



**MADISON TOWNSHIP
DRIVEWAY CULVERT PERMIT APPLICATION
Madison Township Service Department
2065 Hubbard Road
440 428-4981**

Date of Application: _____
 Name of Applicant: _____
 Location of Culvert: _____
 Parcel Number: _____

Permit #: _____
 Phone #: _____
 Date of Insallation: _____

Type of Culvert:

- Steel Concrete Double Wall Plastic SDR 35 Other _____

Length of Proposed Culvert Pipe: _____ ft. Diameter of Culvert Pipe: _____ in.

The undersigned agrees that they will:

1. Place adequate warning devices at excavation site to warn users of the road of the excavation.
2. Back fill with 304 Limestone (B-19), or 411 Limestone.
3. Notify Madison Township Service Dept. Supervisor 24 hours **prior** to installation of pipe, (440) 428-4981.
4. Installation will conform to the provisions of Culvert Permit Resolution #16-056 as amended.
5. A copy of this Permit **must** be on site of the culvert pipe installation.

SERVICE DEPT. USE ONLY

1st Inspection Date: _____

Final Inspect. Date: _____

Inspected By: _____

OK For Refund:

Yes

No

I/We, the undersigned, agree to indemnify and save harmless Madison Township against all liability or damage incurred as a result of such culvert installation. No permit shall be issued except to the person, firm or corporation actually making such installation.

Signature of Applicant: _____ Deposit Returned To: _____
 Culvert Installed By: _____ Address: _____
 Permit Approved By: _____ City: _____
 Application Fee Received: \$ _____ State: _____ Zip: _____
 Deposit Fee Received: \$ _____ Date Deposit Returned: _____
 Date: _____ Amount of Dep. Returned: \$ _____

REFUND PER RESOLUTION # _____

The Board of Madison Township Trustees in and for Madison Township, Lake County, Ohio, met this day in Regular Session with the following members present:

Mr. Gauntner, Mr. Anderson, Mr. Wayman

Mr. Anderson presented the following Resolution and moved its adoption:

A RESOLUTION TO AMEND RESOLUTION 78-020 AND 84-020 ESTABLISHING REGULATIONS FOR INSTALLATION OF A DRIVEWAY CULVERT PIPE

WHEREAS, Ohio Revised Code Section 5589.06 prohibits wrongful obstruction of any ditch, drain, or watercourse along, upon or across a public highway, or diversion of any water from adjacent lands to or upon a public highway, and

WHEREAS, Persons owning, controlling or responsible for property within the Township of Madison may desire to prevent or correct such wrongful obstruction or diversion by installing a driveway culvert pipe, or other ditch culvert pipe within the "right-of-way" of a Madison Township maintained highway, and

WHEREAS, The Board of Madison Township Trustees desires and finds it in the public interest to specifically provide for the regulation, inspection and installation of such culvert pipes.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF MADISON TOWNSHIP TRUSTEES THAT:

SECTION 1. In accordance with the authority vested to the Board of Madison Township Trustees by virtue of Ohio Revised Code Section 5571.16 Madison Township shall require any "**person**" to obtain a permit before installing a new or replacing an existing Driveway Culvert Pipe, or other ditch culvert pipe within the "**right-of-way**" of any Madison Township maintained highway. The board, as a condition to the granting of a permit, shall require the following:

Note: "**Person**" has the same meaning as defined in Ohio Revised Code Section 1.59.

"**Right-of-Way**" has the same meaning as defined in Ohio Revised Code Section 4511.01 division (UU) (2).

(A). All applications for a Driveway Culvert Permit shall indicate the property owners name, street address, permanent parcel number if known, the name of applicant/person installing the culvert pipe, and contact phone number of the property owner or applicant/person installing the culvert pipe.

(B). All applications for a Driveway Culvert Permit shall be accompanied by a site plan or a drawing indicating the proposed location of the culvert pipe on the property, the size of culvert pipe (*inside pipe diameter & pipe length*), the type of culvert pipe being

proposed i.e. (*reinforced concrete, dual wall corrugated plastic, corrugated steel/aluminum, SDR 35, vitreous clay pipe*), the proposed pipe installation date, the backfill material to be used, and the method of installation thereof.

