



PERMIT NUMBER \_\_\_\_\_

**ENCROACHMENT AGREEMENT FOR USE OF RIGHT-OF-WAY**

This Encroachment Agreement for Use of Right-of-Way (herein "Permit") is by and between the COUNTY OF ORANGEBURG, a political subdivision of the State of South Carolina (herein "County"), and \_\_\_\_\_ (herein "Applicant").

1. Permit. Upon execution by the authorized representative of the County, the County permits Applicant an encroachment in accordance with the Specifications at the Location for the Purposes during the Term all as set forth in this Permit. Applicant expressly understands that this Permit is limited to encroachment upon the County's rights and does not authorize any action concerning any rights lawfully possessed by any other person or entity.
2. Location. The Location is depicted on Attachment A to this Permit which is a portion of a County maintained road known as \_\_\_\_\_. Attachment A is incorporated by reference in this Permit.
3. Specifications. The Specifications for the encroachment are set forth on Attachment B to this Permit. Attachment B is incorporated by reference in this Permit.
4. Purposes. The Permit allows for an encroachment in accordance with the Specifications at the Location for the following Purposes and no other: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_
5. Term. The Term of the Permit shall begin on the later of the following events: (1) the County's receipt of the Deposit or (2) \_\_\_\_\_. The Term of the Permit shall automatically terminate on \_\_\_\_\_. The County shall have the right to unilaterally terminate this Permit in the event that the Applicant fails to comply with any of the terms of this Permit.
6. Deposit. Applicant shall deliver a Deposit to the County in the amount of \$ \_\_\_\_\_ before encroaching on the Location.
7. Representations and Conditions.
  - a. Orangeburg County Code of Ordinances. Applicant represents that it has read Section 28-71 of the Orangeburg County Code of Ordinances (herein "Code") titled "Encroachments" and Applicant shall act in strict accordance with the provisions set forth in that Section of the Code.
    - i. Section 28-71. Encroachments (17) Flowable Fill
  - b. Other. Applicant represents that it is also aware that this Permit is subject to the following additional conditions and Applicant shall act in strict accordance with the following additional conditions:
    - i. Applicant shall keep this Permit at the work site and make is available for review upon request by and County representative visiting the site.
    - ii. Applicant shall notify the County at **least 48 hours** in advance of the date work is to begin by contacting the following person at the following number:  
 \_\_\_\_\_



- iii. Applicant shall handle traffic at all times in accordance with the current manual published by the South Carolina Department of Transportation (herein "SCDOT") titled "Traffic Controls for Street and Highway Construction and Maintenance Operations".
- iv. Applicant shall handle all utility installations in accordance with the current manual published by the SCDOT titled "A Policy for Accommodating Utilities on Highway Rights-of-Way".
- v. Applicant shall reimburse the County for any inspection costs incurred in connection with this Permit.
- vi. Other: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

By the signatures of the duly authorized agents of each party to this Permit, the Applicant and the County agree to the foregoing terms:

**APPLICANT**

Printed Name of Company: \_\_\_\_\_

Printed Name of Company Representative: \_\_\_\_\_

Printed Title of Company Representative: \_\_\_\_\_

Signature of Company Representative: \_\_\_\_\_

Date of Application: \_\_\_\_\_

**ORANGEBURG COUNTY**

Signature of County Representative: \_\_\_\_\_

Title of County Representative: \_\_\_\_\_

Date of Application Approval: \_\_\_\_\_