



**Engineering Department**  
505 S. Vulcan Ave, Encinitas, CA 92024  
760-633-2770  
[engineering@encinitasca.gov](mailto:engineering@encinitasca.gov)  
[www.encinitasca.gov](http://www.encinitasca.gov)

# TRENCH CUT MORATORIUM WAIVER REQUEST

**This form shall be used to request a moratorium waiver in accordance with City of Encinitas Resolution 2019-95 - A Resolution of the City Council of the City of Encinitas Adopting A Trench Moratorium Policy dated December 18, 2019. Trenching is not permitted on a street under moratorium without a valid moratorium waiver granted by the City Engineer.**

1. **Property Owner/Permit Holder Name:** \_\_\_\_\_

2. **E-mail:** \_\_\_\_\_

3. **Phone Number:** \_\_\_\_\_

4. **Site Address:**  
\_\_\_\_\_

5. **Permit/Application Number:** \_\_\_\_\_

6. **Scope of Work:**  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**7. Impacted Street(s):**

\_\_\_\_\_ between: \_\_\_\_\_ and: \_\_\_\_\_  Overlay  Slurry

\_\_\_\_\_ between: \_\_\_\_\_ and: \_\_\_\_\_  Overlay  Slurry

\_\_\_\_\_ between: \_\_\_\_\_ and: \_\_\_\_\_  Overlay  Slurry

\_\_\_\_\_ between: \_\_\_\_\_ and: \_\_\_\_\_  Overlay  Slurry

\_\_\_\_\_ between: \_\_\_\_\_ and: \_\_\_\_\_  Overlay  Slurry

**8. Based on the scope of work, the project may qualify for a waiver due to one or more of the following conditions: (check all that apply)**

- a)** A bona fide emergency exists that endangers the health and safety or property of the citizenry and requires an excavation in order to remediate the emergency.
- b)** New service to a specific location cannot be provided either through existing conduit, where trenchless technology is impractical due to soil conditions, proximity of facilities or economically impractical, and the public utility demonstrates to the City Engineer's satisfaction that the service cannot be provided from another location.
- c)** The installation or relocation of facilities by a non-government owned public utility is both required by the City, County, State or Federal Government and not required as a result of an underground utility district.
- d)** Only a non-linear excavation or exploratory excavation will be made.
- e)** Where geological conditions prohibit boring.
- f)** Where there is a lack of working space for bore pits at each end of the street crossing bore.
- g)** An open trench is required to expose existing distribution facilities in street to terminate or establish service lines, or to provide emergency repair of existing underground facilities.
- h)** Existing facilities in the street conflict with the proposed bore.

- i)** Joint trench use is required and if within 200 feet of an open sewer or water trench, consideration will be given to an open trench.
- j)** Unusual circumstances are present and the City Engineer finds that the public interest is best served by allowing such a cut.
- k)** Other (please explain).

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**9. Resurfacing Requirements: Check circumstance(s) that apply**

**If this Moratorium Waiver is granted, the requester agrees to repair and resurface the street in accordance with City of Encinitas Resolution 2019-95 and follow required City of Encinitas Standard Drawings and specifications**

- a)** Lateral trenches (perpendicular to the curb) - Extend T-cut grind and overlay limits to 10 feet beyond each side of the trench and over the entire lane that is impacted (regardless of street classification).
- b)** Longitudinal trenches (parallel to the curb - If the asphalt depth is four inches or deeper, grind two inches minimum and place two inches minimum overlay over the entire lane or lanes (curb to curb or curb to median curb) that are impacted (regardless of street classification). If the existing asphalt depth is less than four inches, grind the full depth of asphalt and replace asphalt in-kind (minimum two inches) over the entire lane or lanes (curb to curb or curb to median curb) that are impacted (regardless of street classification).
- c)** If the existing AC depth is greater than 4-inches, grind 2 inches minimum and place 2 inches minimum overlay over the entire lane that is impacted (regardless of street classification) curb to curb.
- d)** If the existing AC depth is less than 4-inches, the entire lane will need to be resurfaced to meet the City's minimum structural section of 4-inches of AC over 6-inches of Class II Base.

**10. Property Owner/Permit Holder Signature**

- By checking this box, I declare under penalty of perjury that the information contained in this form is true and correct.

\_\_\_\_\_  
**Acknowledged By (Type Name)**

\_\_\_\_\_  
**Date**

**For City Use Only**

Approved     Denied

\_\_\_\_\_  
**City Engineer**

\_\_\_\_\_  
**Date**