



# Department of Public Works

10 Central Road Rye, New Hampshire 03870



**Jason Rucker**  
Director of Public Works

Business 603.964.5300  
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## APPLICATION FOR BEACH CONSTRUCTION PERMIT # \_\_\_\_\_

### INSTRUCTIONS

The Applicant must complete this form and return it to the above address. You must include:

1. Valid Insurance Certificate naming the Town of Rye as additional insured.
2. Scope of work description, map of worksite, to include beach access and exit.
3. NH Department of Environmental Services (DES) file number, copy of permit.

### BUSINESS INFORMATION

Date of Application: \_\_\_\_\_

Name of Business: \_\_\_\_\_ Phone: \_\_\_\_\_

Street Address: \_\_\_\_\_ Email: \_\_\_\_\_

City/ Town: \_\_\_\_\_ Zip: \_\_\_\_\_

Authorized Agent of Applicant: \_\_\_\_\_ Phone: \_\_\_\_\_

### WORK SITE INFORMATION

Name of Property Owner: \_\_\_\_\_

Address: \_\_\_\_\_

Date of Work: \_\_\_\_\_ Start Time: \_\_\_\_\_ End Time: \_\_\_\_\_

Days of the Week: \_\_\_\_\_ Heavy Equipment?  Yes  No

Are DES Permits Required?  Yes  No If yes, date of permit approved: \_\_\_\_\_

I certify, personally and on behalf of the Applicant, that the above information as well as the information contained in any documentation provided as part of this application is accurate to the best of my knowledge and belief under penalty of RSA 641:3, Unsworn Falsification, and agree, personally and on behalf of the Applicant, to all the terms and conditions in the Application and that any breach of the terms and conditions shall be cause for permit revocation.

Print Name of Applicant's Authorized Agent: \_\_\_\_\_

Signature of Applicant's Authorized Agent: \_\_\_\_\_ Date: \_\_\_\_\_

### TOWN OF RYE OFFICE USE ONLY

Department Head: Please check items submitted.

- Valid insurance certificate – Town of Rye named as additional insured.
- Copies of any permits required: DES permit and file number.
- Scope of work, equipment to be used at job site.
- Include location of equipment during non-work hours.
- Map of job site, location of beach access and exit.
- Conditions for Beach Construction Permit Approval (signed and dated)

**TOWN APPROVALS:** Date: \_\_\_\_\_ Sign: \_\_\_\_\_

Police: \_\_\_\_\_ Fire: \_\_\_\_\_ Board of Selectmen: \_\_\_\_\_ DPW: \_\_\_\_\_

Details: \_\_\_\_\_ Additional Conditions: \_\_\_\_\_

Effective date of permit Approval: \_\_\_\_\_ Expiration date of permit: \_\_\_\_\_

# CONDITIONS FOR BEACH CONSTRUCTION PERMIT APPROVAL

Applicant agrees to adhere to the following conditions of permit approval:

## EQUIPMENT PARKING

- Parking construction equipment is allowed at beach access locations while work is actively being performed. **NO LONG-TERM STORAGE.** One piece of heavy equipment only. One vehicle may be parked to retain the heavy equipment parking space while construction is being performed. No additional vehicles will be allowed in permitted parking spaces. Equipment must be parked to allow beach access for other construction equipment and beach visitors. All equipment must be locked and coned for safety when not in use.

## MATERIAL STORAGE

- No stockpiling of material is allowed at beach access points or on the beach. Materials used in construction must be installed daily. Only bring material for the day.

## ALLOWABLE WORK SCHEDULE

- Work may be performed Monday - Thursday 7:00am to 7:00pm while tide allows. Work shall **NOT** be performed between Friday, June 28 and Sunday, August 18, 2024. Work **MAY** be permitted during poor weather days. If the beach is experiencing low population/beach use by public, construction may resume with prior approval with a new start and end date.

## CONSTRUCTION SITE REQUIREMENTS

- Ground crew/spotter on site during all construction and mobilization of equipment or materials.
- Work sites must be staked, and caution tape installed outside the perimeter of the equipment radius swing and material storage.
- Keep out signs must be posted at work sites.
- Construction employees or at the construction company's expense, shall have an employee always monitor the construction site while construction is being performed.
- It is upon the construction company to ensure that the employee monitoring the work site is trained in construction site safety. The main goal is to prevent people and animals from entering the construction zones.

## COMPLIANCE WITH LAW AND TOWN REQUIREMENTS

- Applicant shall comply with all applicable state and federal laws and regulations, and all applicable Town ordinances, regulations, rules, procedures, safety guidelines, and lawful directives of Town officials and employees.

## INSURANCE

- During the term of the permit, Applicant shall maintain commercial general liability insurance applicable to its conducting repair work and related construction operations on, about, or in relation to Town beaches/beach access points and to the indemnification obligation set forth below in a minimum amount of \$2,000,000 per occurrence and \$5,000,000 aggregate, and name the Town of Rye, NH and its officials, agents, employees, and volunteers as an additional insured on a primary and noncontributory basis. Additionally, for the term of the permit Applicant must maintain commercial automobile coverage of \$1,000,000 (each accident) and maintain workers' compensation coverage meeting State of New Hampshire required limits. Applicant shall provide the Town with proof of the required insurance and additional insured coverage.

# CONDITIONS FOR BEACH CONSTRUCTION PERMIT APPROVAL (cont'd)

## INDEMNIFICATION

- To the fullest extent permitted by law, Applicant shall defend and indemnify the Town of Rye, NH, including its officials, agents, employees and volunteers ("Indemnified Parties"), from and against any and all liabilities, obligations, claims, damages, penalties, causes of action, costs, interest, and expenses, including but not limited to reasonable attorneys' fees, which the Indemnified Parties may become obligated or suffer by reason of any accident, bodily injury, illness, emotional distress, psychiatric injury, personal injury, death of person, economic loss, or loss of or damage to property, arising directly or indirectly from, under, out of, in connection with, or as a result of Applicant conducting repair work and related construction operations on, about, or in relation Town beaches/beach access points or any action of inaction of the Applicant, its agents, representatives, officers, directors, employees, contractors, and subcontractors.

## REVOCACTION

- The Town of Rye, NH reserves the authority to revoke the permit in its sole discretion at any time prior to expiration without penalties or liability, based on health and safety interests or the public interest as well as the non-compliance or misconduct of Applicant, its officers, directors, agents, representatives, employees, contractors, and subcontractors.

## BEACH ACCESS CONDITION PRESERVATION

- No damage to the beach access points will be permitted. All precautions must be taken to preserve the condition of the pavement edge. The Applicant understands and agrees it shall be liable for the cost of all property damage caused by its operations and activities.

I agree, personally and on behalf of the Applicant, to all the terms and conditions in this Conditions For Beach Construction Permit Approval and understand that any breach of the terms and conditions shall be cause for permit revocation.

Print Name of Applicant's Authorized Agent: \_\_\_\_\_

Signature of Applicant's Authorized Agent: \_\_\_\_\_

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