WisDOT, Division of Transportation System Development Northeast Regional Office 944 Vanderperren Way Green Bay, WI 54304

Governor Tony Evers Secretary Craig Thompson

www.wisconsindot.gov Telephone: (920)492-5643 E-mail:dot.dtsd.ne.utility@dot.wi.gov



SPECIAL SUPPLEMENTAL PERMIT PROVISIONS

It is understood and agreed that approval of this utility permit is subject to applicant's full compliance with the standard supplemental permit provisions, special supplemental provisions found listed below, and the Wisconsin Department of Transportation's *Utility Accommodation Policy (UAP)*, current edition (Also known as Highway Maintenance Manual – Chapter 9, Section 15) http://www.dot.wisconsin.gov/business/rules/property-uap.htm

Permit Number: 2019280

- 1. Due to the special vegetation that WisDOT has planted along I-43, Ben Walczyk (WisDOT Maintenance) will need to be on site during the work to oversee the provisions of the permit. Contact Ben at 920-366-7691 at least 1 week prior to starting work to coordinate a schedule.
- 2. See item number 16 of the Standard Supplemental Permit Provisions on page 6.
- 3. *If needed (HMM 09-15-60-4.2)* Send the LCS request to WisDOT for review and approval at the appropriate time in accordance with the following advance notifications guidelines:
 - a. 7 calendar days for any freeway ramp, lane or shoulder closure
 - b. 7 calendar days for full roadway closure of any state highway (detour involved)
 - c. 7 calendar days for closures that may impact oversize/overweight (OSOW) permits
 - d. 3 business days for closures non-freeway or shoulder closures

Contact Josh Falk, (920) 366-8033 or joshua.falk@dot.wi.gov.

- 4. Prior to leaving site be sure that all ruts from equipment/vehicles are removed and drainage pattern is restored to accommodate drainage.
- 5. (HMM 09-15-45-5.0) Restore any curb, gutter, pavement, shoulder, sidewalk, driveway, gravel base, ballast, or other highway element disturbed to the qualities, grades, compactions, conditions, etc., in accordance with WisDOT's <u>Standard Specifications for Highway and Structure Construction, current edition</u>.



APPLICATION/PERMIT TO CONSTRUCT, OPERATE AND MAINTAIN UTILITY FACILITIES ON

Wisconsin Department of Transportation

HIGHWAY RIGHT-OF-WAY DT1553 7/2017 s s. 66.0831, 84.08, 85.15, 86.07(2)(a), 86.16, 182.017 and other applicable Wis. Stats.

Applicant (Utility facility owner) Name and Address	2. Work Start Date	3. Work Finish Date	6. Location Description (¼ section, section, town, ran	ge; provide plat	and/or location maps)
American Transmission Company	9/30/2019	7/31/2020	T15N, R22E, SECS 8, 17, & 16		
2489 Rinden Rd.	l — —	a WisDOT highway project?			
Cottage Grove, WI 53527	Yes X		7 Mort Leasting (Liet all that emply)	0.11:===================================	at all that apply
	5. Applicant Work O	rder (if any)	7. Work Location (List all that apply)		st all that apply)
Facility Type (Check all that apply) and Description	12 Proposed Work	Methods (Check all that apply)	Town: <u>SHEBOYGAN</u>	WIS:	
(Size, material, voltage, pressure, # fibers, etc.)	☐ Trench	Plow	Village:	US:	
☐ Comm:	☐ Place fill	☐ Rock blasting	City: SHEBOYGAN	Interstate	:
☑ Electric: 69Kv and 138Kv	☐ Place cab		County: SHEBOYGAN	43	
Gas/Oil:	in conduit	•	13. Work Zone Description (Check all that apply).		ty near a survey
☐ Water: ☐ Sewer:	☐ Hand/med	chanical excavation	(Provide relevant diagram(s) with application.)	monument	? <u>HMM 09-15-35</u> (866) 568-2852 or
Casing:	Bore:		☐ Not applicable	email geoc	detic@dot.wi.gov.
Conduit:		(Auger/Jack/Tunnel)	☐ Full road closure: detour☐ Full road closure: temporary	☐ Yes	⊠ No
□:	☐ Pneumation		Lane closure: without flagging	15. Will appurt	enances be installed
		I 1 (Manually tracked) I 2 (Computer tracked)	Lane closure: with flagging		cility? If yes, provide a and/or specification
☐ Distribution ☐ Service (ESCP)		(At this time)	Lane encroachment (2 feet or less)	for each ite	
10. Facility Orientation (Check all that apply)			Intersection/roundabout	☐ Yes	⊠ No
☐ Underground ☒ Overhead		ch to poles/towers: Existing	☐ Shoulder/parking lane closure☐ Railroad crossing	16. Trans 401	project designation?
☐ Crossing ☐ Parallel	☐ 14CM ☐ E	-Albung 🗀 Guys	_	If Major, pr	rovide a formal erosion n. HMM 09-15-55
OSOW high clearance route		me of existing owner)	Freeway/expressway location Off shoulder: < 30' off white line		
Structure attachment	(Provide details for a	all guy-wires on plan sheets)	☐ Off shoulder: < 30' off white line	☐ Major	
Scenic easement (Off right-of-way)	`	ırface excavation):	Near right-of-way line or fence		nvironmental approvals,
11. Work Types (Check all that apply)	∐ Air ∐ V	Vater	Non-freeway/expressway location	from other	regulatory agencies,
□ New facility □ Remove	Tree/vegetation	on control:	Off shoulder: < 15' off white line	If yes, prov	ribal governments? vide a copy of each
☐ Joint install ☐ Maintenance	Trim (Prune		☐ Off shoulder: ≥ 15' off white line	item. If no,	provide proof of other ordination as needed.
☐ Improve or ☐ Discontinue,	Remove (, —	☐ Back of curb: < 2' behind	☐ Yes	⊠ No
repair existing left in place		y ireai	Back of curb: ≥ 2' behind		
* Includes permanent restoration. If th			the "Work Finish Date", this permit is r		
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APPLICATION/PERMIT TO CONSTRUCT, OPERATE AND MAINTAIN UTILITY FACILITIES ON HIGHWAY RIGHT-OF-WAY (continued)

