

MARIPOSA COUNTY

Technical Services • (209) 966-8029



RESOLUTION - ACTION REQUESTED 2013-281

MEETING: July 9, 2013
TO: The Board of Supervisors
FROM: Rick Peresan, Technical Services Director
RE: Labor Day Fair Parade

RECOMMENDATION AND JUSTIFICATION:

Declare the August 31, 2013 Labor Day Fair Parade a County sponsored event, approve issuance of a County insurance certificate to Caltrans, approve the application for a Caltrans Encroachment Permit in support of closing Highway 140 between Highway 49 N and Highway 49 S, on Saturday August 31, 2013 from 10:50 AM - 12:30 PM, and authorize the Chair to sign the attached letter documenting the Board's support and approval.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

The Board has always supported the Labor Day Parade.

ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

Caltrans will likely deny the encroachment permit application and endanger the traditional parade.

ATTACHMENTS:

CalTrans Encroachment Permit (PDF)
2013 CHP letter (PDF)
Parade Map (PDF)
2013 Parade Public Works Encroachment Permit (PDF)
2013 Labor Day Parade Caltrans Letter (PDF)

CAO RECOMMENDATION

Requested Action Recommended


Rick Benson, County Administrator

Resolution - Action Requested 2013-281

RESULT: ADOPTED BY CONSENT VOTE [UNANIMOUS]

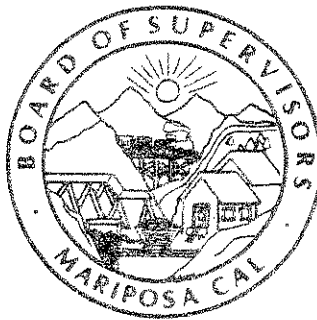
MOVER: Janet Bibby, District III Supervisor

SECONDER: Merlin Jones, District II Supervisor

AYES: Stetson, Jones, Bibby, Cann, Carrier

Mariposa County Board of Supervisors

District 1 LEE STETSON
District 2 MERLIN JONES
District 3 JANET BIBBY
District 4 KEVIN CANN
District 5 JOHN CARRIER



RICHARD J. BENSON
County Administrative Officer

RENÉ LAROCHE
Clerk of the Board

P. O. Box 784
Mariposa, CA 95338
(209) 966-3222
(800) 736-1252

Fax (209) 966-5147
www.mariposacounty.org/board

July 9, 2013

Mr. Bob Gill
Department of Transportation District 10
PO Box 2048
Stockton California 95201

Dear Mr. Gill,

On July 9, 2013, the Mariposa County Board of Supervisors adopted a Resolution approving the detour of traffic from state routes to Mariposa County roadways on August 31, 2013 for the duration of the "Labor Day Fair Parade" that is sponsored by Mariposa County and the Mariposa Lions Club.

Mariposa County agrees to hold Cal Trans and the State of California harmless for any damages to county roadways as a result of the detour.

Thank you for your consideration in this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Lee Stetson".

Lee Stetson
Chair, Mariposa County Board of Supervisors

cc: Board of Supervisors

STANDARD ENCROACHMENT PERMIT APPLICATION

TR-0100 (REV. 07/2007)

Permission is requested to encroach on the State Highway right-of-way as follows:
 (Complete all BOXES [write N/A if not applicable] Please print single sided)
 This application is not complete until all requirements have been approved.

