

PERMIT APPLICATION

INSTALLATION OF PRIVATE OR COMMERCIAL DRIVEWAY AND APPROACH  
(PRIVATE ACCESS TO A COUNTY HIGHWAY)

Application is hereby made by \_\_\_\_\_

\_\_\_\_\_  
(printed name of owner)

to install a \_\_\_\_\_ diameter by \_\_\_\_\_  
(size)  
minimum length of culvert to establish a private entrance.

The private entrance is located \_\_\_\_\_

\_\_\_\_\_ on County Road No. \_\_\_\_\_

in \_\_\_\_\_ Township.

**THE PROPOSED CONSTRUCTION LOCATION MUST BE CLEARLY MARKED BY THE  
PROPERTY OWNER FOR INSPECTION BY COUNTY FORCES.**

The property owner agrees to the responsibility of installation, backfilling, and covering of pipe. 411 Berm material to be used for backfilling and cover, with a minimum of 4 inches cover over pipe. Catch basins need to be installed for every forty (40) foot of culvert pipe.

Property owner agrees to the responsibility of maintaining the driveway culvert pipe. If this pipe is damaged at any time, the property owner agrees to incur all replacement cost which will include labor and material.

Driveway surfaces must be paved and graded to a slope which will prevent mud from being carried onto road surface. Pavement must be suitable for intended use, 8" of crushed stone is considered minimum construction for residential driveways.

No construction shall be permitted within the right-of-way limits which will create any objects considered to be massive or otherwise hazardous fixed objects, see Attachment One. Mailboxes shall be of the break-a-way type construction and meet the following criteria.

- a. Maximum 4" x 4" or 4 1/2" round timber post.
- b. Maximum 2" I.D. nominal pipe size steel post.
- c. Boxes shall be no larger or heavier than U.S. Postal Standards.
- d. Post shall not be set in concrete.

The driveway opening shall be located on the property at a location to maximize site distance when entering the public right-of-way. If it is determined that sight distance is inadequate, attached acknowledgment must be signed.

I agree to comply with all the conditions, restrictions, and regulations of the Office of the Perry County Engineer, and I understand that the granting of this permit does not in any way abridge the rights of the Perry County Engineer in their jurisdiction over county highways.

Submitted by:

Driveway site inspected and approved by:

\_\_\_\_\_  
Owner

\_\_\_\_\_  
Comments: \_\_\_\_\_

\_\_\_\_\_  
Address

\_\_\_\_\_  
Date: \_\_\_\_\_

\_\_\_\_\_  
Installation inspected by: \_\_\_\_\_

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Date: \_\_\_\_\_

\_\_\_\_\_  
Date

\_\_\_\_\_  
Comments: \_\_\_\_\_

### ATTACHMENT ONE

Following are excerpts from a 1992 Ohio Supreme Court decision:

“Where an abutting landowner or occupier uses the highway right-of-way in a manner inconsistent with a highway purpose, and where such usage constitutes an unreasonable hazard to users of the highway, the land owner or occupier may be liable for damages proximately caused by the improper use of the right-of-way.”

“A land owner or occupier is under obligation to know the boundaries of the property. The border of the right-of-way is a boundary line like any other.”

To reduce the liability exposure of land owners or occupiers and Perry County, we have an obligation to inform you that anything which you cause to be placed, or cause to remain, on the right-of-way could be the cause of legal action being brought against you. If you currently have such items as fences, trees, shrubs, stones or any other obstructions on the right-of-way you should make arrangements to have them removed.

### PRIVATE OR COMMERCIAL DRIVEWAYS AND APPROACHES

#### I. RESPONSIBILITY

- A. Section 5543.16 of the Ohio Revised Code provides: “The owners of land shall construct and keep in repair all approaches or driveways from the public roads, under the direction of the County Engineer.”
- B. All material, labor, and equipment necessary for construction and proper maintenance of driveways and approaches shall be furnished by property owner at his expense.
- C. If at any time the culvert ceases to function properly, it may be removed by County forces in order to

insure proper highway drainage.

- D. If, during road and ditch maintenance operations, the County destroys the approach or driveway of any abutting property owner, it will be reconstructed by the County.

## II. DESIGN REGULATIONS

- A. Maintain minimum grade and develop drive profile to generally conform to shoulder contour. Drive and approach to be constructed to avoid wash-out of loose surface material and so that no surface water will be drained onto County road.
- B. Culvert for drive shall be laid to line and grade of adjacent roadside ditch or as specified by the County Engineer or his representative.
- C. Pipe size shall be a minimum of 12 inch diameter by 30 feet long or as specified by the County Engineer or his representative.
- D. Recommended Pipe: corrugated metal, double wall plastic, steel pipe, reinforced concrete pipe.
- E. Cover over pipe will vary according to individual conditions, however a minimum of 4" is recommended.
- F. Headwall design shall be approved by the County Engineer or his representative.

This application and permit issued in accordance with Sections 5543.16, 5547.03, 5547.05 of the Ohio Revised Code and the Perry County Commissioners Resolution dated 3/5/81 and recorded in Volume 38, Page 374, of the Perry County Commissioner Journal.

