

**GUNNISON COUNTY SURFACE ALTERATION PERMIT
FOR WORK IN RIGHT-OF-WAY**

Date Permit Received: _____ Construction Completed on or before: _____

Payment: Fee _____ Cash/Check/CC: _____ Financial Security: _____ Check/Bond #: _____

Road Surface: Asphalt Chlorided/Gravel Gravel Native
 Depth of Proposed Trench: 2 Feet 3 Feet 4 Feet 5 Feet 6 Feet

Permission is hereby requested to perform utility construction work within the right-of-way of County Road # _____
 also known as _____

Specific work location: _____

Type of Work: Phone Electric CATV Gas Water/Sewer Other _____

Excavation Equipment Type: Boring Plowing Backhoe Other _____

Comments: _____

**A SKETCH OF THE WORK TO BE DONE MUST ACCOMPANY THIS PERMIT SHOWING LINEAL
FOOTAGE AND LOCATION OF THE PROJECT.**

**NO UTILITY INSTALLATIONS WITHIN COUNTY ROAD RIGHT-OF-WAY WILL BE ALLOWED AFTER
OCTOBER 15 OR BEFORE APRIL 1ST OF ANY YEAR.**

<p><u>TO BE COMPLETED BY GUNNISON COUNTY PUBLIC WORKS DEPT.</u></p> <p><u>Additional requirements of construction/restoration:</u></p> <p><input type="checkbox"/> In accordance with attached typical road cut restoration and backfill sketch <input type="checkbox"/> Traffic Control</p> <p><input type="checkbox"/> Approved traffic control plan required <input type="checkbox"/> Reseeding <input type="checkbox"/> Regrading of shoulders and ditches</p> <p><input type="checkbox"/> Other: _____</p>

READ CAREFULLY

- This permit is granted expressly subject to the conditions, specifications and penalties set forth by the Gunnison County Standard Specifications for New Road and Bridge Construction Requirements.
- All labor and materials shall be furnished by the applicant, contractor, developer, owner, or governmental agency and assumes all responsibility and liability for any and all damages or claims resulting from said installation and hereby agree to pay for any and all repairs that must be made to this portion of the roadway or right-of-way resulting from installation for the life of the utility.
- In the event any changes are made in said roadway or right-of-way in the future that would necessitate the removal or relocation of said installation, the applicant, contractor, developer, owner or governmental agency will do so at their own expense upon written request from Gunnison County.
- That the applicant, contractor, developer, owner or governmental agency represents that it, its employees, agents and subcontractors are covered by workmen's compensation insurance, and that the applicant, contractor, developer, owner or governmental agency indemnify and hold harmless Gunnison County from any and all claims of any nature whatsoever which thereto including costs of suit and attorney's fees incurred by the County should litigation arise from said claims.
- This understanding and agreement will be binding upon your respective heirs, executors, administrators and assigns.
- **A COPY OF THIS PERMIT SHALL BE AVAILABLE AND PRESENTED UPON DEMAND ON THE JOB SITE AT ALL TIMES.**
- Authority for the administration and enforcement of the Utility Construction Permit is derived from the 1973 Colorado Revised Statutes Sections: 37-84-108 through 38-5-101, 42-4-101 through 42-4-513, 42-4-1207, 43-2-111, 43-2-147, 43-5-301, 43-5-3 and 32-1-1006.
- The permittee agrees that permittee shall pay Gunnison County's costs and attorney's fees for enforcement of the requirements of this permit.
- The U.S. Fish and Wildlife Service has determined effective December 22, 2014 threatened species status, under the Endangered Species Act of 1973 as amended, for the Gunnison Sage-grouse. Gunnison County approval of this County permit is not U.S. Fish and Wildlife Service approval of any activity described or authorized by this County permit. Gunnison County is not and does not act as your representative with regard to consultation with the U.S. Fish and Wildlife Service or performance of U. S. Fish and Wildlife Service requirements.

Utility Company

Permit Approved - Gunnison County

Owner/Agent

Date

Address

Final Inspection Approval

Phone

Date

Date

**GUNNISON COUNTY SURFACE ALTERATION PERMIT
(FOR WORK IN RIGHT-OF-WAY)**

APPENDIX A

FEE SCHEDULE

For all types of roads the fee charged will be 5% of the financial security deposit required or \$50.00 minimum, whichever is greatest.

<input type="checkbox"/> 5% of _____		\$ _____
<input type="checkbox"/> Minimum	\$50.00	\$ _____
<input type="checkbox"/> Pole Sets	\$50.00	\$ _____
<input type="checkbox"/> Bores	\$50.00	\$ _____

**APPENDIX B
FINANCIAL SECURITY**

<input type="checkbox"/> Per Linear Foot Boring (#linear feet x \$.50 per)		\$ _____
<input type="checkbox"/> Per Linear Foot Plowing (#linear feet x \$1.00 per)		\$ _____
<input type="checkbox"/> Per Linear Foot Backhoe (#linear feet x \$5.00 per)		\$ _____
<input type="checkbox"/> Pole Sets on gravel or native surface	\$200.00 per set	\$ _____
<input type="checkbox"/> Pole Sets on asphalt or chip seal	\$500.00 per set	\$ _____
<input type="checkbox"/> Per Linear Foot Other (financial security to be determined on a per project basis)		\$ _____

TOTAL (Permit fee + financial security amount): \$ _____

The US Fish and Wildlife provided the following written guidance with regard to development and site disturbance activity within Gunnison sage-grouse designated critical habitat on December 22, 2014:

“Based on the information currently available to us, we do not expect projects falling into the categories below to result in take. Therefore, they would not need any review from us, and your permitting may continue to follow established county procedures:

- Development in areas outside of designated critical habitat (shapefiles available on our website at: <http://www.fws.gov/coloradoES/>), (unless new areas become occupied by Gunnison sage-grouse in the future). This includes the City of Gunnison urban area, which has been excluded from our critical habitat designation because it lacks sage-grouse habitat.
- Building projects falling within the boundaries of a CCAA or Conservation Easement existing prior to the effective listing date of Gunnison sage-grouse that are consistent with the terms of the CCAA or conservation easement.
- Routine repair and maintenance activities to existing buildings and infrastructure, such as the replacement of a roof, septic tank, or shed.
- Minor new structures within existing developed or disturbed areas, such as a new garage, shed, or other outbuildings adjacent to an existing, larger structure.
- Development on private land is unoccupied critical habitat (note an ESA section 7 consultation may be required if there is a Federal permit or funding involved).

Projects not meeting the criteria above should be submitted to our Grand Junction office for review. Submittals should include a description of the proposed project, a description of the habitats proposed to be disturbed, information about nearby Gunnison sage-grouse leks, if known, and a description of existing disturbances in adjacent areas. Maps, aerial photos, and ground photos are helpful in describing the existing conditions of the property proposed to be disturbed and adjacent properties. Electronic submittals can be sent to GrandJunctionES@fws.gov. Paper copies can be mailed to: Ecological Services, 445 W. Gunnison Ave, Suite 240, Grand Junction, CO 81501.

Notes:

- Mr. Kurt Broderdorp is currently the acting supervisor and can be reached at 970-628-7186.”
- Gunnison County provides the above mentioned statement from the USFWS for your reference only.