

STATE OF HAWAII
DEPARTMENT OF TRANSPORTATION
HIGHWAYS DIVISION
OAHU DISTRICT/CONSTRUCTION
727 KAKOI STREET
HONOLULU, HAWAII

PERMIT TO PERFORM WORK UPON STATE HIGHWAY
(FOR STATE CONSTRUCTION PROJECTS ONLY)

Permit No. _____
Date Issued _____

Pursuant to the provisions of Chapter 264, Hawaii Revised Statutes as amended, application is hereby made to perform the following work upon the state highway described below and at the location(s) specified and at no other place.

1. Name of Highway _____ Project No. _____

2. Location on said highway _____

Work to be performed _____

3. Dates between which work will be performed _____ to _____

Lane closures allowed only during the following hours, Monday through Friday: _____ to _____

The contractor (applicant) hereby agrees that any agreement heretofore made or hereafter to be made, and the covenants and conditions under contract shall be binding upon him, his heirs, executors, administrators, successors, contractors and assigns.

This permit is also applicable to the following subcontractors:

Contractor _____
(Applicant)

Address _____
Telephone No. _____

Signature of Contractor's Representative

Print Name of Contractor's Representative

Title

Permission to perform the above described work at the location(s) stated and between the dates set forth in said application is hereby granted. The applicant shall notify the issuing office at least 24 hours before commencing work. Extension of completion date must be approved by the issuing office. This permit expires if work is not started within 90 days of issuance date.

Construction Engineer
(Issuing Office)

AGREEMENT

IN CONSIDERATION OF A PERMIT BEING ISSUED TO THE CONTRACTOR, THE CONTRACTOR HEREBY AGREES AS FOLLOWS:

1. To perform all work in a neat and workmanlike manner and in conformity with the specifications for installation of miscellaneous improvements within state highways dated May 1, 1984 or any revision thereof, issued by the Highways Division Department of Transportation; with applicable sections of the standard specifications for road and bridge construction, Hawaii Highways Division, Department of Transportation, 1994 or any revision thereof; and with applicable statutes, ordinances and directions of the Director of Transportation or his authorized representative.
2. To diligently prosecute the work to completion within the dates set forth under said permit.
3. To commence work only after required submittals have been approved or reviewed.
4. To remove, relocate, replace, reconstruct or adjust, at his own expense, any of his facilities that may exist on or under the right of way of a state highway whenever and as often as may be required by the director or his authorized representative in order to undertake the construction, reconstruction or maintenance of said highway.
5. To keep all facilities installed under said permit in good repair so that the presence of such facility on or under the highway will in no way impair the use or usefulness of any highway improvement which may now exist or hereafter come into existence.
6. To make all repairs in such manner as may be required by Chapter 264, Hawaii revised statutes.
7. To protect, defend, indemnify and save harmless, the state and its agents and representatives, against any claim, liability, suit or action of every manner and description, for any injury to or death of persons or for property damage, whenever such injury, death or damage shall be inflicted or caused by him, his agents, contractors or representatives in connection with the work covered by said permit.
8. To procure, at his own expense, and keep in force at all times when work permitted under said permit is being done, a policy or policies of public liability and property damage insurance, naming the state as an additional insured, covering the entire work to be done under said permit and for at least the minimum coverage set forth in the specifications.
9. To supply evidence satisfactory to the state that the required insurance has been procured and is in force prior to commencing the work under said permit.
10. To comply with the provisions of Federal Highway Administration Federal-aid Highway Program Manual (FHPM) 6-6-3-2 and Chapter 105, Title 19, of state administrative rules entitled Accommodation and Installation of Utilities on State Highways and Federal-aid County Highways, and all laws, ordinances and rules and regulations having the effect of law.
11. To install, provide, and maintain all traffic control devices in accordance with the "rules and regulations governing the use of traffic control devices at work sites on or adjacent to public streets and highways" as adopted by the Director of Transportation or the contract plans and specifications.
12. To safeguard and facilitate the movement of vehicular and pedestrian traffic in accordance with the "rules and regulations governing the design, construction and maintenance of public streets and highways" as adopted by the Director of Transportation; to place such signs or barricades informing motorists or pedestrians of work to be done; to place same in a safe manner and remove same upon completion of work.
13. To surrender the permit herein applied for and surrender all rights there under whenever notified to do so because of a default in any of these conditions agreed above.
14. To keep a copy of said permit in the hands of the working crew for exhibit upon request of any authorized representative of the Department of Transportation or the police department.
15. As per non-discrimination clauses: (1) No person on the grounds of race, color, religion, sex or national origin shall be excluded from participating in, denied the benefits of, or be otherwise subject to discrimination in the use of said facilities; (2) In the construction of any improvements on, over or under such land and the furnishing of services thereon, no person on the grounds of race, color, religion, sex or national origin shall be excluded from participating in, denied the benefits of, or otherwise be subjected to discrimination; (3) The applicant shall use the premises in compliance with all other requirements imposed by or pursuant to the Title 49, Code of Federal Regulations, Department of Transportation, Subtitle A, Office of the Secretary, Part 21, Nondiscrimination in Federally Assisted Programs of the Department of Transportation – Effectuation of Title VI of the Civil Rights Act of 1964, and as said Regulation may be amended.