



County of Racine  
 Department of Public Works  
 and Development Services  
 14200 Washington Avenue  
 Sturtevant, WI 53177-1253  
 Telephone (262) 886-8440  
 Facsimile (262) 886-8480

## Highway Permit Petition Form Pg-1 Questionnaire

Wisconsin Statute §86.07(2) provides discretionary jurisdiction to the County of Racine in regard to county highways, certain rustic roads and associated rights-of-way.

Use this form to petition the County of Racine for permission to establish or alter a facility within a highway or right-of-way under the jurisdiction of the County of Racine. Facilities may include but are not limited to the following four categories: (1) public or private utility infrastructure (2) access points such as paths, driveways and intersecting roads (3) structures such as culverts, embankments, fences, and swails (4) vegetation. Before you apply, read all four pages of this form. Legibly print, type or draw information as required.

### Complete this section.

Applicant's Name:  
.....

Applicant's Address:  
.....

Applicant's City, State and Postal Code:  
.....

Applicant's Telephone Number(s):  
.....

Applicant Signature: \_\_\_\_\_ Signature Date: \_\_\_\_\_  
.....

By signing this form you attest that all of the information that you provide (including drawings and attachments) truthfully and completely describes the proposed facility.

### If you write this application as an agent for another party (the petitioner) then, complete this section.

Petitioner's Name:  
.....

Petitioner's Relationship to Applicant:  
.....

Petitioner's Address:  
.....

Petitioner's City, State and Postal Code:  
.....

Petitioner's Telephone Number(s):  
.....

Only authorized agents may apply for permission on behalf of another party. By entering data into this section, you attest to your status as an authorized agent for the petitioner described above.

### If another person will supervise the construction of the facility that you propose then, complete this section.

Construction Supervisor Name:  
.....

Construction Company Name:  
.....

Construction Company Address:  
.....

Construction Company City, State and Postal Code:  
.....

Construction Supervisor Telephone Number(s):  
.....

### If another person will supervise the long-term operation of the facility that you propose then, complete this section.

Operation Supervisor Name:  
.....

Operation Company Name:  
.....

Operation Company Address:  
.....

Operation Company City, State and Postal Code:  
.....

Operation Supervisor Telephone Number(s):  
.....



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## Highway Permit Petition Form Pg-2 Indemnification

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### INDEMNIFICATION

1. The Petitioner shall save and hold the County of Racine, its officers, employees, agents and all private and governmental contractors and subcontractors with the County of Racine under State of Wisconsin statutes chapter 84, harmless from and against all liability, damage, loss, expense, claims, demands and actions of any nature whatsoever (including any by the Petitioner 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 Petitioner, or the construction or maintenance of facilities by the Petitioner, pursuant to this order or any other order issued by the County of Racine for the location of property, lines or facilities on highway right-of-way; including without limiting the generality of the foregoing, worker's compensation, contractual tort, or other liability of the County of Racine, the Petitioner or any other persons, and whether or not caused or claimed to have been caused by active or inactive negligence or other breach of duty by the County of Racine, its officers, employees, agents, contractors, subcontractors or frequenters; Petitioner, its employees, agents contractors, subcontractors or frequenter; 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 of facilities placed by or on behalf of the Petitioner pursuant to this order or any other order issued by the County of Racine for the location of property, line or facilities on highway right-of-way in the past or present, or the area located on any highway, property, or right-of-way of the County of Racine with or without an order issued by the County of Racine, for any loss of data, information, or material; for trade-mark, copyright or patent infringement; for unfair competition or infringement of any other so-called "intangible" property right; for defamation, false arrest, malicious prosecution or any other infringement of personal or property rights of any kind whatever. The Petitioner 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.
2. Any transfer, whether voluntary or involuntary, of ownership or control of any property constructed, placed or operated by or on behalf of the Petitioner that remains on the property or right-of-way of the County of Racine pursuant to this order shall not release the Petitioner from any of the indemnification requirements of this order, unless the County of Racine is notified of such transfer in writing. Any acceptance by any other person or entity, whether voluntary or involuntary, or ownership or control of any property constructed, placed or operated by or on behalf of the Petitioner that remains on the property or right-of-way of the County of Racine to this order, shall include acceptance of all of the indemnification requirements of this order by the other person or entity receiving ownership or control.
3. Notwithstanding the foregoing, a private contractor or subcontractor with the County of Racine under State of Wisconsin statutes chapter 84, that fails to comply with sections 66.047 and 182.0175 of the statutes of the State of Wisconsin, remains subject to the payment to the Petitioner of the actual cost of repair of intentional or negligent damage by the contractor or subcontractor to any property, lines or facilities placed by or on behalf of the Petitioner pursuant to this order or any other order issued by the County of Racine for the location of property, lines or facilities on highway right-of-way and remains subject to payment to the Petitioner for losses due to personal injury or death resulting from negligence by the contractor or subcontractor.
4. Notwithstanding the foregoing, if the County of Racine, or its officers, employees and agents, fail to comply with sections 66.047 and 182.0175 of the statutes of the State of Wisconsin, the County of Racine or its officers, employees and agents, remain subject to the payment to the Petitioner of the actual cost of repair of willful and intentional damage by the County of Racine, or its officers, employees and agents, to any property, lines or facilities placed by or on behalf of the Petitioner pursuant to this order or any other order issued by the County of Racine for location of property, lines or facilities on highway right-of-way, and remain subject to payment to the Petitioner for losses due to personal injury or death resulting from negligence by the County of Racine, its officers, employees and agents.
5. No indemnification of private contractors or subcontractors with the County of Racine under section 84 of the statutes of the State of Wisconsin, shall apply in the event of willful and intentional damage by such private contractors or subcontractors to the property, lines and facilities of the Petitioner located on the highway right-of-way pursuant to this order or any other order issued by the County of Racine for the location of property, lines or facilities on highway right-of-way.



