnects, and/or an Intelligent Transportation Monitoring system within the permit work area. NYSDOT underground facilities **ARE NOT** mapped or marked as part of the "one call" 811 locating service. Five (5) business days before any work is started, you must contact the DOT Traffic Signal Shop (716) 649-1426 to locate these facilities. The permittee is responsible for all costs to restore this equipment in accordance with NYSDOT Standards & Specifications, will reimburse the state for inspection services and be assessed Liquidated damages of \$2000.00 per hour while any such system is out of service.

☒ 5. Right of Way (ROW) Stakeout requests must be made a minimum of three (3) business days before required by the utility owner. Please contact person cited in restriction 4.

☐ 6. Any work within the New York State right-of-way involving tree removal or tree trimming must be coordinated with the New York State Department of Transportation Regional Landscape Architect, at (716) 847-3865.

☐ 7. The permittee shall notify the Geo-Technical Unit (Soils Bureau) (716) 667-1711 of any excavation in excess of 5 ft. BEFORE start of work.



- ☐ 8. When the work starts, notification MUST be given to the Geotechnical Unit (716) 667-1711.
- ☐ 9. Before any work is started, the NYSDOT Utilities Engineer must be notified at (716) 847-3954.
- ☐ 10. The attached Utility Notification form must be completed and faxed to the appropriate residency.

### About this permit

- ☒ 11. Unsatisfactory performance under one permit will halt the issuance of subsequent permits until the requirements of the earlier permit have been satisfied.
- ☒ 12. Any changes made by the New York State Department of Transportation on the submitted application are marked in RED.
- ☒ 13. This permit is only for work being performed within New York State ROW. The applicant is reminded to obtain permits from the appropriate authorities for work outside the NYS ROW.
- ☒ 14. Permits must be obtained from all entities that may also have jurisdiction over this project. Example: building, sewer, environmental permits, etc...
- ☐ 15. Sub-contractors working in the NYSDOT right-of-way must obtain separate Highway Work Permits.
- ☐ 16. See attached Annual Maintenance Permit Requirements sheet for restrictions & conditions to be followed.
- ☐ 17. See attached Annual Service Permit Requirements sheet for restrictions & conditions to be followed.

### Safety First

- ☒ 18. The regulations of all the following agencies shall also apply: OSHA; NYS Policy for Accommodation of Utilities Within the State ROW; Federal DOL Safety & Health Standards; New York Code of Rules and Regulations; NYS DOL Industrial Code Rules 23 and 753, NYSDEC, Federal EPA, etc...
- ☒ 19. No stockpiling or storage of any materials, and no parking of equipment during non-working hours will be allowed on pavement or shoulders.
- ☒ 20. Any accumulation of material on the state highway pavement, shoulders, etc., is a violation of NY Vehicle & Traffic Law and MUST be removed as soon as possible.
- ☒ 21. Open cutting of the State highway will NOT be allowed.

### Work Zone Traffic Control (WZTC)

- ☒ 22. Any and all accidents occurring in a traffic control work zone as part of this permit shall be reported to the Assistant Resident Engineer checked above.
- ☒ 23. Maintenance and protection of traffic shall be in conformance with the Federal Manual of Uniform Traffic Control Devices and New York Supplement.
- ☒ 24. Consult Work Zone Traffic Control for Design/Construction on State Highways in Region 5. Region 5's standards can be found at <https://www.dot.ny.gov/regional-offices/region5/other-topics> under Other Topics/2012 Temporary Traffic Control. The State's standard sheets can be found at the following link: <https://www.dot.ny.gov/main/business-center/engineering/cadd-info/drawings/standard-sheets-us/619>
- ☒ 25. Flag persons will be required as necessary to maintain the safe flow of traffic.
- ☒ 26. No sidewalk shall be closed or blocked within the project limits by any work activities WITHOUT SIGNING AN ALTERNATE ROUTE.
- ☒ 27. Time restriction may be found in the contract plans and/ or in the manual "Work Zone Traffic Control for Design/Construction on State Highways in Region 5". See Condition 24 for the link to the manual.
- ☒ 28. Closure of lanes can begin AFTER 9:00 ☒ AM ☐ PM for NB direction.
- ☒ 29. All traffic control devices must be removed from the State highway and all lanes reopened to traffic by: 3:00 ☐ AM ☒ PM for the SB lanes

### Restoration of work site

- ☒ 30. All damaged or disturbed areas, that are the result of any work done by this permit, will be returned to original condition or better.
- ☒ 31. The permittee is responsible for restoration to any roadway and signal hardware disturbed as a result of their activities. This includes but not exclusive to repairs to the pavement and inductance loops. Coordinate with the person given in Condition 3 of this form.
- ☒ 32. The permittee is responsible for restoration to any landscape disturbed as a result of their activities. This includes but not exclusive to repairs to sidewalks and grass. Coordinate with the person given in Condition 4 of this form.
- ☒ 33. All restoration work requirements shall comply with New York State Department of Transportation Specifications for material and/or workmanship. Restoration work shall progress without undue delay after the prime utility work is installed.
- ☐ 34. Ditch lines must be restored to their original slope (side slopes) and flow line under the permit.
- ☐ 35. Open cuts must be backfilled in accordance with NYSDOT STANDARD SPECIFICATION. The subbase and pavement must be replaced to match the existing (See attached sketch). FLY ASH IS PROHIBITED.
- ☐ 36. Pavement replacement as per the attached sketch.
- ☐ 37. When hot plant asphalt is unavailable, QPR2000, modified asphalt cold patching material or equivalent shall be used.

