

**ROCKLAND COUNTY HIGHWAY DEPARTMENT
RULES AND REGULATIONS FOR COMMERCIAL, INDUSTRIAL,
RESIDENTIAL AND SUBDIVISION DEVELOPMENT**

GENERAL CONDITIONS

- 1) No construction or development shall be undertaken on any property having frontage on, access to, or being otherwise directly related to a County Road without first being reviewed by and, if necessary, obtaining a permit from the County Highway Superintendent.
- 2) Unless specifically waived or modified by the terms of the permit, these regulations and conditions shall apply in full. In the event that any part of these regulations and conditions is modified or invalidated the other portions shall remain in full force and effect.
- 3) The County Superintendent of Highways reserves the right to revoke or annul the permit at any time, should the Permittee fail to comply with the regulations and conditions upon which it is granted.
- 4) The Permittee agrees in accepting the permit to save harmless the County of Rockland, its officers and servants from and against any injury, loss damage or legal action resulting from negligence or fault of the Permittee, his agents or servants in connection with the work covered under the permit.
- 5) The Permittee shall be responsible for all expensed in connection with the work to be done under the permit.
- 6) Any damage to a County Road or Drainage System caused by operations under the permit shall be repaired at the Permittee's expense.
- 7) The Permittee shall be responsible for maintaining traffic on the County Road at all times during the period of construction and shall protect the traveling public from all damage to person and property by maintaining all warning signs, barricades, lights, flagmen and whatever other means are found to be necessary as determined by the County Highway Superintendent.

- 8) It will be the Permittee's responsibility to obtain or verify that his duly authorized agent or contractor has obtained public liability insurance in the limits of \$ 500,000 to \$ 1,000,000 and \$ 300,000 for property damage. Before any work authorized under the permit is started, the Permittee may be required to first file with the Superintendent of Highways satisfactory evidence that the person, firm, or corporation intending to perform the work has the necessary insurance and that under this coverage, or by separate policies in the above amounts, the County of Rockland Highway Department and/or County Superintendent of Highways and/or his authorized representatives or servants, are named among the insured and fully indemnified.
- 9) Should the Permittee fail to complete the work called for in the permit or should the work be performed unsatisfactorily, and should the Permittee fail to complete or remedy the work after ten (10) days written notice by the Superintendent of Highways, the County may do the work or cause the work to be done at the expense of the Permittee.
- 10) Forty-eight (48) hours notice to the Rockland County Highway Department will be required prior to start of any work to be done under the permit.
- 11) The Permittee will be responsible for informing all contractors, sub-contractors and others engaged in the work of all terms and conditions of the permit including all plans. Ignorance of the conditions will not be considered a reason for allowing any deviation from the permit requirements.
- 12) The permit may not be transferred or assigned without the written consent of the County Highway Superintendent.
- 13) Whenever it is necessary to disturb the road surface or drainage system of a County Road, it may be necessary to obtain a separate Road Opening Permit to cover the work.

- 14) The County Highway Superintendent may require, as a condition of permit approval, that a performance bond or other surety be deposited with the County to guarantee the proper performance of all work affecting a County Road or facility.
- 15) In the case of a project where a surety similar to that listed in (15) are required by the Town or Village, the amount required to cover the work affecting a County Road may (with the consent of the Town or Village) be included in the bond deposited with that agency. The bond must clearly indicate that the interest of the County will be covered and provide that the bond will **NOT** be released by the Town or Village without the consent of the County Superintendent of Highways.
- 16) All work must be performed in accordance with the New York State Department of Transportation standard specifications, dated January 2, 1995 as amended.