

CITY OF ROCHESTER RIGHT OF WAY PERMIT REGULATIONS

The following regulations apply to and are conditions of the permit issued because of this application.

General

1. The permit is revocable in nature. If the City shall make any improvements or change on all or part of its ROW which impacts Applicant's installation, then and in every case the applicant herein named shall, after notice from the City or its authorized agents, proceed to alter, change, vacate or remove from ROW said installation necessary to conform with said changes. Any work performed by the Applicant as a result of City's ROW-modification shall be at Applicant's sole cost and expense.
2. The Applicant shall assume all liability for, and save the City, its agents and employees, harmless from, any and all claims for damages, actions or causes of action arising out of the work to be done herein and the continuing uses by the Applicant, including but not limited to the placing, construction, reconstructing, maintaining and using of said utility under this application and permit.
3. ROW shall be swept and cleaned up after work is completed.
4. No work shall be done in such a manner as to violate City ordinances (examples include excavated soils piled in the roadway, construction materials stored in the roadway, double-parked vehicles, etc.)
5. A certified check or deposit may be required to ensure proper restoration of surfaces and to cover payment for any damage to street or public property.
6. Permittee warrants all work, including settlement of backfill, for 2 years.
7. Prior to backfilling any excavations, Applicant shall schedule an inspection for all public or private sanitary sewer lines, water lines, storm sewer, and sub-drains to ensure compliance with City specifications. Failure to call for an inspection may result in having to expose the utility lines at Applicant's cost until fully inspected. Inspections may be scheduled by calling 507-328-2400.
8. Prior to placing concrete or bituminous materials for any roadway, sidewalk, or path, the applicant shall schedule an inspection of the aggregate base, forms, tie-in points, and other relevant components for any work done in the ROW to ensure compliance with City specifications. Failure to call for an inspection may result in the removal of the concrete or bituminous material at Applicant's cost until fully inspected. Inspections may be scheduled by calling 507-328-2400.
9. The applicant must also email pwpermits@rochestermn.gov or call 507-328-2400 once the utility work is finished and turf is fully restored, to schedule a final inspection.
10. Permittee agrees to provide electronic copies or hard copies of as-built information for the project to Public Works.

Safety

1. Applicant shall erect traffic safety devices for the protection of the work and public safety following the requirements of the Manual on Uniform Traffic Control Devices (MUTCD). Permittee agrees to abide by MUTCD traffic standards.
2. Blasting is not permitted unless prior approval is given by the City.
3. Applicant must follow all OSHA safety provisions relating to excavations and trenching if applicable.
4. Prior to the start of excavation, the Contractor shall notify area utilities through the Statewide Gopher One Call 8002521166 as required by State law.

Roadway, Sidewalk, and Boulevard Replacement

1. All contractors repairing, replacing, or constructing pavements, curb & gutter, and sidewalks in the ROW must hold a valid license with the City of Rochester.
2. If a contractor's work impacts any portion of a pedestrian ramp, the pedestrian ramp must be reconstructed to ADA standards. In many cases, this requires full replacement of the pedestrian ramp at the Applicant's expense.
3. Installation of pipe under pavements shall be done by jacking or boring unless trenching is specifically permitted in the Special Provision of the Permit.
4. All backfilling and compaction shall be in accordance with current MnDOT Standard Specifications for Construction.
5. All surfaces shall be restored in accordance with [City of Rochester Standard Specification C150.311 Resurfacing and Restoration of Public and Private Property](#). The provisions requiring sod restoration of all mowed turf areas apply as well. As noted above the applicant must request a final inspection by calling 507-328-2400.
6. If pavement restoration work is not completed within 14 calendar days of underground utility installation, the street surfaces will be replaced by the Department of Public Works and charged to the Contractor at current Revised Street Opening Rates, approved by the Common Council. The contractor is responsible to maintain the gravel in the street opening until it can be permanently repaired. For patches in the winter, contractors must install temporary concrete pavement until permanent patches can be completed.
7. If settlement occurs or the excavation caves in so that replacement materials settle at any time, or if the roadway surface deteriorates or fails to serve as well as the original surface, within a period of two years after the completion of this project, it shall be repaired and replaced by the Applicant. If replacement is not completed, the street surfaces will be replaced by the Department of Public Works and charged to the Contractor at current Revised Street Opening Rates, approved by the Common Council.
8. The Applicant shall be responsible for placing sod and shall individually notify, within 3 days of placement, the adjacent property owners.

As Of: 01/03/2025