(C). All culvert pipes must be, reinforced concrete, ADS N-12 dual wall corrugated plastic or similar product, corrugated steel or aluminum (minimum 14 gauge), SDR 35, or vitreous clay pipe. If reinforced concrete or vitreous clay pipe is used the driveway must be a minimum of eighteen (18) feet wide at the ditch line. The Madison Township Service Department Supervisor will inspect the area of the proposed culvert pipe installation prior to the pipe purchase. The Service Department Supervisor will instruct the applicant/person responsible for the pipe installation as to the minimum pipe size allowed at that location. All culvert pipes are to be backfilled with 304 or 411 limestone. The depth of the backfill coverage must conform to the pipe manufactures recommendations. A concrete, brick/block or stone headwall may be required to be constructed at both ends of the culvert pipe. The necessity of a headwall will be at the discretion of the Service Department Supervisor based on roadside ditch conditions. Madison Township reserves the right to dictate the culvert pipe size and installation as the owner of the road "right-of way", and what is in the public's best interest.

(D). No Driveway Culvert Permit shall be issued unless the applicant/person has first posted a **deposit in the amount of \$250.00** which is refundable. The deposit will be refunded provide that upon inspection by the Service Department Supervisor, the installation of the culvert pipe is in conformance with the requirements of this resolution, and conforms to the submitted site plan and drawing. If the culvert pipe installation is NOT IN CONFORMANCE with this resolution or in conformance with the site plan and drawing submitted, Madison Township will retain the deposit. Said deposit shall be used to recover Madison Township's cost to remove and correctly install the culvert pipe. Should expenses exceed the deposit, Madison Township reserves the right to invoice and hold the applicant/person responsible for any additional equipment, labor or material required to properly install the culvert pipe.

(E). An additional **non-refundable application fee of \$100.00** shall also be paid at the time the Driveway Culvert Permit is obtained. That non-refundable application fee is for the following: inspection time, administrative support services, Service Department consultation and plan review.

(F). The applicant/person installing the culvert pipe must notify the Madison Township Service Department Supervisor (**440-428-4981**) not less than 48 hours prior to the commencement of the culvert pipe installation. Installation shall commence in the presence of the Service Department Supervisor or their designee. The Driveway Culvert Permit must be displayed at the site, or be in the possession of the applicant/person performing such permitted work, and shall be provided to the Township Inspector upon request.

(G). Issuance of a culvert permit shall be conditional on the applicant/person agreeing to maintain the necessary and proper traffic control/warning devices for the protection of pedestrians and vehicular traffic during the time of the culvert pipe installation.

(H). The applicant/person as a condition of receiving a Driveway Culvert permit will be required to indemnify, and hold the Board of Madison Township Trustees harmless against any liability or damage as the result of the of the culvert pipe installation. The

applicant/person must sign the indemnification statement that is incorporated within and made a part of the Driveway Culvert Permit application form.

(I). From the commencement of culvert pipe installation through the reimbursement of the deposit, the applicant/person shall be responsible for the maintenance and upkeep of the culvert installation, and roadside ditch. This includes backfill, and headwall construction (if required) until final inspection, and approval of the culvert installation is given by the Service Department Supervisor.

(J). Upon the approval of the culvert pipe installation by the Service Department Supervisor, the Madison Township Fiscal Officer within thirty (30) days shall return said deposit to the applicant/ person whom obtained the Driveway Culvert Permit.

SECTION 2. That it is found and determined that all formal action of this Board concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board and that all deliberations of this Board and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 3. This Resolution shall take effect and be in force at the earliest period allowed by law.

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to Gary Pasqualone Township Solicitor, Paul Cook, Service Dept. Supervisor, Chris Bernard, Zoning Inspector, Michele Howell, Asst. Zoning Inspector, and Terry Gerred-Ditchcreek, Fiscal Officer.

Mr. Wayman seconded the motion to adopt the Resolution.

ROLL CALL: Mr. Gauntner: Yes

Mr. Anderson: Yes

Mr. Wayman: Yes

Resolution Adopted

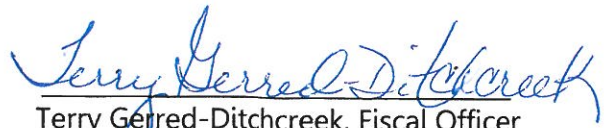
Terry Gerred-Ditchcreek, Fiscal Officer

Madison Township, Lake County, Ohio

Fiscal Officer's Certification:

I, Terry Gerred-Ditchcreek duly elected Fiscal Officer of Madison Township, Lake County, Ohio, do hereby certify that this is a true and accurate copy of a resolution adopted by the Board of Madison Township Trustees on April 26, 2016.

WITNESS MY HAND this 26th day of April, 2016, in Madison Township, Lake County, Ohio


Terry Gerred-Ditchcreek, Fiscal Officer
Madison Township, Lake County, Ohio