FOR CALTRANS USE					
PERMIT NO.					
DIST/CO/RTE/PM					
SIMPLEX STAMP					
DATE OF SIMPLEX STAMP					
1. COUNTY Mariposa County		2. ROUTE 140		3. POSTMILE	
4. ADDRESS OR STREET NAME 5100 Bullion St			5. CITY Mariposa		
6. CROSS STREET (Distance and direction from site)			7. PORTION OF RIGHT-OF-WAY Hwy 140		
8. WORK TO BE PERFORMED BY <input checked="" type="checkbox"/> OWN FORCES <input type="checkbox"/> CONTRACTOR			9. EST. START DATE August 31, 2013		10. EST. COMPLETION DATE August 31, 2013
11. EXCAVATION	MAX. DEPTH	AVG. DEPTH	AVG. WIDTH	LENGTH	SURFACE TYPE
12. EST. COST IN STATE HIGHWAY RIGHT-OF-WAY				FUNDING SOURCE(S) <input type="checkbox"/> FEDERAL <input type="checkbox"/> STATE <input type="checkbox"/> LOCAL <input type="checkbox"/> PRIVATE	
13. PIPES	PRODUCT TYPE		DIAMETER	VOLTAGE / PSIG	14. CALTRANS PROJECT E.A. NUMBER
15. <input type="checkbox"/> Double Permit Parent Permit Number _____ Applicant's Reference Number / Utility Work Order Number _____					

16. Have your plans been reviewed by another Caltrans branch? NO YES (If "YES") Who? _____

17. Completely describe work to be done within STATE highway right-of-way :

Attach 6 complete sets of FOLDED plans (folded 8.5" x 11"), and any applicable specifications, calculations, maps, etc.
 All dimensions shall be in U.S. Customary (English) Units.

Detour Traffic on Hwy 140 between Hwy 49 North and Hwy 49 South in the Town of Mariposa on August 31st, 2013, 10:50 am - 12:30 pm for the annual Labor Day Fair Parade

18. Is a city, county, or other agency involved in the approval of this project?

YES (If "YES", check type of project and attach environmental documentation and conditions of approval.)

COMMERCIAL DEVELOPMENT BUILDING GRADING OTHER _____

CATEGORICALLY EXEMPT NEGATIVE DECLARATION ENVIRONMENTAL IMPACT REPORT OTHER _____

NO (If "NO", please check the category below which best describes the project, and complete page 4 of this application.)

DRIVEWAY OR ROAD APPROACH, RECONSTRUCTION, MAINTENANCE, OR RESURFACING

FENCE

PUBLIC UTILITY MODIFICATIONS, EXTENSIONS, HOOKUPS

MAILBOX

FLAGS, SIGNS, BANNERS, DECORATIONS, PARADES AND CELEBRATIONS

EROSION CONTROL

OTHER _____

LANDSCAPING

19. Will this project cause a substantial change in the significance of a historical resource (45 years or older), or cultural resource? YES NO
 (If "YES", provide a description)

20. Is this project on an existing highway or street where the activity involves removal of a scenic resource including a significant tree or stand of trees, a rock outcropping or a historic building? YES NO (If "YES", provide a description)

21. Is work being done on applicant's property? YES NO (If "YES", attach site and grading plans.)

ADA NOTICE: For individuals with sensory disabilities, this document is available in alternate formats. For information call (916) 654-6410 or TDD (916) 654-3880 or write to Records and Forms Management, 1120 N Street, MS-89, Sacramento, CA 95814

STATE OF CALIFORNIA • DEPARTMENT OF TRANSPORTATION
STANDARD ENCROACHMENT PERMIT APPLICATION
 TR-0100 (REV. 07/2007)

PERMIT NO. _____

22. Will this proposed project require the disturbance of soil? YES NO
 If "YES", estimate the area within State Highway right-of-way in square feet AND acres: _____ (ft²) AND _____ (acres)
 estimate the area outside of State Highway right-of-way in square feet AND acres: _____ (ft²) AND _____ (acres)

23. Will this proposed project require dewatering? YES NO
 If "YES", estimate total gallons AND gallons/month. _____ (gallons) AND _____ (gallons/month)
 SOURCE*: STORM WATER NON-STORM WATER
 (*See Caltrans SWMP for definitions of non-storm water discharge: <http://www.dot.ca.gov/hq/env/stormwater/index.htm>)

24. How will any storm water or ground water be disposed of from within or near the limits of this proposed project?
 Storm Drain System Combined Sewer / Storm System Storm Water Retention Basin
 Other(explain): _____

PLEASE READ THE FOLLOWING CLAUSES PRIOR TO SIGNING THIS ENCROACHMENT PERMIT APPLICATION.

