

**APPENDIX IV**  
**CALTRANS ENCROACHMENT PERMIT**

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STATE OF CALIFORNIA · DEPARTMENT OF TRANSPORTATION  
**ENCROACHMENT PERMIT**  
TR-0120 (REV 6/2012)

Permit No. <b>714-NMC-1429</b>	
Dist/Co/Rte/PM <b>07-LA-001-PM 16.64/17.21</b>	
Date <b>March 21, 2016</b>	
Fee Paid <b>\$ Exempt</b>	Deposit <b>\$</b>
Performance Bond Amount (1) <b>\$</b>	Payment Bond Amount (2) <b>\$</b>
Bond Company	
Bond Number (1)	Bond Number (2)

In compliance with (Check one):

- Your application of July 17, 2014
- Utility Notice No. \_\_\_\_\_ of \_\_\_\_\_
- Agreement No. \_\_\_\_\_ of \_\_\_\_\_
- R/W Contract No. \_\_\_\_\_ of \_\_\_\_\_

TO: **City of Torrance, Public Works Department**  
20500 Madrona Ave  
Torrance, CA 90503

Attn: Elizabeth Overstreet  
Phone: (310) 618-3074

**PERMITTEE**

and subject to the following, PERMISSION IS HEREBY GRANTED to:

encroach within the State's right of way for the purpose of **removing chain link fence and ten (10) trees, installing thrie beam barrier with end treatment, 8-foot high ornamental steel fence, and hardscape, and performing associated traffic control activities along Pacific Coast Hwy (Route 1) between Calle Mayor and Janet Lane, in the city of Torrance; all in accordance with current State specifications and standards, the attached special provisions, and permit plans with red marks dated March 21, 2016.**

Permittee shall contact State permit inspector, **Mr. Samir "Sam" Bakar at (213) 897-0095**, between the hours of 0700 and 0900, a minimum of 10 working days (and 15 working days in case the work or closure affects vertical and/or horizontal clearances) prior to the initial start of work to arrange a pre-construction meeting to ensure a complete understanding of the work and permit requirements. A confirmation notification should occur three days prior to closure or other potential traffic impacts.

**THIS PERMIT IS NOT A PROPERTY RIGHT AND DOES NOT TRANSFER WITH THE PROPERTY TO A NEW OWNER.**

The following attachments are also included as part of this permit (Check applicable):

- Yes  No General Provisions
- Yes  No Utility Maintenance Provisions
- Yes  No Storm Water Special Provisions
- Yes  No Special Provisions **C, I, M, and Q**
- Yes  No A Cal-OSHA Permit, if required: Permit No.
- Yes  No As-Built Plans Submittal Route Slip for Locally Advertised Projects
- Yes  No Storm Water Pollution Prevention Plan

In addition to fee, the permittee will be billed actual cost for:

- Yes  No Review
- Yes  No Inspection
- Yes  No Field Work

(If any Caltrans effort expended)

Yes  No The information in the environmental documentation has been reviewed and considered prior to approval of this permit.

This permit is void unless work is completed before **September 30, 2016**

This permit is to be strictly construed and no other work than specifically mentioned is hereby authorized.

No project work shall be commenced until all other necessary permits and environmental clearances have been obtained.

cc: South Region  
S. Bakar, Insp.  
K. Sellers, Landscape Insp.  
File

APPROVED:   
Omid Ghaemi, P.E., District Permit Engineer

BY:   
Dara Loeng, P.E., Permit Engineer

### SPECIAL PROVISIONS

The attached District's Standard Special Provisions are generalizations of the Department's Standard Specifications and are included only as a convenience to the Permittee; it shall not be construed as the only provisions pertaining to this permit. Permittee shall reference the current Department's Standard Specifications for complete and unabridged specification requirements.

1. By acceptance of this permit, the permittee understands and agrees to reimburse the State for all costs incurred for performing corrective work in the event that the permittee or permittee's representatives fail to install, replace, repair, restore, or remove facilities to state specifications for the immediate safe operation of the highway and satisfactory completion of all permit work. State forces may perform corrective work or it may be contracted out. Understood is that the above charges are in addition to permit fees, and an invoice will be sent to permittee for said charges after satisfactory completion of all work.
2. Permittee shall fully conform to the requirements of the Department of Transportation Statewide National Pollution Discharge Elimination System (NPDES) Storm Water Permit No. 2009-0009-DWQ, and NPDES No. CAS000002, adopted by the State Water Resources Control Board (Board) on July 1, 2009. The permittee shall also conform to the requirements of the General NPDES Permit of Construction Activities and any subsequent General Permit in effect at the time of issuance of this Encroachment Permit. These permits regulate storm water and no-storm water discharges associated with year-round construction or special event encroachment activities.
3. If contractor forces perform the work authorized by this permit, permittee's contractor shall furnish the State with a signed application requesting a separate Caltrans permit (Double Permit) authorizing the contractor to perform the work within the State's right of way on behalf of the permittee, a "Performance Bond" and a "Payment Bond" maybe required. Contractor's bonds may be waived if the contractor has bonds for 100 percent of the project with the permittee. **Contractor shall not begin work until the Double permit is approved.**

