

Village of Lodi
PO Box 95
Lodi, OH 44254

Permit No _____
Permit Fee: \$50.00

Village Street Name: _____
Closest Street Intersection: _____
Distance to Closest Intersection: _____

**VILLAGE OF LODI HIGHWAY USE
APPLICATION FOR PERMIT**

Application is hereby made by (Contractor/Owner) _____ Phone _____

Applicant's mailing address _____ City _____ State _____ Zip _____

Contractor doing work _____ Phone _____ Bonded/Insured? Y / N

Yes No – Road Bore? Yes No – Pole Installation? Yes No – Aerial? Yes No – Utility Line?

Work being done _____

at the following location/address _____ on _____
Work should take _____ days.

Requirements for Permit to be Issued:

** If pole line, give the following information: Number of poles, total length of line, type of wire, character of service, vertical clearance over pavement, and voltage if power line.

** If pipe line, give the following information: Type of service (water, oil, gas, sewer/sanitary or storm, etc.); if carrying liquid or gas under pressure, state pounds per square inch, internal diameter, wall thickness of pipe, kind and grade of pipe, length of line and proposed location with respect to pavement or right-of-way line; if pipe or conduit is to cross highway and crossing cannot be made with disturbing pavement, advise conditions requiring such installation.

** Give Village, Township Route and distance from some geographical point, such as intersecting highways, city or village corporation limits, section lines, county or township highways. Attach copy of plan showing proposed location of installation with reference to pavement, right-of-way line, and owner's property lines. If installation crosses the highway, show cross section of present roadway and proposed installation. **Permit Bond and Certificate of Insurance required prior to issuance of permit. Other items may be needed as designated by the Village of Lodi.**

1. Open cut of pavements **shall not be permitted** unless no reasonable alternate method is available. If the proposed installation requires the opening of the pavement, give the following information: Conditions necessitating opening of the pavement _____
The opening to be made in the pavement will be _____ feet long by _____ feet wide and _____ feet deep. Pavement to be replaced by Village of Lodi specifications. (See Drawing)
2. All work requiring men or vehicles on the pavement or shoulders shall comply with all the requirements of the Ohio Manual of Uniform Traffic Control Devices. *Failure to comply with this requirement will be cause for immediate suspension of the permit until the proper traffic controls have been provided.*
I/We agree to comply with all the conditions, restrictions and regulations of the Village of Lodi, construction standards.
3. The granting of this permit does not convey to the permittee or to the property served any rights, title, or interest in state highway rights of way or in the design or operation of the state highway; or in any way abridge the right of the Director of the Department of Transportation in his jurisdiction over state highways. If, in the process of any future work or for the benefit of the traveling public, it becomes necessary, in the opinion of the Director of Transportation to order the removal, reconstruction, relocation, or repair of any of the fixtures, or work performed under this permit, said removal, reconstruction, relocation, or repair shall be wholly at the expense of the owners thereof or the permittee and be made as directed by the Director of Transportation and within the time determined by the Director. Such changes in the state highway design or operation, necessary for improved safety and operation or for the benefit of the traveling public, shall not require a permit modification since the permit confers no private rights to the permittee over the control of the state highway.

As the party ultimately responsible for the above project, I agree to and understand that I may be charged a permit fee, a review fee, and additional inspection fees in regard to this permit application when issued. I agree that the above information is correct as submitted, and hereby authorize access to inspectors from the Village Office for purposes of inspections as required.

***** Work started prior to issuance of permit will be billed 1 hour for "No Permit" and any work started without notification will be billed for 1 hour for "Non-notification." *****

Signature of Person Responsible for Permit

DATE _____ R# _____ / AMT _____

VILLAGE OF LODI, OHIO
ORDINANCE NO. 3347-21
DATE PASSED: 8-23-21

**AN ORDINANCE REGULATING THE USE OF HIGHWAY AREAS WITHIN THE VILLAGE OF LODI, OHIO, AND
DECLARING THE SAME TO BE AN EMERGENCY**

WHEREAS, construction projects occasionally require the use of highway areas within the Village of Lodi, Ohio (the "Village").