### Adopt-A-Highway Program

- ☐ 38. All Adopt-A-Highway work within the New York State right-of-way must be coordinated with a Department of Transportation Representative. A Department Safety Representative must be present at your first scheduled session. Please refer to the attached sheet and contact the person indicated to arrange that meeting.
- ☐ 39. All participants must wear safety gear (hardhats & ANSI class II high visibility vests) and conform to all requirements of the Adopt-A Highway Program.

### Banners

- ☐ 40. NO SIGNS WITH ANY COMMERCIAL ADVERTISEMENT in the text are allowed on the State right-of-way.
- ☐ 41. Written permission must be obtained from the owner of the bridge or utility poles that the banner or decorations will be attached. The low point of the banner shall be a minimum of 18 ft. above the high point of the pavement.
- ☐ 42. All attachments on utility poles will be a minimum of 7 ft. above-ground level (sidewalks), Banners: 18 feet minimum (over roadways).
- ☐ 43. See attached Restrictions for the Erection of Temporary Signs, Banners, and Similar Overhead Devices over State Highways sheet.

### Driveways and Pipe Installation

- ☐ 44. The existing drainage patterns shall not be altered. A(an) 15 inch diameter Corrugated Metal Pipe (CMP) or smooth interior corrugated polyethylene pipe (HDPE) that meets NYSDOT standards shall be installed under each drive as shown on the attached sketch. Flared end-sections are required on culvert ends.
- ☐ 45. It shall be the property owner's responsibility for ALL maintenance of the culvert, including periodic cleaning. The property owner shall also be responsible for the cost of a replacement culvert if the original culvert must be removed for any reason.
- ☐ 46. The point of intersection of a driveway radius (flare) with the edge of pavement SHALL NOT BE ANY CLOSER THAN 5 FT. from the adjacent property line.
- ☐ 47. The surface of the drive shall slope down from the edge of pavement to the center of ditch line at 0.75 in. per foot or shall conform to the existing shoulder slope.
- ☐ 48. The drive shall consist of gravel and/or rock and asphalt to provide necessary stabilization & a cleaning effect on the tires of the vehicles using the drive.
- ☐ 49. Asphalt driveway aprons shall be a minimum of 4 in. depth of compacted material consisting of 2 ½ in. of base & 1 ½ in. top

over 8" subbase stone.

- ☐ 50. A concrete drive will be a minimum of 6 in. depth of concrete with mesh reinforcing at its midpoint within the right-of-way.

### Utility Work

- ☐ 51. A minimum of 15 ft. should be provided between the ROW line & the near edge of a building, structure, or appurtenance serving vehicular traffic.
- ☒ 52. All underground utilities within the New York State right-of-way shall have a minimum cover of 60 in. in a pavement area and in all cases, utilities should be installed as close to the outer limits of the right-of-way as possible.
- ☐ 53. The boring and receiving pits shall be located behind the normal ditch line or toe of slope and in no instance shall the edge of the excavation, nearest the pavement, be less than 10 ft., measured laterally, from the edge of the shoulder. Hydraulic jet boring will not be allowed.
- ☐ 54. The line shall be sleeved (cased) within the New York State right-of-way.
- ☐ 55. Small diameter services (2 in. inside diameter or smaller) may be placed without sleeving with the understanding that in the future, if remedial or repair work is necessary, the work must be accomplished by some other means than open cutting the highway pavement.
- ☐ 56. All abandoned structures and pipe 8" and larger must be removed or filled. See Section 204 – Flowable Fill of the NYSDOT Standard Specifications at link: <https://www.dot.ny.gov/main/business-center/engineering/specifications/busi-e-standards-usc>. The owner will retain ownership of all facilities abandoned in place.
- ☒ 57. All utility poles that are placed or replaced within the New York State right-of-way will be offset 30 ft. from the edge of pavement where sufficient right-of-way exists or as close to the outer limits of the right-of-way as possible where it does not.
- ☐ 58. The existing pole(s) being replaced must be removed under this permit.
- ☒ 59. Service cabinets and environmental vaults are not allowed within the New York State right-of-way.

### Additional Restrictions and Comments:

- ☒ 60. ALL DEBRIS ACCUMULATED FROM EXCAVATION **SHALL** BE REMOVED FROM NYSDOT ROW.  
NO LANE CLOSURE **SHALL** BE ALLOWED IN THE EVENT OF SNOW OR ADVERSE WEATHER CONDITIONS.