Permittee's contractor will be required to reimburse the State for the cost incurred for engineering inspection of the work within the State highway right of way and all other permit related field work performed by Caltrans maintenance forces when, as determined by Caltrans, it becomes necessary. **Estimated engineering inspection fees are \$ 4,264.00**

Permittee's contractor is required to have the signed permit and the double permit with all Special Provisions and plans stamped "CALTRANS PERMIT PLANS" dated **March 21, 2016** at the work site at all times while work is being conducted.

Permittee shall remain solely responsible for compliance with all requirements of this permit.

4. All work performed pursuant to this permit shall be performed in accordance with the **current** Department of Transportation's Standard Specifications, Standard Plans, Encroachment Permit Utility Provisions, and shall comply with all provisions of this permit and the instructions of the State permit inspector. Any violation of this permit shall constitute grounds for revocation of the permit.
5. It is the responsibility of the permittee, permittee's agents, or contractors to comply with all provisions of this permit and instructions from the State permit inspector. Permittee shall keep the permit package or copies thereof, at the work site at all times and show it upon request to any Department representative or law enforcement officer. When the permit package is not available, then immediate suspension of permit will occur.
6. Permittee shall furnish the necessary inspection to provide for public safety and to insure that all work within or affecting the State's right of way pursuant to this permit is in accordance with State Standards and requirements. The State permit inspectors will monitor the work authorized under this permit and the work is subject to the approval of the State permit inspectors.
7. Prior to performing any work pursuant to this permit, the permittee shall obtain all necessary permits and authorizations required of other governmental agencies and by law. The permittee shall make the necessary arrangements with the appropriate agencies to monitor and test performed work to ensure accordance with requirements of those agencies.
8. Permittee is responsible for restoration and repair of the State's right of way resulting from permitted work (State Streets and Highways Code, Sections 670 et. seq.). Upon completion of work, permittee shall remove and dispose of all scraps, brush, timber, materials, etc. off the State's right of way.
9. All striping, pavement markings, and markers obliterated by the work authorized by this permit shall be replaced in kind or better, as directed by the State permit inspector at no cost to the State.
10. Existing traffic signal, lighting, electrical systems, and underground installations (shown on the permit plans or not) damaged by the work authorized by this permit shall be replaced in kind, restored in kind, or better as directed by the State permit inspectors at no cost to the State.

11. Potentially hazardous waste material, if encountered during implementation of permitted work, then all work within the affected area shall cease immediately. The permittee shall contact the State permit inspector to arrange a site assessment by a Caltrans hazardous material coordinator.
12. Do not store materials within the State's right of way and remove materials at the end of the day or properly store it as directed by the State permit inspector.
13. American National Standards Institute (ANSI) compliant Class II vests and hard hats shall be worn while working within State's right of way. Workers working at night will be required to wear ANSI Class III warning garments. Class III compliance can be achieved by combining ANSI Class E pants worn with an ANSI Class II vest.
14. "The California Public Resources Code Chapter 1.7, Section 5097.5 makes it a misdemeanor for anyone to knowingly disturb an archaeological or historical feature. California Public Resources Code Sections 5097.98 and 5097.99 require protection of Native American remains that may be found and outlines procedures for handling any burials found.

The California Administrative Code, Title 14, Section 4308, requires that no person disfigure any object of historical interest or value. The California Penal Code, Title 14, Part 1, Section 622-1/2 makes it a misdemeanor to destroy anything of historical value within any public place.

Should human skeletal material or archaeological material be found during construction activities, all work must be halted within 30 feet of the find. The Encroachment Permit Applicant shall notify the Caltrans Senior Archaeologist (Kelly Ewing-Toledo at 213-897-4095) immediately. Construction activities within 30 feet of the find shall remain halted until the Caltrans Senior Archaeologist or her representative have determined that all legal compliance conditions have been met before any work may resume in the area of the find.

The Department reserves the right to use other forces for exploratory work to identify the extent of areas requiring archaeological evaluation or recovery. Contractor labor, equipment and materials required to assist the archaeologist to ensure legal compliance shall be paid by the Encroachment Permit Applicant. All archaeological materials found during project activity shall become the property of the State."