WHEREAS, the Village has an interest in monitoring such construction projects or operations utilizing such highway areas to ensure contractor compliance with state and local construction standards and traffic safety regulations for the benefit of the public health, safety, and general welfare of the Village and its residents.

WHEREAS, in an effort to effectively monitor such compliance, the Council for the Village (the "Council") desires to implement certain permitting requirements for contractors seeking to utilize highway areas within the Village, as set forth in Exhibit A.


NOW, THEREFORE, BE IT ORDANED by the Council of the Village of Lodi, Ohio, as follows:

SECTION 1. That this Ordinance, as set forth in Exhibit A, shall be effective upon passage. This Ordinance shall require that contractors first apply for and obtain a highway use permit prior to commencing operations utilizing highway areas within the Village, subject to the conditions of and compliance with the regulations of this Ordinance.

SECTION 2. That it is hereby found and determined that all formal actions of the Council concerning and relating to the adoption of this Ordinance were taken in an open meeting of the Council, and that all deliberations of the Council and any of its committees that resulted in such formal action were meetings open to the public in compliance with the law, including R.C. 121.22.

SECTION 3. That this Ordinance is deemed to be an emergency measure for the preservation of the public peace, health, safety, and welfare of the Village of Lodi and the inhabitants thereof, and provided it receives the necessary votes required, shall be in full force and effect immediately upon its passage.

Presented, Passed, and Approved on this 23rd day of August, 2021.



Robert Geissman, Mayor

Irving Sugerman, Village Solicitor



Annette Geissman, Clerk

EXHIBIT A
Ordinance No. 3347-21

This Ordinance is adopted for the purposes of establishing a method by which the Village may regulate and monitor the use of highway areas by contractors related to construction projects and operations.

1. Permit Required.

Effective as of the date of this Ordinance, no person shall occupy or utilize any highway areas within the Village of Lodi without first applying for and obtaining a permit from the Superintendent of Utilities, or his designee, evidencing the consent of the Village of Lodi.

2. Application and Review Fee.

Application shall be made on the form attached hereto, and delivered to the Village Clerk/Treasurer, and shall include all information requested on the application form. The application and review fee shall be \$50.00, made payable to the Village of Lodi, and shall be submitted with the application form.

3. Permit Conditions; Regulation of Highway Area Use.

Permits shall be conditioned upon the applicant's agreement to comply with all conditions, restrictions, and regulations set forth in the application form, and any other conditions reasonably required by the Superintendent of Utilities at the time of a permit's issuance. Failure to comply with any such conditions, restrictions, and regulations may result in a rejection of the application, or a revocation of a previously granted permit.

4. Review of Application and Issuance of Permit.

Completed applications submitted with fee shall be reviewed by the Superintendent of Utilities within ten (10) days of receipt. Upon review, the Superintendent of Utilities will issue a permit if it is determined to be in compliance with all applicable Village ordinances and state law, and local construction and traffic safety standards, or will issue a written rejection if the application does not meet such requirements, stating the basis for the rejection. The Superintendent of Utilities reserves the right to revoke any permits issued in the event the applicant fails to comply with any applicable Village ordinance or state law, or state and local construction and traffic safety standards, or in the event that the applicant's operations extend beyond those specified in the application. The revocation shall be in writing and state the basis for the revocation.

5. Appeals.

Any person who has applied for and been denied a permit, or whose permit has been revoked by the Village, may appeal the decision by submitting a written notice of appeal to the Village Clerk/Treasurer within ten (10) days after receipt of the denial or revocation. A hearing shall be scheduled for the next regular Council meeting, or at some later date agreed by the appellant and Council. The appellant shall have the opportunity to present his/her basis for the appeal and the facts and circumstances related

thereto. Within ten (10) days of the date of the hearing, Council shall issue a written decision to approve, disapprove, or modify the decision appealed. Thereafter, the appellant may appeal according to state law.

6. Penalties.

Whoever violates any provisions of this Ordinance shall be guilty of a misdemeanor of the fourth degree. In the event any operations were commenced prior to the issuance of a permit, or any operations continue after the revocation of a permit, the violating party shall be fined \$100 per day, and each day such violation continues shall constitute a separate offense.