



DEPARTMENT OF TRANSPORTATION
<http://www.edcgov.us/DOT/>
ROADWAY ENCROACHMENT PERMIT APPLICATION
El Dorado County Code § 15.14

Date: _____ **Permit Number:** _____

Assessor's Parcel Number (APN): _____

Parcel Map Number (if applicable): _____

Project Address: _____

Email Address: _____

MAKE YOUR SELECTION: **Access Road** **Driveway** **Obstruction**

Description of work: _____

The applicant hereby applies for a Grading Construction Permit to grade/construct in accordance with the County of El Dorado Grading Ordinance and the approved Grading and Erosion Control / Improvement / Site Plans.

Property Owner: _____ **Phone:** _____

Address/City: _____ **State:** _____ **Zip:** _____

Applicant or Contractor: _____ **Phone:** _____

Address/City: _____ **State:** _____ **Zip:** _____

Engineer: _____ **Phone:** _____

Address/City: _____ **State:** _____ **Zip:** _____

License No.: _____ **Expiration Date:** _____

Driving Directions: _____

Applicant Signature _____ **Date:** _____

☐ **NOTICE: THE FINANCIALLY RESPONSIBLE PARTY (FRP) FORM HAS BEEN EXECUTED**

SEE REVERSE FOR ADDITIONAL INFORMATION

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	Amount	Receipt #	
Application fee			Standard Plan #
Plan check / inspection			
Extension fees			
Security			
TOTAL FEES PAID			Plan check date:
Plan checked by:			

THE PROPERTY OWNER AGREES TO THE FOLLOWING:

1. To the fullest extent allowed by law, the Developer shall defend, indemnify and hold the County harmless against and from any and all claims, suits, losses, damages, and liability for damages of every name, kind and description, including attorneys fees and costs incurred, brought for, or on account of, injuries to or death of any person, including but not limited to workers, County employees, and the public or damage to property, or any economic or consequential losses, which are claimed to or in any way arise out of or are connected with the work by Developer, his agents or employees including contractors services, operations or performance hereunder, regardless of the existence or degree of fault or negligence on the part of the County, the Developer, contractor, subcontractor(s) and employee(s) or any of these, except for the sole or active negligence of the County, its officers and employees or as expressly prescribed by statute. This duty of Developer to indemnify and save the County harmless includes the duties to defend set forth in California Civil Code §2778.
2. To comply with California Business and Professions Code (CBPC) Section 8771 regarding researching, preservation, and/or replacement of all existing survey monuments within or adjacent to the work zone. ([County policy/certificate link](#))
3. Pay costs and reasonable attorney fees should the County be required to commence an action to enforce the provisions of this agreement or in enforcing the security obligations provided herein.
4. This permit does not grant permission to work across property lines. It is the applicant's responsibility to determine property lines and work within them.
5. Will the grading and/or construction of your project have any influence on archeological or historical features? ☐Yes ☐No ☐Don't Know
If yes, what measures have been taken to protect these resources?
6. Will there be any impacts on sensitive resources such as vegetation, wildlife habitat, and/or designated wetland areas? ☐Yes ☐No ☐Don't Know
If yes, what measures have been taken to protect these resources?
7. Certain permits are billed on a time and materials (T&M) basis pursuant to Board of Supervisors Resolution No. 20-97. Plan check and inspection fees are collected and will be held as a deposit; billings are deducted from the deposit until depleted to a 10% retention withholding requirement. At such time the property owner will be billed directly.

I HEREBY AFFIRM UNDER PENALTY OF PERJURY THAT I HAVE READ, ACKNOWLEDGE AND AGREE TO ALL CONDITIONS OF THIS PERMIT AND THAT ALL OF THE ABOVE INFORMATION IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.*

* Property owner signature

Date

****If property owner signature is not witnessed by a County employee, the signature must be notarized.***



EL DORADO COUNTY PROCEDURE FOR ENSURING ENCROACHMENT PERMIT COMPLIANCE WITH CALIFORNIA BUSINESS AND PROFESSIONS CODE SECTION 8771(B)

If at any time a monument will be disturbed or altered during construction, it must be perpetuated in accordance with state law. California Business and Professions Code (CBPC) Division 3, Article 5, Section 8771(b) states, *“When monuments exist that control the location of subdivisions, tracts, boundaries, roads, streets, or highways, or provide horizontal or vertical survey control, the monuments shall be located and referenced by or under the direction of a licensed land surveyor or licensed civil engineer legally authorized to practice land surveying, prior to the time when any streets, highways, other rights-of-way, or easements are improved, constructed, reconstructed, maintained, resurfaced, or relocated, and a corner record or record of survey of the references shall be filed with the county surveyor.”*

El Dorado County (County) Department of Transportation (DOT) will ensure compliance with CBPC Section 8771(b) by using available documentation in the County Recorder-Clerks Office to determine which of the following best describe the impacts of the applicants proposed work:

1. Monuments do not exist that will be impacted by the applicant’s proposed work in the County right of way

- DOT will inform the applicant via email that no further work related to CPBC Section 8771(b) will be required to obtain an encroachment permit.

2. Monuments exist that may (or will) be impacted by the applicant’s proposed work in the County right of way.

- DOT will inform the applicant that they must engage a licensed land surveyor or licensed civil engineer legally authorized to practice land surveying (Surveyor), to locate and reference the survey monuments identified by DOT as impacted by the applicant’s proposed work. The applicant must submit to DOT a preliminary copy of a Pre-Construction Corner Record or Record of Survey, prepared by their Surveyor, before an encroachment permit will be issued. The applicant’s Surveyor will then have 60 days to file the final Pre-Construction Corner Record or Record of Survey with the County Surveyor’s Office. The applicant’s Surveyor is responsible for complying with CBPC Section 8771(c) by resetting permanent monuments or setting witness monuments if any existing monuments could be destroyed, damaged, covered, disturbed, or otherwise obliterated, and filing a Post-Construction Corner Record or Record of Survey with the County Surveyor’s Office.

DOT issuance of an encroachment permit does not absolve the permittee, their contractor(s) or Surveyor from their duty to preserve monuments under CBPC Section 8771(b). Monuments encountered by the permittee, their Surveyor or Contractor(s) in the execution of pre-permit efforts or permitted work shall be preserved.