The applicant, understands and herein agrees to that an encroachment permit can be denied, and/or a bond required for non-payment of prior or present encroachment permit fees. Encroachment Permit fees may still be due when an application is withdrawn or denied, and that a denial may be appealed, in accordance with the California Streets and Highways Code, Section 671.5. All work shall be done in accordance with Caltrans rules and regulations subject to inspection and approval.

The applicant, understands and herein agrees to the general provisions, special provisions and conditions of the encroachment permit, and to indemnify and hold harmless the State, its officers, directors, agents, employees and each of them (Indemnitees) from and against any and all claims, demands, causes of action, damages, costs, expenses, actual attorneys' fees, judgments, losses and liabilities of every kind and nature whatsoever (Claims) arising out of or in connection with the issuance and/or use of this encroachment permit and the placement and subsequent operation and maintenance of said encroachment for: 1) bodily injury and/or death to persons including but not limited to the Applicant, the State and its officers, directors, agents and employees, the Indemnities, and the public; and 2) damage to property of anyone. Except as provided by law, the indemnification provisions stated above shall apply regardless of the existence or degree of fault of Indemnities. The Applicant, however, shall not be obligated to indemnify Indemnities for Claims arising from the sole negligence and willful misconduct of State, its officers, directors, agents or employees.

DISCHARGES OF STORM WATER AND NON-STORM WATER: Work within State Highway right-of-way shall be conducted in compliance with all applicable requirements of the National Pollutant Discharge Elimination System (NPDES) permit issued to the Department of Transportation (Department), to govern the discharge of storm water and non-storm water from its properties. Work shall also be in compliance with all other applicable Federal, State and Local laws and regulations, and with the Department's Encroachment Permits Manual and encroachment permit. Compliance with the Departments NPDES permit requires amongst other things, the preparation and submission of a Storm Water Pollution Protection Plan (SWPPP), or a Water Pollution Control Program (WPCP), and the approval of same by the appropriate reviewing authority prior to the start of any work. Information on the requirements may also be reviewed on the Department's Construction Website at: <http://www.dot.ca.gov/hq/construc/stormwater>

25. NAME of APPLICANT or ORGANIZATION (Print or Type) E-MAIL ADDRESS
 Mariposa County rperesan@mariposacounty.org

ADDRESS of APPLICANT or ORGANIZATION WHERE PERMIT IS TO BE MAILED (Include City and Zip Code)
 PO Box 784

PHONE NUMBER FAX NUMBER
 209 966 3222

26. NAME of AUTHORIZED AGENT / ENGINEER (Print or Type) IS LETTER OF AUTHORIZATION ATTACHED? E-MAIL ADDRESS
 Lee Stetson YES NO lstetson@mariposacounty.org

ADDRESS of AUTHORIZED AGENT / ENGINEER (Include City and Zip Code)
 PO Box 784, 5100 Bullion Street Mariposa CA 95338

PHONE NUMBER FAX NUMBER
 209 966 3222

27. SIGNATURE of APPLICANT or AUTHORIZED AGENT 28. PRINT OR TYPE NAME 29. TITLE 30. DATE
 Lee Stetson Board Chair 6/25/13