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## Highway Permit Petition Form Pg-3 Drawing

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Blank area for drawing or information.



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## Highway Permit Petition Form Pg-1 Directions

Wisconsin Statute §86.07(2) provides discretionary jurisdiction to the County of Racine in regard to county highways, certain rustic roads and associated rights-of-way.

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If you petition in regard to public or private utility infrastructure then, petition according to the directions listed in this section.

- Complete the questionnaire on pg-1 of this form.
- Review the example highway permit petition.
- Create your utility drawing according to the example. (Applicants may attach drawings to this form.)
- Review the highway permit fee list.
- Pay your utility fee according to the fee list.
- Submit the petition to the County of Racine. (Attention: Highway Permit Petition)

Racine County will review your utility petition and usually respond within 5 business days. The response may either: ask for more information, permit the facility, or deny the facility. You may modify your petition and petition again without an additional fee. If the County of Racine denies your facility then, you will receive a fee refund.

If you petition in regard to an access point then, petition according to the directions listed in this section.

- Complete the questionnaire on pg-1 of this application.
- Review the example highway permit petition.
- Create your access drawing according to the example. (Applicants may attach drawings to this form.)
- Review the highway permit fee list.
- Pay your access fee according to the fee list.
- Submit the petition to the County of Racine. (Attention: Highway Permit Petition)

Racine County will review your access petition and usually respond within 10 business days. The response may either: ask for more information, permit the facility, or deny the facility. You may modify your petition and petition again without an additional fee. If the County of Racine denies your facility then, you will receive a fee refund.

If you petition in regard to a structure then, petition according to the directions listed in this section.

- Complete the questionnaire on pg-1 of this form.
- Review the example highway permit petition.
- Create your structure drawing according to the example. (Applicants may attach drawings to this form.)
- Review the highway permit fee list.
- Pay your structure fee according to the fee list.
- Submit the petition to the County of Racine. (Attention: Highway Permit Application)

Racine County will review your structure petition and usually respond within 10 business days. The response may either: ask for more information, permit the facility, or deny the facility. You may modify your petition and petition again without an additional fee. If the County of Racine denies your facility then, you will receive a fee refund.

If you petition in regard to vegetation then, petition according to the directions listed in this section.

- Complete the questionnaire on pg-1 of this form.
- Review the example highway permit petition.
- Create your vegetation drawing according to the example. (Applicants may attach drawings to this form.)
- Review the highway permit fee list.
- Pay your vegetation fee according to the fee list.
- Submit the application to the County of Racine. (Attention: Highway Permit Application)

Racine County will review your vegetation petition and usually respond within 5 business days. The response may either: ask for more information, permit the facility, or deny the facility. You may modify your petition and petition again without an additional fee. If the County of Racine denies your facility then, you will receive a fee refund.