

## Permit to Construct Access Driveway Facilities on Highway Right of Way

To: \_\_\_\_\_ Hwy. \_\_\_\_\_ Permit No. \_\_\_\_\_  
 \_\_\_\_\_ Control \_\_\_\_\_ Section \_\_\_\_\_  
 \_\_\_\_\_

The Texas Department of Transportation, hereinafter called the State, hereby authorizes \_\_\_\_\_, hereinafter called the Grantee, to (re)construct an access driveway on the highway right of way abutting highway no. \_\_\_\_\_ in \_\_\_\_\_ County, located \_\_\_\_\_.

Subject to the following:

1. The Grantee is responsible for all costs associated with the construction of this access driveway.
2. Design of facilities shall be as follows and/or as shown on sketch:

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All construction and materials shall be subject to inspection and approved by the State.

3. Maintenance of facilities constructed hereunder shall be the responsibility of the Grantee, and the State reserves the right to require any changes, maintenance or repairs as may be necessary to provide protection of life or property on or adjacent to the highway. Changes in design will be made only with approval of the State.
4. The Grantee shall hold harmless the State and its duly appointed agents and employees against any action for personal injury or property damage sustained by reason of the exercise of this permit.
5. Except for regulatory and guide signs at county roads and city streets, the Grantee shall not erect any sign on or extending over any portion of the highway right of way, and vehicle service fixtures such as service pumps, vendor stands, or tanks shall be located at least 3.6 meters (12 feet) from the right of way line to ensure that any vehicle services from these fixtures will be off the highway.
6. This permit will become null and void if the above-referenced driveway facilities are not constructed within six (6) months from the issuance date of this permit.
7. The Grantee will contact the State's representative \_\_\_\_\_ telephone, ( \_\_\_\_\_ ) \_\_\_\_\_, at least twenty-four (24) hours prior to beginning the work authorized by this permit.

Texas Department of Transportation

\_\_\_\_\_ Date of Issuance \_\_\_\_\_ District Engineer or Designated Representative

The undersigned hereby agrees to comply with the terms and conditions set forth in this permit for construction of an access driveway on the highway right of way.

Date: \_\_\_\_\_ Signed: \_\_\_\_\_  
(Property owner or owner's representative)

## **Access Driveway Regulations**

The Texas Transportation Commission, in recognition of its responsibility for the safety and utility of public highways under its jurisdiction, has directed the adoption of rules and regulations to accomplish a coordinated development between highways and abutting property. For this purpose, the booklet entitled "Regulations for Access Driveways to State Highways", was published and adopted, setting out departmental policies to regulate construction and maintenance of access driveway facilities.

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### **Sketch of Installation**