### ACKNOWLEDGMENT

It has been determined that the sight distance for the access point you have applied for is inadequate for motorists to safely enter or exit. While we must by law grant you access, you are hereby notified that a condition of the permit is that you shall save harmless the Perry County Engineer and Commissioners and all their representatives from all suits, actions or claims arising from the construction of this driveway.

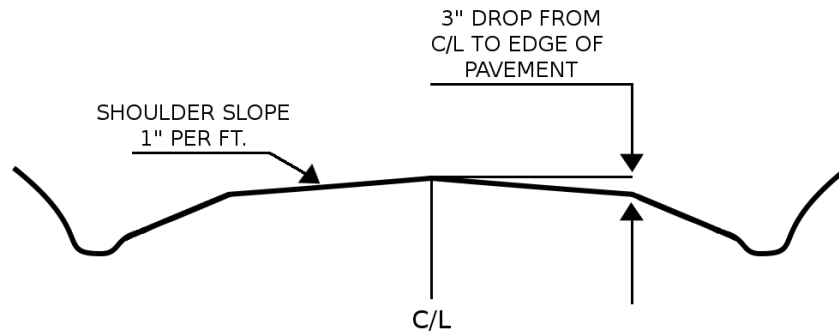
By signing the acknowledgment line below, you are stating that you are aware of the sight limitations at this location and that no warning signs are permitted to be constructed along the highway indicating a "hidden drive".

At the time of any future sale of this property, you must forewarn the subsequent owner of this document.

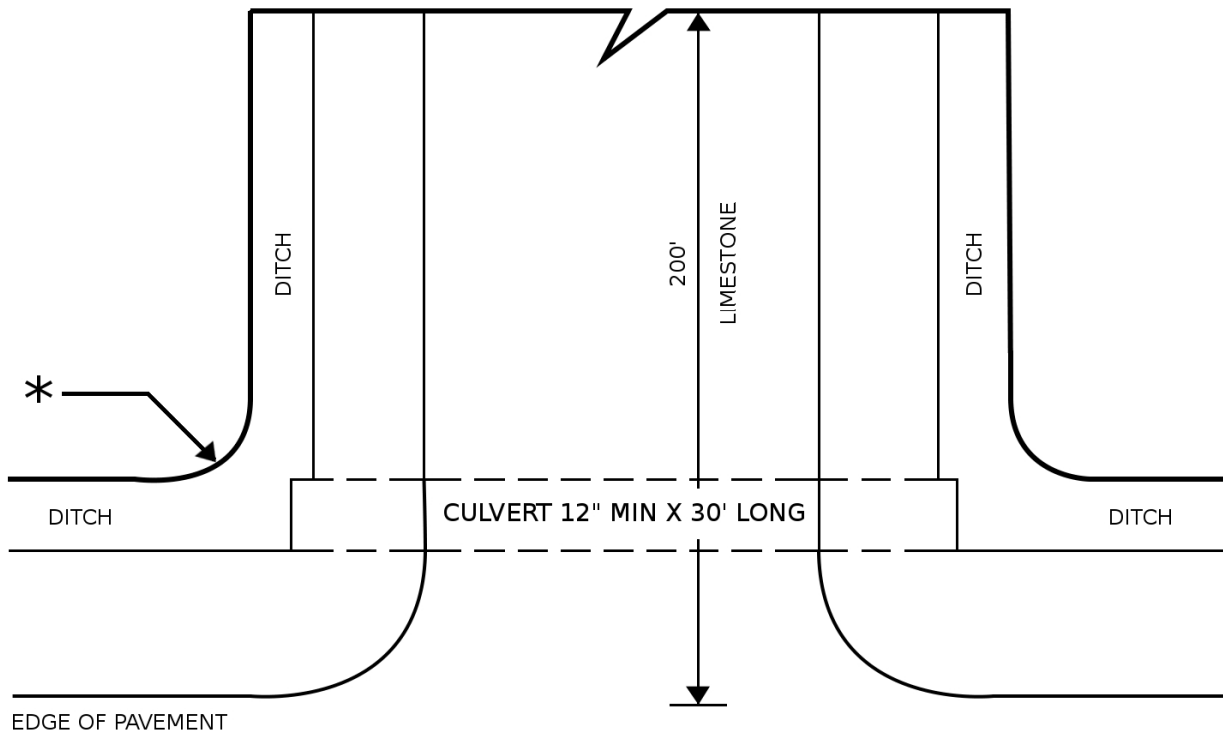
Acknowledged by: \_\_\_\_\_  
Property Owner

# *Driveway Culvert Installation Perry County Roads*

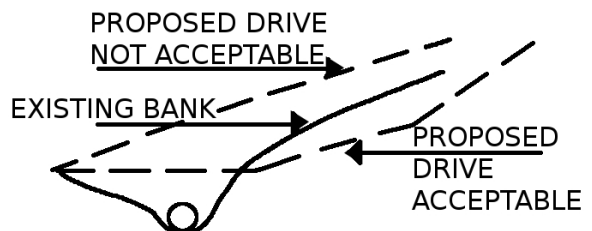
## DRIVEWAY CROSS-SECTION VIEW



## PLAN VIEW



## DITCH CROSS-SECTION



**\* NOTE**  
DITCH INTERSECTION  
MUST BE CONSTRUCTED  
SO AS TO PREVENT  
RUNOFF FROM FLOWING  
ONTO THE COUNTY ROAD