Wisconsin Department of Transportation

DT1553

Use this section to provide information that does not fit on front page

1)Work Area: Running with an ATC owned powerline crossing Highway 43 as well as running parrell with the highway.

2)Chemical to be used:

Cut stump and Basil applications:

Garlon 4 Ultra(EPA #62719-527) 25% mixture with basil oil.

High Volume Foliar mix:

Garlon 3A EPA Reg #62719-37 end use solution: 0.55% or 32 ounces per 45 gallons Milestone EPA Reg# 62719-519 end use solution: 0.04% or 2.28 ounces per 45 gallons EP 90 EPA Reg# Exempt (adjuvant) end use solution: 0.19% or 10.7 ounces per 45 gallons Escort XP EPA Reg# 432-1539 end use solution: .665 ounces (dry/weight) per 45 gallons water

3)Application: Cut stump, and basil application with backpack sprayer. High Volume Foliar application with UTV or spray rig to ensure we will be spending less time in the ROW in the future.

4)Applicators: Robert Switzer License # 146307, Austin Heider License # 108076, & Doug Gillume License # 482120

5)Adjacent property owners: Will be notified by phone, face to face or mail.

6)Wetland Areas:Work in areas identified as wetlands on ATC Environmental Maps will be completed following ATC wetland guidelines.We will also follow Shoreland Zoning guidelines as needed.

Identify the width of the

7) All herbicides will be applied at rates lower than listed on the label.

corridor. What trees/vegetation will be cut?

- 8) Nelson Tree Service LLC will be cutting, mowing, or chemically treating vegetation in the transmission line corridor. Foliar application to vegetation less than 10' tall. Any stumps will be left near ground level (outside of the fence area) and treated with herbicide. This will ensure that less time is spent in the r/w, than waiting untill vegetation is taller and would require more resources and time in the r/w to maintain.
- 9) Brush/wood desposal:Vegetation treated with chemical will be left to decompose. Cut material will be moved outside the DOT fence for disposal as needed. Mowing debris will be left on site to prevent the spread of invasive species.
- 10) Oak Wilt/EAB Guidelines: Will follow all local, county and State guidelines for Oak trees. Will also follow all local, county and state guidelines for Emerald Ash Bore.
- 11) Equipment to be used: Workers with chainsaws and backpack sprayers. Pickups and UTV. Access will be off driveways and roads from outside the 43/57 road with any equipment. limit access within the highway ROW to on foot only away from the traffic.
- 12), Work planner Mike Moll 414-239-4385 and General Foreman Dave Horn 920-241-9532 or Lynn Washuleski 920-241-2948 will be on site as possible while work is being completed.
- 13)Traffic Control measures: We will access from the side roads and private property around the HWY being sure to stay away from the road to ensure traffic can continue to move without interuption as much as possible. using these access points we will nead to temperarly open the DOT fence closing The fence ASAP after we are done.

