



# TOWN OF WEBSTER

## HIGHWAY DEPARTMENT

PHONE: (585) 872-1443 / E-MAIL: [HIGHWAY@CI.WEBSTER.NY.US](mailto:HIGHWAY@CI.WEBSTER.NY.US)

ADDRESS: 1005 PICTURE PARKWAY, WEBSTER, NEW YORK 14580

### PERMIT FEE WORKSHEET

PREPARE AND SUBMIT WITH COMPLETED 149 PERMIT

For Office Use Only:

Work Location Address:

Applicant/Contractor: \_\_\_\_\_

Address: \_\_\_\_\_

Phone: \_\_\_\_\_ E-mail: \_\_\_\_\_

Work Location: \_\_\_\_\_

**PLEASE NOTE:** If the costs of supervision and inspection are not typical, this Department reserves the right to assess additional fees based on actual costs.

#### DRIVEWAY OR ROADWAY INSTALLATION/MAINTENANCE

TYPE OF OPERATION	QUANTITY	BASE FEE	ADDITIONAL FEE / NOTES	SUBTOTAL
Driveway, Individual for: <input type="checkbox"/> Replacement <input type="checkbox"/> Resurface <input type="checkbox"/> Enlargement*		\$25.00		
Driveway, Individual (Blanket payment on file)		\$0.00	Permit fee covered under blanket permit	
ROW, Individual (Blanket payment of file)		\$0.00	Permit fee covered under blanket permit	
Driveway, Blanket Permit (Annual Fee)**		\$500.00		
Driveway, Culvert Permit		\$35.00		
Easement Permit		\$25.00		
Utility – ROW Blanket Permit (Annual Fee)**		\$2,500.00		
ROW Permit, Individual		\$35.00		
Road Cut Permit		\$35.00	\$1,500 Refundable Deposit	

**\*A DRAWING IS REQUIRED** for any changes to driveway dimensions and temporary/new construction access.

**\*\*MULTIPLE DRIVEWAY FEE:** Although a multiple driveway fee has been paid, a completed application package must be submitted for each individual driveway.

#### UNDERGROUND/MISCELLANEOUS INSTALLATIONS

TYPE OF OPERATION	QUANTITY	BASE FEE	ADDITIONAL FEE			SUBTOTAL
			NUMBER OF FEET	UNIT RATE	NUMBER OF FEET RATE	
Underground Conduit		\$75.00		\$.10/LF		

Payment shall be made at the time of application submittal. Acceptable payments are cash or check. **Please make checks payable to the Webster Town Clerk.**

Remarks: \_\_\_\_\_

Applicant/Contractors Signature: \_\_\_\_\_ Date: \_\_\_\_\_

# APPLICATION FOR PERMIT ISSUED UNDER SECTION 149 OF THE HIGHWAY LAW

The undersigned, the Town Superintendent of Highways, of the Town of Webster, County of Monroe, upon the written application

of: \_\_\_\_\_ whose address is \_\_\_\_\_  
(APPLICANT'S NAME) (PRINT APPLICANT'S CURRENT MAILING ADDRESS)  
this \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_ and filed with him, as provided by Section 149 of the Highway Law hereby grants permission to  
(DAY) (MONTH) (YR)  
said applicant to: \_\_\_\_\_  
(PRINT DESCRIPTION OF PROPOSED WORK ACTIVITY)

on the highway described as follows:

(PRINT WORK LOCATION)

## This permit is granted subject to the following conditions:

1. The work authorized by this permit shall be performed in a manner satisfactory to the Town Superintendent.
2. The applicant is to keep in good repair all pipes, hydrants, or appurtenances which may be placed within the bounds of the highway under terms of this permit and is to save the town harmless from all damages which may accrue by reason of their location in the highway, and upon notice by the Town Superintendent, applicant agrees to make any repairs required for the protection and preservation of the highway; and further agrees that upon the failure of the applicant to make such repairs that such repairs may be made by the Town Superintendent at the expense of the applicant and such expenses shall be prior lien upon the land benefited by the use of the highway for such pipes, hydrants, and appurtenances.
3. If the drainage, sewer or water pipes or appurtenances, which are laid under this permit are placed in a town road, they shall be so placed as not to interrupt or interfere with public travel upon the highway; and the earth removed must be replaced, and the highway left in all respects in as good condition as before the work performed.
4. If the work performed is on a road which has been improved by State aid, such drainage, sewer or water pipes must be placed at least four (4) feet below and in such a manner as in no way to interfere with macadam, shoulders, or drainage ditches of the highway and that portion of the trench which passes under the macadam shall be left in as good a condition as before the work was performed and to the satisfaction of the Town Superintendent. Care must be taken not to interfere with drainage ditches or structures.

a) Applicant will correct broken gutters caused as a result of their work performed.

b) Applicant must keep roadway clear of mud and debris.

c) Installation must comply with the specifications of the approved subdivision plan.

d) Any disturbed areas of the right-of-way must be restored (graded and seeded).

e) Any pavement cut from December 1<sup>st</sup> to April 1<sup>st</sup> will require a 5-inch-thick concrete patch (no cold patch) steel plated and coned for minimum of 24 hours, then plate promptly removed.

5. It is agreed by the applicant that any injury or disturbances of the macadam portion of the highway, its shoulders, or drainage ditches which may occur hereafter by reason of the laying of said drainage, sewer or water pipes and their appurtenances shall be repaired by and at the expense of the applicant to the satisfaction of the county superintendent.
6. The said Town Superintendent may, upon the failure of the applicant to comply with any of the conditions herein, revoke this permit and remove any pipes, or hydrants, or other appurtenances which may have been placed in the highway under this permit.
7. If the road upon which this permit is issued is, at any time of issuance, a town highway and should it be thereafter improved by State aid as a State or county highway, it is agreed that the applicant shall, before its improvement at the applicant's own expense remove drainage, sewer or water pipes or appurtenances which may be placed under this permit and will relay the same in conformity with the directions of the engineer in charge of such improvement and in accordance with the rules and regulations prescribed by the State Commission of Highways.

