

# Application for Permit Under Section 149 of the Highway Law

NOTE - Blank spaces in the following application for permit must be filled in as follows:

- At the blank space indicated by (a) state whether the applicant is a citizen, a firm or a corporation and give the address. If a corporation, state the location of the principal place where office is located.
- At the blank space indicated by (b) describe the nature of the work for which permit is asked. Under Section 149 permits may be issued for drainage, or sewer and water pipes.
- At the space indicated by (c) describe the location of the highway where the work is to be performed.

This application to be attached to the copy of Permit to be filed in the Town Clerk's office.

*To the Town Superintendent of the Town of Perinton with offices located in the County of Monroe,  
State of New York.*

The undersigned (a) \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

hereby makes application to you for permission (b) \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

within the portion of highway in said town hereinafter described pursuant to the provisions of Section 149 of the Highway Law. The portion of such highway wherein such work is to be performed is described as follows (c)  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
*Applicant Signature* *Date*

# PERMIT ISSUED UNDER SECTION 149 OF THE HIGHWAY LAW

The undersigned, the Town Superintendent of Highways, of the Town of Perinton, County of Monroe, upon the written application of \_\_\_\_\_ whose address is \_\_\_\_\_

dated on the \_\_\_\_\_ day of \_\_\_\_\_, 2025, and filed with him, as provided by Section 149 of the Highway Law, hereby grants permission to said applicant to \_\_\_\_\_

on the highway described as follows: \_\_\_\_\_

This permit is granted subject to the following conditions:

1. The work authorized by this permit shall be performed in a manner satisfactory to the town superintendent.
2. The applicant is to keep in good repair all pipes, hydrants or appurtenances which may be placed within the bounds of the highway under terms of this permit and is to save the town harmless from all damages which may accrue by reason of their location in the highway, and upon notice by the town superintendent agrees to make any repairs required for the protection and preservation of the highway; and further agrees that upon the failure of the applicant to make such repairs they may be made by the town superintendent at the expense of the applicant and such expense shall be a prior lien upon the land benefited by the use of the highway for such pipes, hydrants or appurtenances.
3. If the drainage, sewer or water pipes or appurtenances, which are laid under this permit are placed in a town road they shall be so placed as not to interrupt or interfere with public travel upon the highway; and the earth removed must be replaced, and the highway left in all respects in as good condition as before the work was performed.
4. If the work performed is on a road which has been improved by State aid, such drainage, sewer or water pipes must be placed at least four (4) feet below and in such a manner as in no way to interfere with the macadam, shoulders or drainage ditches of the highway and that portion of the trench which passes under the macadam, shoulders or drainage ditches of the highway and that portion of the trench which passes under the macadam shall be bored or pipe-driven and in no case shall the macadam be disturbed. Upon the completion of the work the highway shall be left in as good condition as before the work was performed and to the satisfaction of the county superintendent. Care must be taken not to interfere with drainage ditches or structures.  
*Please notify utility companies before starting work.*

5. It is agreed by the applicant that any injury or disturbance of the macadam portion of the highway, its shoulders or drainage ditches which may occur hereafter by reason of the laying of said drainage, sewer or water pipes and their appurtenances shall be repaired by and at the expense of the applicant to the satisfaction of the county superintendent.

6. The said town superintendent may, upon the failure of the applicant to comply with any of the conditions contained herein, revoke this permit and remove any pipes, or hydrants, or other appurtenances which may have been placed in the highway under this permit.

7. If the road upon which this permit is issued is at the time of issuance a town highway, and it should be thereafter improved by State aid as a State or county highway, it is agreed that the applicant shall, before its improvement at the applicant's own expense remove drainage, sewer or water pipes or appurtenances which may be placed under this permit and will relay the same in conformity with the directions of the engineer in charge of such improvement and in accordance with the rules and regulations prescribed by the State Commission of Highways.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2025 }

\_\_\_\_\_  
*Town Superintendent,*

I hereby agree to conform to the conditions contained in the foregoing permit.

\_\_\_\_\_  
*Applicant,*

The undersigned, members of the Town Board of the Town of Perinton, hereby consent to the grant of the foregoing permit.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2025 }

\_\_\_\_\_  
*Supervisor*

\_\_\_\_\_  
*Town Clerk*

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
} *Justices of the Peace*

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2025 }

\_\_\_\_\_  
*County Superintendent*

# Permit under Section 149

Issued \_\_\_\_\_

To \_\_\_\_\_

P.O. Address \_\_\_\_\_

\_\_\_\_\_

Town Superintendent

Rules and Regulations prescribed by the State Superintendent of Public Works, under Section 10 of the Highway Law relative to the issuance of permits under Section 149.

1. Permits to lay sewer or water pipes, with appurtenances, shall be issued under Section 149 in the following manner:
2. A written application on the form prescribed by the State Superintendent of Public Works and provided by the Town Superintendent having the blank places properly filled in must be filed with the Town Superintendent.
3. The permit must be issued on these forms prescribed by the State and before being issued must in all cases be approved by the County Superintendent of the county within which the highway is located. One copy of the permit shall be filed with the Town Clerk and one with the Town Superintendent.
4. The consent of a majority of the members of the town board, or the County Superintendent, must be affixed to the permit.
5. Should any special conditions exist which may require further restrictions in order to protect the highway other than those contained in this printed form the same should be inserted in the blank space provided therefore and indicated by A.