PERMIT NO. _____
WORK ORDER/REFERENCE NUMBER _____

FEE CALCULATION -- FOR CALTRANS USE					
<input type="checkbox"/> CASH <input type="checkbox"/> CREDIT CARD NAME ON CARD _____ PHONE NUMBER _____ <input type="checkbox"/> CHECK NUMBER _____ NAME ON CHECK _____ PHONE NUMBER _____ <input type="checkbox"/> EXEMPT <input type="checkbox"/> PROJECT EA _____ <input type="checkbox"/> DEFERRED BILLING (Utility)					
CALCULATED BY	(1)		(2)		
REVIEW	1. FEE / DEPOSIT	DATE	2. FEE / DEPOSIT	DATE	TOTAL FEE / DEPOSIT
1. _____ HOURS @ \$ _____ *	\$ _____		\$ _____		\$ _____
2. _____ HOURS @ \$ _____ *			\$ _____		\$ _____
INSPECTION	1. FEE / DEPOSIT	DATE	2. FEE / DEPOSIT	DATE	TOTAL FEE / DEPOSIT
1. _____ HOURS @ \$ _____ *	\$ _____		\$ _____		\$ _____
2. _____ HOURS @ \$ _____ *			\$ _____		\$ _____
FIELDWORK					
_____ HOURS @ \$ _____ *	\$ _____		\$ _____		\$ _____
EQUIPMENT & MATERIALS	DEPOSIT	DATE	DEPOSIT	DATE	DEPOSIT
	\$ _____		\$ _____		\$ _____
CASH DEPOSIT IN LIEU OF BOND	\$ _____		\$ _____		\$ _____
TOTAL COLLECTED	\$ _____		\$ _____		
CASHIER'S INITIALS	_____		_____		\$ _____
* The current hourly rate is set annually by Headquarters Accounting. District Office staff do not have authority to modify this rate.					
PERFORMANCE BOND	<input type="checkbox"/>	DATE			AMOUNT \$
PAYMENT BOND	<input type="checkbox"/>	DATE			AMOUNT \$
LIABILITY INSURANCE REQUIRED?		<input type="checkbox"/> YES <input type="checkbox"/> NO			AMOUNT \$

INSTRUCTIONS
for completing page 4

This page needs to be completed when the proposed project DOES NOT involve a City, County or other public agency.

Your answers to these questions will assist departmental staff in identifying any physical, biological, social or economic resources that may be affected by your proposed project within the State highway right-of-way. And, to determine which type of environmental studies may be required to approve your application for an encroachment permit.

It is the applicant's responsibility for the production of all required environmental documentation and supporting studies, in some cases this may be costly and time-consuming. If possible, attach photographs of the location of the proposed project.

Please answer these questions to the best of your ability. Provide a description of any "YES" answers (type, name, number, etc.)

1. Will any existing vegetation and/or landscaping within the highway right-of-way be disturbed?

No

2. Are there waterways (e.g. river, creek, pond, natural pool or dry streambed) adjacent to or within the limits of the project or highway right-of-way?