15. Permittee shall arrange a pre-job meeting as required; if a pre-job does not take place, cancellation of the permit may occur. Permittee's contractor shall submit a written schedule to the State permit inspector for review and approval prior to the commencement of work. The State permit inspector must ascertain and agree to all work details and all aspects of traffic control or no work shall begin on this permit.
16. Any deviation from these procedures or conditions will cause suspension of all work until satisfactory compliance by permittee or permittee's contractor.
17. If a time extension for this permit is required, request one 30 days in advance of the expiration date. Permit closure occurs after the expiration date, once this occurs reactivation will not occur. It will be the responsibility of the permittee to reapply by submitting an application and plans, if the need for a permit is still present.
18. Typically, working hours and traffic control are authorized only between 0900 and 1500, Monday through Friday, holidays excluded.
19. Any traffic control that requires lane/ramp closure shall be in compliance with the appropriate traffic control plan, current California Manual on Uniform Traffic Control Devices (CA MUTCD), current Caltrans Standard Plans, and Special Provision Q. Where required, the use of a flashing arrow-board is MANDATORY.
20. Permittee shall obtain a closure number from the State permit inspector and notify Caltrans District Communication Center by telephone at (323) 259-2352 immediately prior to installation of a lane/ramp closure. Inform Caltrans' dispatcher with the "10-97 closure number \_\_\_\_\_" before closure installation, and the "10-98 closure number \_\_\_\_\_" after closure has been removed with lane/ramp opened to traffic. Permittee shall also provide the Caltrans' dispatcher with an on-site phone number where information regarding this permit may be readily obtained during the closure period.
21. When ramp closure is required, then permittee shall post advance-warning signs a minimum of 7 calendar days prior to actual closure or as directed by the State permit inspector. Signs shall comply with Caltrans specifications, standards, and shall contain the date, time, and duration of the closure.
22. A California licensed contractor, possessing a valid Class A (General Engineering Contractor) or Class C-31(Construction Zone Traffic Control Contractor) license, shall perform traffic controls on freeways, expressways, and high speed facilities.
23. If a bus stop is located within the area of construction, the permittee shall contact MTA or the local transit agency to arrange a temporary bus stop.

24. Personal vehicles shall not be parked within the limits of the construction/work zone, parking restrictions extends to roadway areas closed to public traffic.
25. A properly licensed Land Surveyor shall survey and stake the right of way line prior to removal of the State right of way fence and immediately upon completion of work, return the State right of way fence to its proper location.
26. Damage to the State right of way fence is the sole responsibility of the permittee, replacement or repair to the damaged portion shall take place immediately upon the request of State permit inspector. If there is no action within a reasonable time (7-business days), the State permit inspector will order repairs and the permittee shall be billed for said charges after satisfactory completion of all work.
27. "Survey" sign and other warning devices shall be posted whenever surveying is performed in State right of way.
28. Permittee shall pothole and positively identify the fiber optics cable (FOC) before any excavation work to ensure that the excavation area is clear of any FOC.
29. In the event the fiber optics cable (FOC) is damaged, temporary fusion splicing will be required within 24 hours to restore the damaged cable, and the permittee shall replace the FOC from vault to vault at the permittee's expense.
30. All repairs shall be made within ten (10) working days after incurring the damage. All damages causing an imminent danger to public safety shall be replaced immediately.
31. Permittee shall pay for any temporary wiring or service connections required to keep the existing traffic signal system in effective operation during modifications.
32. The permittee shall assume responsibility for the design, installation, and maintenance of its equipment and facilities. They shall also assume responsibility for any damages that may result from this installation.
33. The permittee shall indemnify and defend the Department against all actions resulting from the design, installation, or maintenance of its equipment and facilities.
34. No temporary ADL soil stockpiling will be allowed with Caltrans right of way.
35. **Before the start of the work/construction, the following documents shall be submitted to the office of Permits under the Rider Permit:**
  - a. **Permittee shall provide an electronic copy of the ADL report.**
  - b. **Permittee shall submit Caltrans 2010 SSP 14-11.03 (ADL soil handling/management) for approval and record.**
  - c. **Permittee shall sign all waste generator form and manifests for hazardous waste disposal. It's Caltrans' recommendation that California hazardous waste shall be disposed of within the State of California.**
  - d. **Upon City's selection of a General Contractor (GC), the GC will submit ADL Lead Compliance Plan (LCP) and Excavation and Transportation Plan, HaSP Plan, and Work Plan to Caltrans for review and approval under Rider Permit before the start of construction. Once the LCP and ETP are approved, the GC shall conduct LCP training for all field personnel including Caltrans Permit Inspector. Final LCP and ETP (both wet signed and electronic copies) shall be provided to OEE upon approval.**