



Private Development Engineering Division  
City of Bend  
(541) 388-5580  
engineering@bendoregon.gov  
710 NW Wall Street, Bend OR 97703

This submittal form is to be completed as part of your application with the City of Bend. *Download this form before completing fillable fields*, then upload with your application through the Online Permit Center at [www.bendoregon.gov/permitcenter](http://www.bendoregon.gov/permitcenter).

## MATERIAL EXCEPTION FORM – RIGHT-OF-WAY STREET CUT

Permit Number: \_\_\_\_\_ Date: \_\_\_\_\_

Applicant Name: \_\_\_\_\_ Phone: \_\_\_\_\_

Applicant E-mail: \_\_\_\_\_

Contractor Name: \_\_\_\_\_ Phone: \_\_\_\_\_

Contractor E-mail: \_\_\_\_\_

Location of Work: \_\_\_\_\_

Scope: \_\_\_\_\_

---

This Exception Form is required when a street cut in a public street is included as part of a Public Right-of-Way Permit Application and Class “C” or “D” Asphalt Concrete as shown on the City of Bend Standard Drawing R-10 is not available.

### Permittee agrees to the following additional permit requirements:

1. A street cut trench shall be constructed in accordance with the City of Bend Pavement Restoration Requirements Section 3.8 per City of Bend Construction Specifications (latest edition).
2. If Asphalt Concrete material is not available, a trench shall be constructed per the City of Bend Standard Drawing R-10 and cold mix asphalt used in place of Asphalt Concrete.
3. The Permittee is responsible to maintain the temporary street patch to the satisfaction of the City until a permanent repair can be constructed per the City of Bend Standard Drawing R-10. Failure to repair a temporary street patch within 48 hours’ request by the City shall constitute a violation of the Right-of-Way Permit.
4. The permittee is responsible for completion of final restoration within 45 days’ reopening of asphalt plants.
5. The City has the ability to enforce violations for failure to maintain or restore the site. Failure to



#### Accommodation Information for People with Disabilities

To obtain this information in an alternate format such as Braille, large print, electronic formats, etc. please contact the Private Development Engineering Division at [engineering@bendoregon.gov](mailto:engineering@bendoregon.gov) or (541) 388-5580; Relay Users Dial 7-1-1.

restore the site within the 45 day window will result in withholding issuance of new permits and/or a Class D Civil Infraction with a fine of \$750 per day.

6. If Permittee fails to make restoration as required or restoration fails within the one year warranty period, City may, after notice to Permittee, cause the repairs to be made at the expense of Permittee. If Permittee fails to reimburse the City for any costs incurred within 45 days' demand for reimbursement, City may refuse to issue additional permits.

**Applicant and Contractor shall indemnify and hold harmless the City of Bend, its officials and employees from all suits and actions for damages or injury based on or arising from any act or omission, neglect or misconduct of Applicant and/or Contractor.**

Contractor Name: \_\_\_\_\_ Date: \_\_\_\_\_

Contractor Signature: \_\_\_\_\_



**Accommodation Information for People with Disabilities**

To obtain this information in an alternate format such as Braille, large print, electronic formats, etc. please contact the Private Development Engineering Division at [engineering@bendoregon.gov](mailto:engineering@bendoregon.gov) or (541) 388-5580; Relay Users Dial 7-1-1.