APPLICATION/PERMIT TO CONSTRUCT, OPERATE AND MAINTAIN UTILITY FACILITIES ON HIGHWAY RIGHT-OF-WAY (continued)

Wisconsin Department of Transportation DT1553

INDEMNIFICATION

This Applicant shall save and hold the State, its officers, employees, agents, and all private and governmental contractors and subcontractors with the State under Chapter 84 Wisconsin Statutes harmless, as allowed by Wisconsin law, from actions of any nature whatsoever (including any by Applicant itself) which arise out of, or are connected with, or are claimed to arise out of or be connected with any of the work done by the Applicant, or the construction or maintenance of facilities by the Applicant, pursuant to this permit or any other permit issued by the State for location of property, lines or facilities on highway right-of-way, (1) while the Applicant is performing its work, or (2) while any of the Applicant's property, equipment, or personnel, are in or about such place or the vicinity thereof, or (3) while any property constructed, placed or operated by or on behalf of Applicant remains on the State's property or right-of-way pursuant to this permit or any other permit issued by the State for location of property, lines or facilities on highway right-of-way; including without limiting the generality of the foregoing, all liability, damages, loss expense, claims, demands and actions on account of personal injury, death or property loss to the State, its officers, employees, agents, contractors, subcontractors, or frequenters; or to any other persons, whether based upon, or claimed to be based upon, statutory (including, without limiting the generality of the foregoing, worker's compensation), contractual, tort, or whether or not caused or claimed to have been caused by active or inactive negligence or other breach of duty by the State, its officers, employees, agents, contractors, subcontractors or frequenters; or any other person.

Without limiting the generality of the foregoing, the liability, damage, loss, expense, claims, demands and actions indemnified against shall include all liability, damage, loss, expense, claims, demands and actions for damage to any property, lines or facilities placed by or on behalf of the Applicant pursuant to this permit or any other permit issued by the State for location of property, lines or facilities on highway right-of-way in the past or present, or that are located on any highway or State property or right-of-way with or without a permit issued by the State, for any loss of data, information, or material; for trademark, copyright or patent infringement; for unfair competition or infringement of personal or property rights of any kind whatever. The Applicant shall at its own expense investigate all such claims and demands, attend to their settlement or other disposition, defend all actions based thereon and pay all charges of attorneys and all other costs and expenses of any kind arising from any such liability, damage, loss, claims, demands and actions.

Any transfer, whether voluntary or involuntary, of ownership or control of any property constructed, placed or operated by or on behalf of the Applicant that remains on the State's property or right-of-way pursuant to this permit shall not release Applicant from any of the indemnification requirements of this permit, unless the State is notified of such transfer in writing. Any acceptance by any other person or entity, whether voluntary or involuntary, of ownership or control of any property constructed, placed or operated by or on behalf of the Applicant that remains on the State's property or right-of-way pursuant to this permit, shall include acceptance of all of the indemnification requirements of this permit by the other person or entity receiving ownership or control.



STANDARD SUPPLEMENTAL PERMIT PROVISIONS

For Wisconsin Department of Transportation Utility Facility Permits

Acronyms used in this document:

- BMPs: Best Management Practices
- R/W: Right-of-Way
- UAP: Utility Accommodation Policy
- HMM: Highway Maintenance
 Manual
- WisDOT: Wisconsin Department of Transportation