**I hereby agree to conform to the conditions contained in the foregoing permit.**

\_\_\_\_\_  
Property Owner's Name (please print)

\_\_\_\_\_  
Date

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Property Owner's Signature

\_\_\_\_\_  
Applicant/Contractor's Name (please print)

\_\_\_\_\_  
Date

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Applicant Contractor's Signature

\_\_\_\_\_  
E-mail address to send permit

**FOR TOWN USE ONLY:**

\_\_\_\_\_  
TOWN OF WEBSTER HIGHWAY SUPERINTENDENT

\_\_\_\_\_  
APPROVAL DATE

\_\_\_\_\_  
TOWN CLERK

\_\_\_\_\_  
ISSUE DATE

**THIS PERMIT SHALL EXPIRE ON DECEMBER 31<sup>ST</sup> OF THE CURRENT YEAR, UNLESS OTHERWISE NOTED IN THIS SPACE:** \_\_\_\_\_

Supplement to: **Town of Webster work with-in Right-of-Way Application for Permit**

Instructions: This certification must be completed by all applicants for a Town of Webster Right-of-Way Work permit. For additional background, see Labor Law § 224-f (attached).

Part 1: Is the entity applying for and performing all work under this permit a utility subject to the jurisdiction of the Public Service Commission?    YES    NO

If YES – section 224-f does not apply, proceed to Part 6 of this form.

If NO – proceed to Part 2.

Part 2: Is the entity applying for or performing any work under this permit doing so under contract or subcontract with a utility subject to the jurisdiction of the Public Service Commission?    YES    NO

If YES – proceed to Part 3.

If NO – section 224-f does not apply, proceed to Part 6 of this form.

Part 3: Is the entity applying for or performing any work under this permit doing so under contract or subcontract with a television or broadband provider?    YES    NO

If YES – section 224-f does not apply. Proceed to Part 6 of this form and you are done.

If NO – proceed to Part 4.

Part 4: Is the permit for a location and a project already underway an existing utility contract signed or solicited before 9/15/23?    YES    NO

If YES – section 224-f does not apply. Proceed to Part 6 of this form and you are done.

If NO – proceed to Part 5.

Part 5: Is the work to be performed under this permit under a general contract awarded before 9/15/23 with a subcontract awarded thereafter?    YES    NO

If YES – section 224-f does not apply. Proceed to Part 6 of this form and you are done.

If NO – Labor Law § 224-f applies. Read the Labor Law § 224-f attached, regarding your legal obligations to ensure the payment of at least the applicable prevailing wage, and complete Part 6.

Part 6: I certify that the information I have given on this form is true and complete, and that if Labor Law § 224-f applies, that an agreement for the payment of prevailing wages has been contractually mandated for the permit work.

**WARNING:** Intentionally making a false statement or providing false or misleading information in connection with this form is a criminal offense that may subject you to prosecution under law.

**NOTICE:** Submitting this form to the Town of Webster satisfies the filing requirement of Labor Law § 224-f(2).

**Print name here:** \_\_\_\_\_

(If applying for a corporation or other business entity, print your full name and business title)

**Sign Here:** \_\_\_\_\_

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**Approved by Town of Webster Highway Superintendent**

## **Labor Law § 224-f. Workers on excavations.**

### **1. For the purposes of this section:**

- a.** "Covered excavation project" shall mean construction work for which a permit may be issued to a contractor or subcontractor of a utility company by the state, a county or a municipality to use, excavate, or open a street. A "covered excavation project" shall exclude construction work for which a permit may be issued to a service provided as defined by subdivision twenty-three of section one thousand twenty-b of the public authorities law.
- b.** "Department of jurisdiction" shall mean the department of the state, board or officer in the state, or municipal corporation or commission or board appointed pursuant to law, whose duty it is to issue a permit to a utility company, or its contractors or subcontractors, for a covered excavation project.
- c.** "Fiscal officer" shall mean the commissioner; except for covered excavation projects performed pursuant to a permit issued by a city with a population in excess of one million in which case the "fiscal officer" shall be the comptroller or other analogous officer of such city.
- d.** "Utility company" shall have the same meaning as subdivision twenty-three of section two of the public service law.

**2.** Each contractor or subcontractor to a utility company shall be required to pay not less than the prevailing rate of wage in the same trade or occupation in the locality within the state where such covered excavation project is situated to each laborer, worker, or mechanic in the employ of the contractor or subcontractor to a utility company, performing work on the project in accordance with sections two hundred twenty and two hundred twenty-b of this article. No permit shall be issued for a covered excavation project until an agreement confirming the payment of wages as required by this section has been contractually mandated and filed with the department of jurisdiction, and all permits issued after the effective date of this section shall include therein a copy of this section.

**3.** The enforcement of any covered excavation project pursuant to this section shall be subject to the requirements of sections two hundred twenty, two hundred twenty-a, two hundred twenty-b, two hundred twenty-three and two hundred twenty-four-b of this article and section two hundred twenty-seven of this chapter and within the jurisdiction of the fiscal officer; provided, however, nothing contained in this section shall be deemed to construe any covered excavation project as otherwise being considered public work pursuant to this article.

**4.** The fiscal officer may issue rules and regulations governing the provisions of this section. Any violation of this section shall be grounds for determinations and orders pursuant to section two hundred twenty-b of this article.