



**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

	Amount	Receipt #	
Application fee			Standard Plan #
Plan check / inspection			
Extension fees			
Security			
<b>TOTAL FEES PAID</b>			<b>Plan check date:</b>
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?  

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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?  

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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.\***

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\* Property owner signature

Date

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



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

California Business and Professions Code 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.”*

Accordingly, El Dorado County will ensure compliance with California Business and Professions Code Section 8771(b) by requiring every applicant to engage a licensed land surveyor to determine which of the following 2 scenarios best describe the work proposed in the permit application:

1. There are no survey monuments located within the permit application’s work zone; or
2. There are survey monuments located within the permit application’s work zone.

Under scenario 1, the applicant’s licensed land surveyor will complete El Dorado County’s Certificate of Monument Preservation (attached) stating that no monuments were found within project limits and attach the Certificate to the permit application.

Under scenario 2, the applicant’s licensed land surveyor will locate and reference the survey monuments and provide DOT with a preliminary copy of a Pre-Construction Corner Record or Record of Survey before an encroachment permit will be issued. The applicant’s licensed land surveyor will then have 90 days to file the actual Pre-Construction Corner Record or Record of Survey with the El Dorado County Surveyor’s Office. After construction is complete, if any survey monuments have been damaged or destroyed, the applicant’s licensed land surveyor will set new monuments pursuant to California Business and Professions Code Section 8771(c) and file a Post-Construction Corner Record or Record of Survey with the El Dorado County Surveyor’s Office.

If an applicant believes that the work proposed under their application will in no way disturb any existing survey monument, then the applicant may request a waiver from this requirement that will be reviewed by El Dorado County on a case-by-case basis. An example of work for which a waiver might be issued is an instance where no vehicles are parked in unpaved areas of County right-of-way and no work is performed on roads or in unpaved areas of County right-of-way.



EL DORADO COUNTY  
CERTIFICATE OF MONUMENT PRESERVATION

El Dorado County Department of Transportation Encroachment Permit number: \_\_\_\_\_

Utility Company Job Number: \_\_\_\_\_

Encroachment Location:  
(Address/Address Range) \_\_\_\_\_

Improvement Plan Title: \_\_\_\_\_ Plan Set Date: \_\_\_\_\_

I, \_\_\_\_\_, a duly licensed land surveyor or registered civil engineer authorized to perform land surveying in California as specified in Section 8700 of the California Business and Professions Code, do hereby certify that I have performed survey monument preservation as required by Section 8771 of the California Business and Professions Code at the request of my client,

\_\_\_\_\_.

No monuments were found within the work zone of this encroachment permit application.

Monuments are located within the work area and Pre-Construction Corner Record(s) are attached.

No corner monuments were disturbed.

Project has been completed and:

Corner monuments were disturbed.

Post-construction corner record(s) are attached.

This Certificate of Monument Preservation was prepared by me, or under my direct supervision, in conformance with the Professional Land Surveyors' Act on \_\_\_\_\_, 20\_\_.

Signed: \_\_\_\_\_

PLS or RCE number: \_\_\_\_\_

Date: \_\_\_\_\_

Stamp: