

ROAD APPROACH PERMIT REGULATIONS

1. Approved permits cover public right of way under the jurisdiction of the Wasco County Court and are not valid upon any Federal, State or City right of way.
2. Any questions concerning permits or the permit process should be directed to the Wasco County Public Works at (541) 506-2640. Any modification to these permit regulations will require prior approval. Once a permit has been issued, the Public Works must be notified a minimum of 48 hours prior to starting any work within the County right of way. Failure of notification will invalidate the permit.
3. As provided in ORS 758.010 the Public Works Department, acting on behalf of the Wasco County Court, may designate where facilities may be located within the public road right of way, and may order the location of such facilities changed if deemed expedient.
4. If the applicant fails to commence installation of the facility covered by the permit within 90 days from the date the permit is approved, the permit shall be deemed null and void and all privileges thereunder forfeited.
5. Permits may be terminated or suspended when the applicant is found to have obtained a permit through misrepresentation of the facts or when terms of the permit are being violated or public safety is threatened.
6. Hold Harmless Clause – The applicant agrees that their performance under this permit is at their own risk and that they shall indemnify Wasco County, its agents and employees, and hold them harmless from any and all liability for damages, costs, losses and expenses resulting from, arising out of, or in any way connected with this permit, or from the applicant's failure to perform fully hereunder. The applicant further agrees to defend Wasco County, its agents and employees, against all suits, actions or proceedings brought by any third party against them for which the applicant would be liable hereunder.
7. By acceptance of this permit, the applicant shall be responsible for all damages caused by any operations associated with the permit work. All damaged areas shall be restored to an "as good as or better than" condition as existed prior to the permit work, and said responsibility shall survive the suspension or termination of this permit.
8. The applicant agrees that the road approach shall be used only to serve the applicant's property.

9. The applicant agrees to follow Wasco County's design standards during the construction and installation of the proposed road approach, including the installation of a culvert if needed; size and type to be specified by the County. The standards are those entitled "Minimum Design Standards for all Road Approaches", attached to these regulations.
10. The applicant agrees that if it becomes necessary to remove, alter or reconstruct the road approach by reason of the reconstruction or alteration of the County roadway, such action may be undertaken.
11. Road approach permits shall remain in effect until a change in land use occurs. The applicant shall be responsible for the cost of design, installation or construction of additional roadway improvements and traffic control devices at any time in the future when traffic generated by the use for which the approach permit is authorized necessitate such installation in the interest of the public safety.
12. The applicant agrees to bear the entire expense of maintaining the road approach. The applicant is permitted to make minor repairs, such as correction of irregularities in the surfacing of the road approach, provided that any maintenance work does not interfere with or interrupt traffic upon or along the County roadway. No work shall be done and no equipment shall be used by the applicant on the County roadway at any time, unless the applicant has secured specific approval from the County.
13. The applicant hereby authorizes officers, employees, agents, representatives and contractors of the County to enter upon property owned or leased by the applicant for the purposes of inspection of the road approach and for determining conformance with the terms of the permit.
14. The applicant acknowledges that not all roads within the public right of way are the same or maintained to the same level. County roads are public roads under the jurisdiction of the county and have been designated as a county road by the county governing body. Local access roads are also public roads, but they have not been designated as a county road. If the applicant's proposed road approach abuts upon a "local access road", then the adjoining landowners are responsible for maintenance of the local access road. If the applicants proposed road approach abuts upon a "county road", then that county road will receive a certain level of service, depending upon its classification.
15. Upon completion of the work, the applicant shall notify the Wasco County Public Works for final "as built" approval. This inspection is required and failure to obtain this final approval will invalidate the permit.