1. GENERAL WORK REQUIREMENTS

- As required by Wisconsin Statute 182.0175, when filing your Diggers Hotline request ensure that this WisDOT Permit Number is in the Remarks Section of the Diggers Hotline Ticket.
- The Permittee shall bore under all driveways, private entrances, wetlands, culverts, and all roadways.
- The Permittee is responsible for obtaining any permits from the Department of Natural Resources, or any other agency that may have an interest in the area impacted by the construction of the utility facility.
- 2. **WORK DUE TO A WISDOT HIGHWAY PROJECT.** This approved permit constitutes acceptance that the work in this permit is compatible with permit requirements. This approved permit is NOT a Work Plan Approval/Start Work Notice as required by Trans 200.05(07). This approved permit is NOT a Work Plan Approval/Start Work Notice for a non-Trans 220 project. This approved permit does NOT approve or authorize an agreement between WisDOT and the Permittee for compensable work due to a WisDOT highway project.
- 3. **PERMIT TERM.** For as long as the Permittee continues to own, operate and maintain this utility facility within WisDOT R/W in accordance with the terms of its permit and WisDOT's *UAP*, this permit shall be valid.
- 4. **REVOCATION BY WISDOT.** WisDOT may revoke this permit if its own use of the R/W would be facilitated by the full or partial relocation of the Permittee utility facility, and shall provide the Permittee with written notice prior to revocation. At which time WisDOT shall work with the Permittee to find a suitable replacement area on R/W near the terminated location if possible. WisDOT shall not compensate the Permittee to move its utility facility in keeping with WisDOT's policy on compensable / non-compensable utility facility moves.
- 5. **TERMINATION BY PERMITTEE.** The Permittee may terminate this permit upon 60 days written notice to WisDOT. Upon such termination, the Permittee shall either remove its communication cable facility from the R/W, or abandon it in-place provided it does not constitute an environmental hazard.
- 6 **HOLIDAY WORK RESTRICTIONS for 2019.** The Permittee shall not work on January 1, May 27, July 4, September 2, and November 28, and December 25.
- 7. **WORK-TIME RESTRICTIONS.** Weekday work is from sunrise to sunset. Weekend work may be allowed upon prior approval from WisDOT. No work shall take place during nighttime hours unless authorized by WisDOT.
- 8. **TRAFFIC CONTROL.** All work zone traffic control will be in accordance with the Wisconsin Manual on Uniform Traffic Control Devices. Additional guidance is available from WisDOT through a booklet entitled, *Work Zone Safety, Guidelines for Construction, Maintenance, and Utility Operations* or from *HMM 09-15-60*.
- 9. **WORK AREA PROTECTION DURING NON-WORK TIMES.** The Permittee may store vehicles, equipment, or materials on the non-freeway R/W provided they are placed as close to the non-freeway R/W line as possible, but no less than 30 feet from the edge of the nearest travel lane. If vehicles, equipment, or materials must be parked or stored within an area that is less than 30 feet from the edge of the nearest travel lanes, appropriate temporary concrete or water-filled barriers, signing, and devices shall be utilized. The Permittee shall ensure that any excavations left open during non-work times are well marked and secured from public intrusion.

The primary objective will be maintenance of a safe traffic and working environment. No operation shall to any extent pose any hazard neither to, nor in any manner influence traffic at any time.

All vehicles used to conduct the work operations will be equipped with conspicuously visible roof-mounted revolving or strobe lights. These lights shall be in operation just prior to and during the time the work operations are being conducted. Hazard warning lights on the vehicles must also be operating.

10. **WORK RESTRICTIONS.** For the purposes of placement of these facilities, as stated with this permit request, the State security fence shall not be opened or damaged.

11. **CLEAR ZONE / DRAINAGE INTERFERENCE.** No topsoil or other excavated piles of soil shall be deposited in any manner that interferes with the clear zone or regular drainage patterns within the highway.

As much as possible, all equipment, operations, and spoil material should be situated or accomplished off of the highway.

12. **EROSION CONTROL.** The Permittee shall use the appropriate erosion control BMPs to contain soil directly at the site to prevent disturbed soil from getting into nearby waterways and wetlands. All appropriate erosion control devices shall be in place **prior to starting construction activities**. Temporary seeding shall be used as necessary after rough grading and before completion of the project. The Permittee shall ensure that erosion control BMPs used to protect restored areas remain in place until replacement vegetation achieves sustained growth.

The Permittee shall take all precautions necessary to prevent mud, dirt, or other debris from being deposited onto the shoulder or pavement of all access roads or highways. Any materials deposited on the shoulder or pavement shall be removed immediately. Ruts may remain as is if the Permittee is accessing the R/W from private property, but appropriate erosion control BMPs shall be used to contain disturbed soil at the site.

13. **R/W RESTORATION.** Upon completion of the project a variation of erosion control measures will be required to restore the area that has been disturbed allowing it to return to the manner it was in previous to the construction. All disturbed sites will require a seed mixture that includes a quick sprouting variety with fertilizer and mulch. Other possibilities that may have to be considered are Geotextile fabric, e-mat, and stone ditch checks.

The Permittee is responsible to assure that erosion control measures used to protect restored areas remain in place until replacement vegetation achieves sustained growth.

The basic drainage pattern of the highway shall remain undisturbed by the permitted work. Upon project completion, all spoils, debris, refuse, and waste resulting from the permitted work shall be removed from the work site. Should future maintenance work on the Permittee's utility facility result in the disturbance of the existing R/W, the Permittee shall restore the R/W to its original condition as soon as possible.

