

MARION COUNTY DEPARTMENT OF PUBLIC WORKS

PERMIT TO ESTABLISH PRIVATE MAINTENANCE AREA FOR VEGETATION MANAGEMENT

TO MARION COUNTY PUBLIC WORKS DEPARTMENT:

The undersigned, being the owner(s) or lessee(s) of the property described herein ("Permittee"), hereby requests Marion County Public Works to limit vegetation control measures on the property or County Road property adjacent to Permittee's property described herein and agrees to the conditions herein:

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

Nearest Intersection: _____

Length (in ft.) to be Posted: _____

Distance and Direction from Nearest Intersection: _____

Side of the Road (N.E.S.W.) _____

Reason for request: _____

In Consideration of the permit from Marion County Public Works pursuant to this request, the undersigned agrees to the following:

1. The area will be posted with signs at both ends that state "PM" (Private Maintenance area). The sign at the start of the area will be red and the sign at the end of the area will be green. These signs will extend a minimum of 18" above existing foliage, **fully visible to County maintenance personnel and will be maintained by Permittee**. Damaged or missing signs must be reported to Marion County Dispatch, 503-588-5304.
2. The area will be maintained at Permittee's expense to control levels equivalent to the County program in the area, and follow the Marion County Best Management Practices for Water Quality. <http://www.co.marion.or.us/NR/rdonlyres/02DED700-CD42-4D33-83C5-D7481FB54BC1/24075/CrewManual091.pdf> The Best Management Practices specific to vegetation are attached, and the control level is described in Exhibit "A" (see attachment).
3. If the control level is not maintained, Marion County Public Works Department may undertake control measures as it deems necessary and/or cancel this permit upon written notice.
4. All work should be done so as not to encroach on the roadway. If encroachment is necessary, the work area shall be signed in accordance with the Manual on Uniform Traffic Control Devices (MUTC) for construction zones.
5. This permit is valid for a period of two (2) calendar years. A renewal letter will be sent to permittee prior to expiration.

PERMITTEE SHALL BE RESPONSIBLE AND LIABLE FOR ALL DAMAGE OR INJURY TO ANY PERSONS OR PROPERTY CAUSED BY PERMITTEE WHILE WORKING ON COUNTY RIGHT-OF-WAY FOR THE PRIVATE MAINTENANCE AREA PROGRAM. PERMITTEE SHALL ASSUME ALL RISKS AND HOLD HARMLESS AND RELEASE MARION COUNTY, ITS EMPLOYEES, AGENTS AND OFFICERS AGAINST ANY AND ALL DAMAGES, CLAIMS, DEMANDS, ACTIONS, CAUSES OF ACTION, COSTS AND EXPENSES OF WHATSOEVER NATURE PERMITTEE MAY HAVE BECAUSE OF ANY MATTER OR THING DONE, OMITTED OR SUFFERED TO BE DONE BY REASONS 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

MARION COUNTY REPRESENTATIVE

SIGNATURE

SIGNATURE

ADDRESS

TITLE

PHONE #

DATE

DATE