

HOOD RIVER COUNTY PUBLIC WORKS



MIKEL S. DIWAN, DIRECTOR

918 18th Street • Hood River, OR 97031 • (541) 386-2616 • FAX (541) 386-2912

PRIVATE MAINTENANCE AREA ANNUAL PERMIT

The undersigned, being the owner or lessee of the property described herein ("Permittee"), requests the Hood River County Public Works Department limit its vegetation control measures on the property and/or within the County Road Right-of-Way adjacent to the property, for the purpose of establishing a "No-Spray Zone", free of herbicidal applications and agrees to the conditions set forth herein:

Site Address (if applicable) and/or Road Name: _____

Nearest Intersection: _____

Approx. Length (Ft.) to be posted: _____

Distance/Direction (N/S/E/W) from Intersection: _____

Side of the Road (N/S/E/W): _____

Contributing Reasons for Request: _____

In consideration of a permit being issued from Hood River County Public Works pursuant to this request, the undersigned agrees to the following:

1. The Private Maintenance area ("PM") will be posted with signs at both ends identifying it as a PM. The sign starting the area will be red and the sign at the end of the area will be green, subject to the direction or flow of normal county maintenance. Signs shall extend a minimum 18" above existing foliage, **fully visible to County maintenance personnel, and shall be maintained by Permittee**. Initial signage shall be provided and installed by the Hood River County Public Works as part of the permitting fee. Replacement signage may be subject to an additional fee if due to neglect by Permittee.
2. The area will be maintained at Permittee's expense to control vegetation levels equivalent to the County program described in Exhibit "A" (attached), including grasses, noxious weed and overhead tree branches.
3. If the control level is not maintained, Hood River County Public Works may undertake, **at its sole discretion and with a minimum forty-eight (48) hour written notice to Permittee**, control measures deemed necessary to bring the area into compliance, up to and including removal of signs, applying herbicides, mowing and/or brushing, and revoking the permit. If such action is invoked, the Permittee will be required to re-apply for a re-issuance of the permit, subject to an additional permit fee.
4. All work is to be done so as not to encroach on the improved roadway. If encroachment is necessary, the work area shall be signed in accordance with the Manual on Uniform Traffic Control Devices (MUTCD) for construction zones at the Permittee's expense.
5. Permittee agrees to pay a non-refundable "No Spray/No Mowing Zone Permit" fee of \$135.00 or fee as otherwise noted in the approved Hood River County Fee Schedule.

6. Hood River County Public Works reserves the right to suspend, revoke or otherwise cancel this permit, with or without notice to Permittee, to address emergent situations or if necessary due to changes in either local, state or federal laws or policies. Any permit revoked by Hood River County Public Works within its first year, for reasons solely stated in Paragraph 6 and at no fault of Permittee, shall qualify for a full refund of the permit fee.
7. **This permit is only valid during the calendar year it was issued and expires December 31.** Permits may be renewed annually for up to three (3) years at no charge by contacting Hood River County Public Works no earlier than December 10th each year. Following a third renewal, Permittee may be required to pay a re-instatement charge for the option to extend the permit an additional three (3) times. Permits may be relinquished upon written notification to Hood River County Public Works any time but will not qualify for a refund if signage has been installed.
8. PERMITTEE SHALL BE RESPONSIBLE AND LIABLE FOR ALL DAMAGE OR INJURY TO ANY PERSONS OR PROPERTY CAUSED BY PERMITTEE, OR ANY THIRD PARTY, WHILE WORKING WITHIN A COUNTY RIGHT-OF-WAY, OR WITHIN THE PRIVATE MAINTENANCE AREA FOR THE PURPOSE OF THE PRIVATE MAINTENANCE AREA PROGRAM. PERMITTEE ASSUMES ALL RISKS AND AGREES TO HOLD HARMLESS AND RELEASE HOOD RIVER COUNTY, ITS EMPLOYEES, AGENTS, AND OFFICERS AGAINST ANY AND ALL DAMAGES, CLAIMS, DEMANDS, ACTIONS, CAUSES OF ACTION, AND COSTS AND EXPENSES OF ANY NATURE WHICH PERMITTEE, OR ANY THIRD PARTY, MAY HAVE BECAUSE OF ANY MATTER OR THING DONE, OMITTED OR SUFFERED TO BE DONE, BY REASON OF ACTS, CONDUCT, OR OPERATIONS OF PERMITTEE, PERMITTEE'S FAMILY, AND PERMITTEE'S AGENTS OR EMPLOYEES, IN CONNECTION WITH THE MAINTENANCE OF VEGETATION IN THE PRIVATE MAINTENANCE AREA. PERMITTEE SIGNS THIS RELEASE FOR HIM/HERSELF AND HIS/HER FAMILY, AGENTS OR EMPLOYEES.