Any works or operations not in full compliance herewith shall justify an order by any inspecting officer of WisDOT to cease all further progress on the work, and to accomplish all restorations of disturbed areas, including full restorations of the pavement

Upon completion of the work, all disturbed areas shall be restored according to requirements stated in the Utility Accommodation Policy, HMM 09-15-65, and in a manner satisfactory to WisDOT

- 14. **NOTIFICATIONS / CONTACTS.** Notify Northeast Region permit coordinator/field inspector, by phone or email, three days prior to the start of construction. Notify Diggers' Hotline 800/242-8511 at least three working days prior to the start of any excavation. It is the obligation of the permittee to determine the location of, and avoid any damage to, the pre-existing lines and facilities of others.
- 15. **TREES.** Prevent the spread of oak wilt by treating all cut surfaces and abrasions sustained between April 1 and September 30 by healthy oak trees and saplings with a thorough application of tree paint immediately upon discovering a wound. Between these dates, also paint the cut surfaces of the stumps of all healthy oak trees and saplings immediately after cutting, whether remaining in place or grubbed.

This permit approves the installation of facilities as shown on the diagram provided. If the above assigned position is not feasible, an alternate location of facilities shall be approved prior to installing the facilities by contacting the permit coordinator approving the permit. If the facility is later discovered to be at a location other than that designated by the permit you may be required to relocate the facility at your expense.

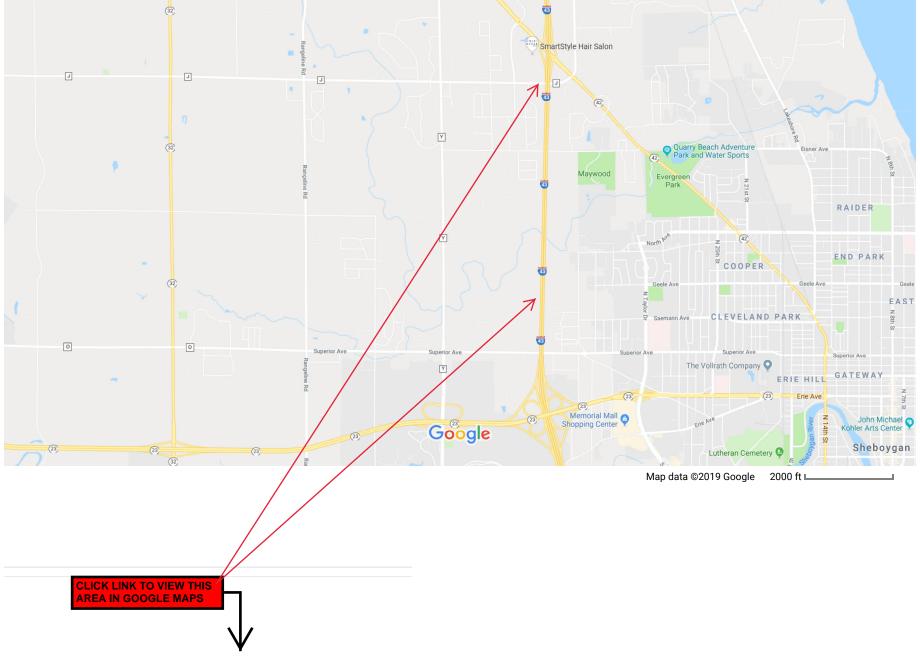
This permit is subject to the attached drawings, these supplemental provisions, and WisDOT's Utility Accommodation Policy. New supplemental provisions may be added, or the existing ones deleted or amended in the future as different issues arise during the installation, operation and maintenance of the permittee's facilities.

