

FERRY COUNTY
APPLICATION FOR RIGHT-OF-WAY USE PERMIT

Return to:
Ferry County Engineer
350 East Delaware #8
Republic, WA 99166

PERMIT NUMBER _____

APPROVAL DATE: _____

APPLICANT NAME: _____ APPLICATION DATE: _____

This form is to be completed by the applicant and returned to the County Engineer accompanied by a check in the amount of \$20.00 \$50.00 \$100.00 made payable to the Ferry County Public Works. The County Engineer will return a copy of the completed form to the applicant with the requirement notes.

Applicant: The undersigned hereby applies for a (Check the requested type) Limited Right-of-Way Extended Right-of-Way Trail Temporary Use Permit to use: unimproved, unmaintained County road right-of-way or maintained County road right-of-way, to allow for encroachment upon said County road right-of-way or for access to the following described parcel of property (include the Assessor's Parcel Number):

Applicant: State the proposed use of the above property: For Limited or Extended Right-of-Way permits indicate length of time for permit to be valid:

Applicant: The Permit is being requested to utilize the following described County road right-of-way. Sketch right-of-way being requested for use. Show existing County road being intersected, location of property to be served and length of request. Attach additional sheets as necessary.

Applicant: The applicant certifies that all owners of the property abutting on each side of the right-of-way or the unopened right-of-way have been provided written notification of the permit application. Any objections of such property owners are stated below, along with the manner in which the applicant proposes to resolve said objections:

Applicant: The following three name choices are requested for this road: N/A

1. _____
2. _____
3. _____

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The following conditions are hereby made a part of this permit and are agreed to as a condition of approval of the permit:

1. This permit is not valid to access property for subdivisions, short plats, commercial or industrial use.
2. Emergency vehicles, service vehicles and the general public will not be denied the right to use this right-of-way. Approval of this permit shall not diminish public ownership or grant any exclusive privileges to the permittee.
3. The permittee(s) accept sole responsibility for construction and maintenance of the permitted roadway.
4. The permittee shall obtain all other required permits and approvals including environmental review.
5. The permittee shall be responsible for coordination with adjacent property owners, and relocate or dispose of any affected fences within the right-of-way, as directed by the Engineer.
6. The County Engineer has determined that the permittee (shall, shall not) be required to have the right-of-way surveyed.
7. The County Engineer has determined that the permittee (shall, shall not) be required to deed additional right-of-way to Ferry County.
8. The County Engineer has determined that the permittee (shall, shall not) be required to provide a drainage study of the affected right-of-way.
9. The County Engineer has determined that the permittee (shall, shall not) be required to provide ___ sets of detailed engineering and drainage plans.
10. The County Engineer has determined that a bond for road construction (is, is not) required. The amount of the bond shall be _____.
11. The County Engineer has determined that the permittee (shall, shall not) be required to provide liability insurance in the amount of _____. Ferry County is to be named as an additional insured on the policy.
12. The County Engineer has determined that the following road standards shall apply:

13. The County Engineer has determined that the following signing shall be installed:

14. The County Engineer has determined that the following valuable materials exist on the right-of-way, and shall be disposed in the following manner:

15. The permit applicant (shall, shall not) be required to record a covenant running with the land and for the benefit of the county which contains:
 - A legal description of the lot(s) or parcel(s) to be served by the right-of-way use permit;
 - A statement stating that access to such parcel is across a county right-of-way that is not maintained by the county, that the county is not responsible for maintenance of the right-of-way and that responsibility for maintenance of the road rests jointly and equally with the permit holder or assigns;
 - A statement that the owner of the parcel will not oppose participation in a County Road Improvement District, if formation of such a district is deemed necessary by the County;
 - A prohibition against subdividing such parcel without obtaining either plat or short plat approval therefore, or if exempt from platting, a right-of-way use permit for the additional lots being created;
 - A statement that the right-of-way use permit conditions are binding on the successors and assigns of the owner unless the permit is canceled per terms of this ordinance; and
 - The acknowledged signature(s) of the owner of such parcel(s).
16. The permittee(s) shall assume sole responsibility for the safe and adequate operation and maintenance of any improvements or encroachments to the county right-of-way during the period of time the permit is in effect. For those roads accepted onto the System, Ferry County will assume responsibility for all operation and maintenance following formal establishment proceedings.

REQUIREMENTS
APPROVED BY:

Ferry County Engineer

DATE: _____

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Upon execution of this application by the Ferry County Engineer and acceptance of the requirements by the above named applicant this document shall become the permit. If construction requirements are not completed within ____ year(s) of the approval date, this Right-of-Way Use Permit shall become null and void.

Do not sign until requirements are identified and approved by the County Engineer or designee.

We, the undersigned, agree to the terms set forth herein. We further grant unto the Ferry County Engineer irrevocable power of attorney for the formation of a County Road Improvement District. This Power of Attorney shall be binding upon ourselves, our heirs, successors and assigns. However, the Power of Attorney shall only be enforced when the requirements of application have been met.

Signed this _____ day of _____.

DATE: _____

DATE: _____

STATE OF WASHINGTON,)

)

County of FERRY)

On this date personally appeared before me _____, to me known to be the individual(s) described in and who executed the forgoing instrument, and acknowledged that his / her / they signed the same as his / her / their free and voluntary act for the uses and purposes therein stated.

GIVEN under my hand and official seal this _____ day of _____, 20__.

DATE: _____

Notary Public in and for the State of Washington,

residing at _____

My appointment expires: _____

This permit is not valid for obtaining a mobile home placement permit or building permit until the County Engineer has signed the following statement and this document has been recorded with the Ferry County Auditor.

All requirements of this permit have been met, completed or bonded for completion:

Ferry County Engineer Date _____