PERMITTEE

HOOD RIVER COUNTY PUBLIC WORKS

NAME

SIGNATURE

SIGNATURE

TITLE

ADDRESS

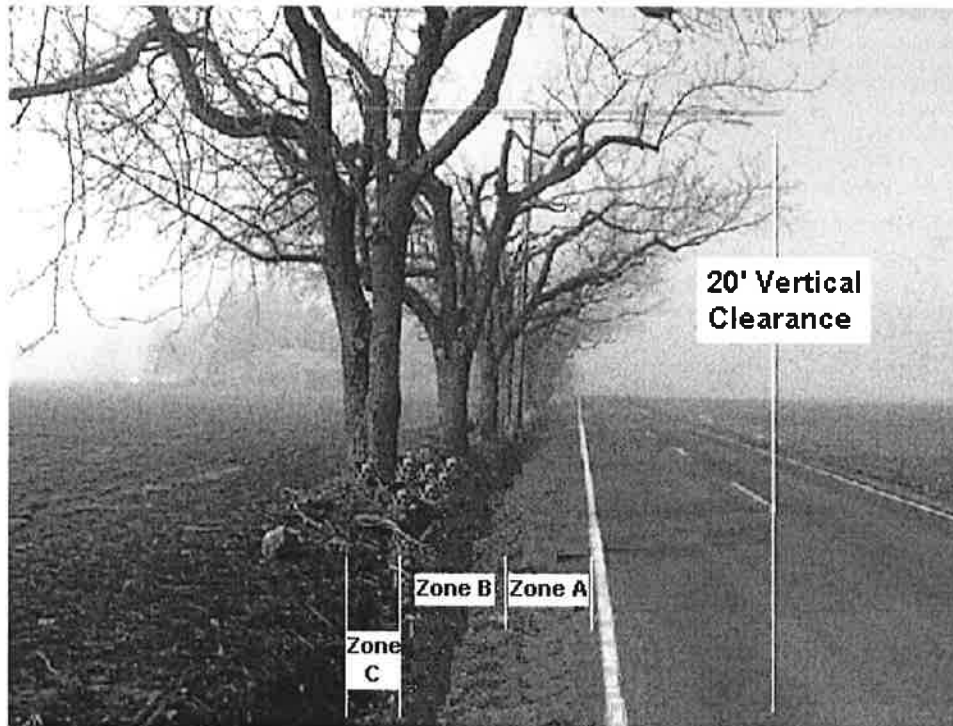
DATE

PHONE

DATE

EXHIBIT A (County Roadside Maintenance Standards)

Typical cross section - Not to scale



Zone A (Shoulder)

- Spray Annually (Spring) - Vegetation Free
- Limb to 20 feet (minimum or more as needed) vertical clearance as needed (to the back of zone "C")

Zone B (Ditch) *

- Spray as deemed necessary
- Mow to ditch catch point
- Brush and remove all trees within this zone.
- Clean and or excavate ditches
- Limb to 20 feet (minimum) vertical clearance, (to the back of zone "C")

Zone C (Behind ditch to edge of Right-of-Way) *

- Spray as needed (grass and broadleaf)
- Brush as needed. The Public Works Department may determine to brush zone "C" to ensure sight distance for the traveling public.
- Limb to 20 feet (minimum) vertical clearance as needed (to the back of zone "C")

*** Note:**

Property owners with Private Maintenance Area permits may have vegetation in Zones B and C as long as it does not interfere with the functionality of the ditchline, impede sight distance, or create a safety hazard as determined by the Public Works Department.