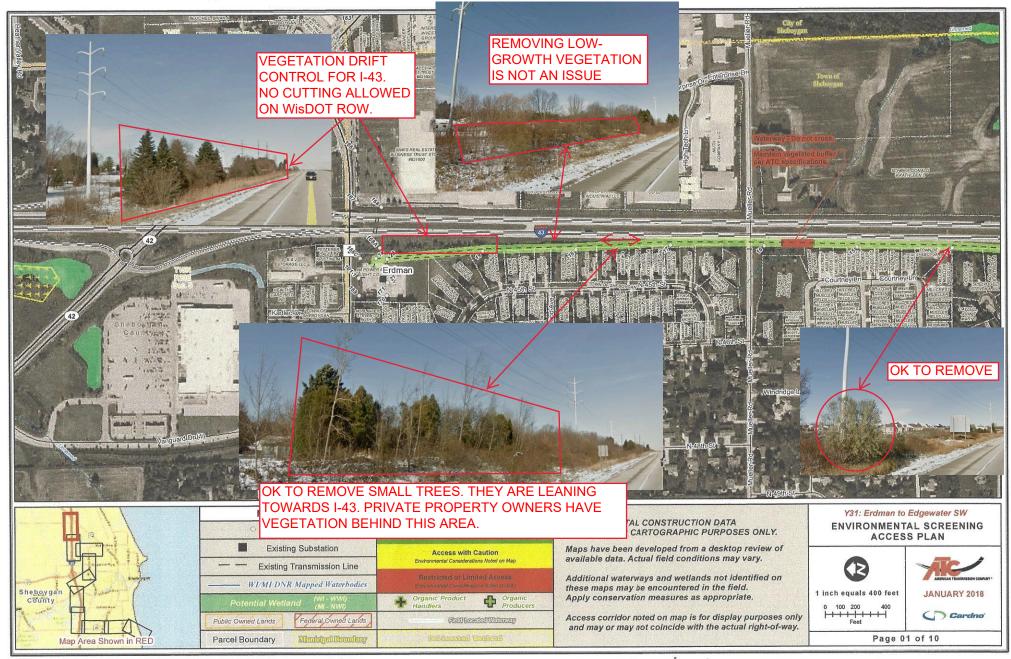
16. PERMITTEE SHALL FOLLOW SUPERIMPOSED NOTES ON PERMIT DRAWINGS. NO DEVIATIONS ARE ALLOWED UNLESS PRIOR WISDOT APPROVAL HAS BEEN OBTAINED.

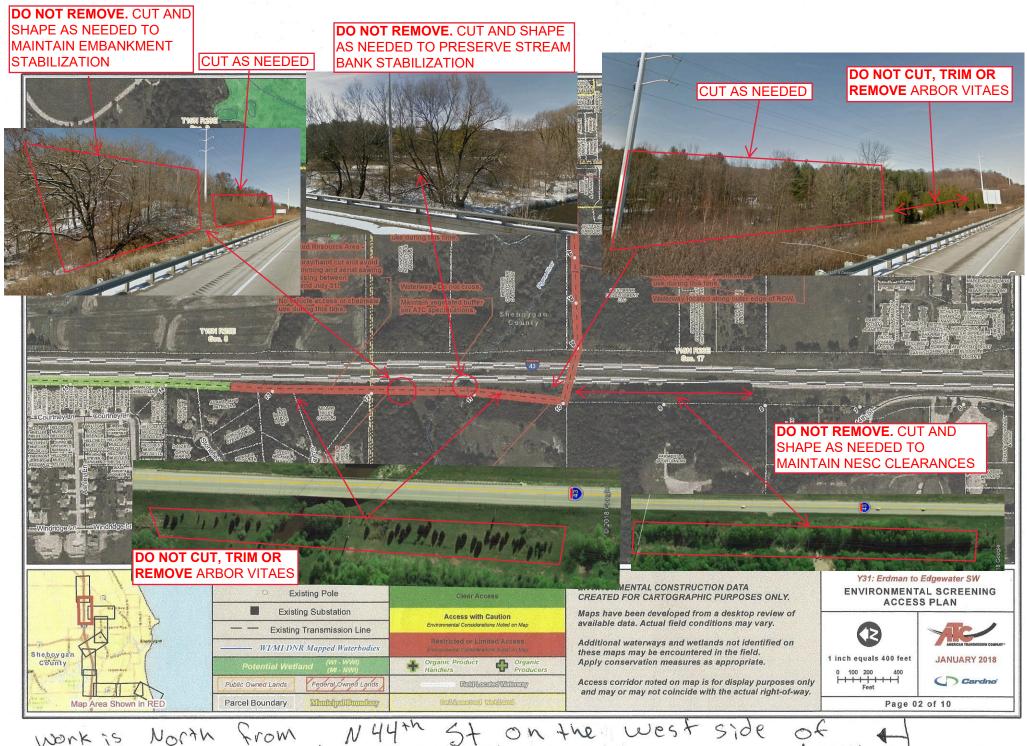
Google Maps

Page 1 of 2

Google Maps







work is North from N44th St on the west side of 43. On the East side of 43 Also 1 in this Area where lines cross.



