

**DEPARTMENT OF ENGINEERING  
PLACEMENT OF UTILITY FACILITIES  
IN THE PUBLIC RIGHT OF WAY  
April 2, 2003**

Dear Applicant:

The City Commission adopted Ordinance K-106, Placement of Utility Facilities in the Public Right of Way on October 2, 2001 by creating Section 17-7 to manage the public rights of way to maximize efficiency, minimize cost to taxpayers, minimize inconvenience to and negative effects upon the public from placement and maintenance of facilities in the public rights of way . Copies of this Ordinance and the City Standard Specifications are available at the City Engineer's Office, 100 North US1, Ft. Pierce, Florida 34950.

To avoid delays due to lack of proper documentation, the Applicant should be familiar with the ordinance prior to submittal of the documentation . Drawings must be legible and drafted in sufficient size and scale to facilitate the review. Drawings must show location and type of existing and proposed facilities, surface, aerial or underground. Insufficient drawing information will result in the rejection of the application package.

It is the responsibility of the Applicant to confirm that the current utility company's Security Bond and/or Performance Bond amounts are sufficient to provide enough compensation to the City in case of failure of the utility to meet the on obligations required by the ordinance. Review of applications will stop if it is found that the required bond(s) amounts are not sufficient, or it has not been provided to the City.

The ordinance requires that permit application be submitted to the Engineering Department thirty (30) days before the construction of each installation starts. Three sets of drawings for the installation must be submitted with the application. It is strongly suggested to Applicants that require several applications to be reviewed and approved at any one time to request a pre-application meeting and/or to submit applications with enough time in advance to meet their construction schedules.

Once the Application documentation is received by the Engineering Department, one copy of the same will be provided to the FPUA for their input in the approval process. Site inspection will be scheduled to review the proposed location of the installation for any possible conflicts with previously installed utilities and other existing City facilities. Confirmation and resolution of these conflicts is the responsibility of the Applicant. Applications will not be approved without the FPUA input.

During construction, the applicant must contact the Engineering Department for inspections of construction. Ordinance K-106 requires the applicant to provide at least a forty-eight (48) hours advanced notice for any required inspection so that inspections can be scheduled. Construction that has already started or completed without a permit is a violation of the Code. It will be entirely at Owner's and/or Contractor's risk that installations without permits, or inspections, will have to be uncovered for testing, or removed, as required, because of faulty construction or its not in compliance with the ordinance. Uncovering, testings, re-testings and removals of installations without permits or inspections not requested on time will be at Owner's and/or Contractor's expense.

Two sets of as-built of the each permit installation are required prior to acceptance. At completion and acceptance of restorations associated with each permit issued, a letter of acceptance will be sent to the Applicant. Ordinance K-106 (Page 16) requires that, after the required restoration is accepted by the City, pavement or surface material patches will be registered for future inspections at six (6) months for signs of settlement or deterioration that may require replacement. Patches not showing settlement or deterioration will be given final acceptance by the City. Date of final City acceptance of patches will be adjusted for those patches that had to be replaced.

Applicants are cautioned to be familiar with the ordinance requirements regarding installations in Right-of-Ways that were reconstructed or rehabilitated within two (2) years prior to any utility work. These requirements can be found on Page 16 of the ordinance.

Hector P. Arias, P.E.  
City Engineer

cc: City Manager