No

3. Is the proposed project located within five miles of the coast line?

No

4. Will the proposed project generate construction noise levels greater than 86 dBA (e.g. jack-hammering, pile driving)?

No

5. Will the proposed project incorporate land from a public park, recreation area or wildlife refuge open to the public?

No

6. Are there any recreational trails or paths within the limits of the proposed project or highway right-of-way?

No

7. Will the proposed project impact any structures, buildings, rail lines, or bridges within highway right-of-way?

No

8. Will the proposed project impact access to any businesses or residences?

No

9. Will the proposed project impact any existing public utilities or public services?

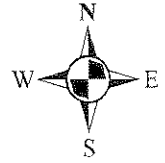
No

10. Will the proposed project impact existing pedestrian facilities, such as sidewalks, crosswalks, or overcrossings?

No

11. Will new lighting be constructed within or adjacent to highway right-of-way?

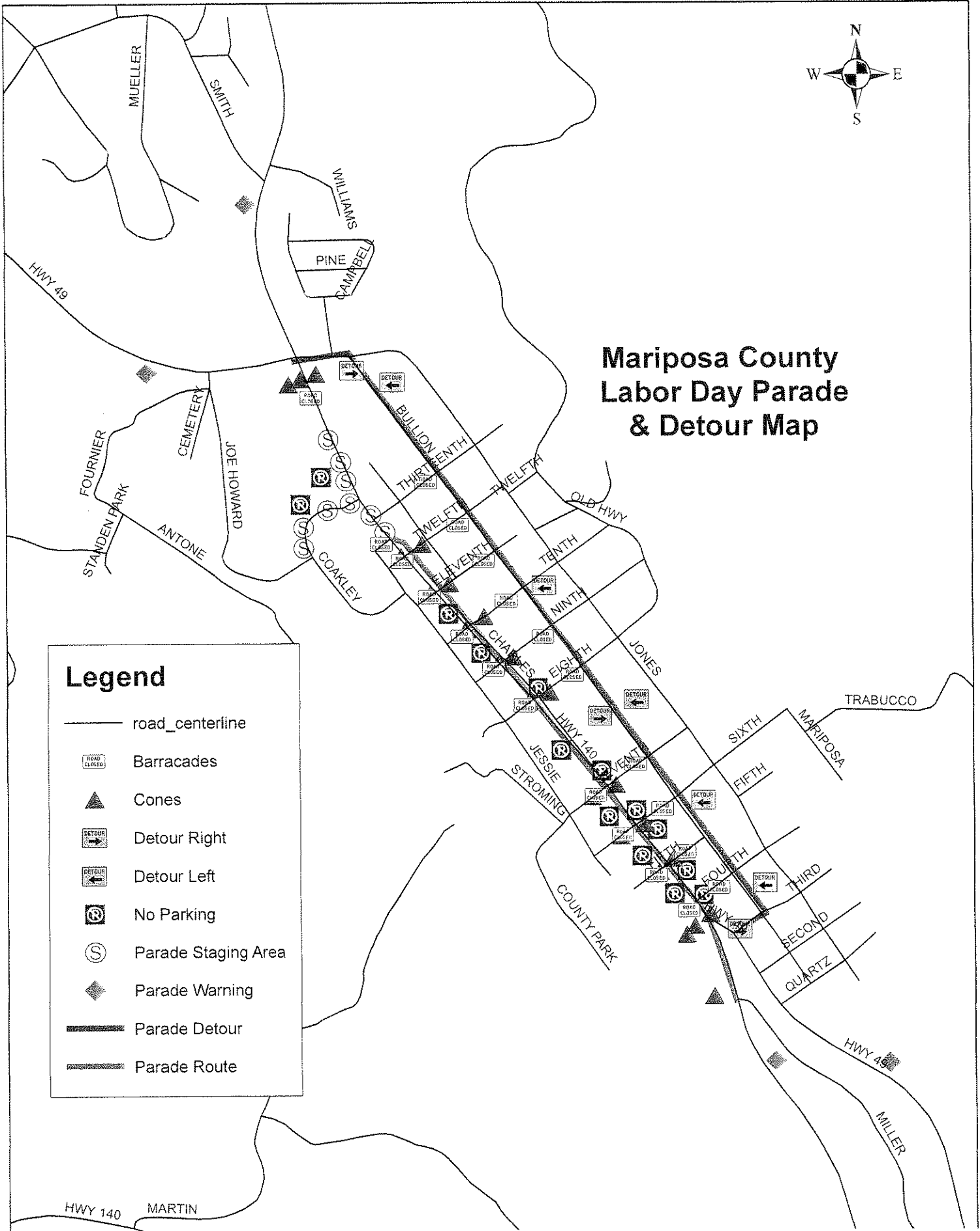
No



Mariposa County Labor Day Parade & Detour Map

Legend

- road_centerline
- Barricades
- Cones
- Detour Right
- Detour Left
- No Parking
- Parade Staging Area
- Parade Warning
- Parade Detour
- Parade Route



MARIPOSA COUNTY
APPLICATION FOR ENCROACHMENT PERMIT

TO: PUBLIC WORKS DEPARTMENT
4639 BEN HUR ROAD
MARIPOSA, CA 95338

DATE: 6/25/13

BUILDING PERMIT: _____

GENTLEMEN:

THE UNDERSIGNED HEREBY APPLIES FOR PERMISSION TO EXCAVATE, CONSTRUCT, AND/OR OTHERWISE ENCROACH ON A COUNTY RIGHT-OF-WAY ON BULLION ST ROAD AND AGREES TO DO THE WORK IN ACCORDANCE WITH COUNTY RULES AND REGULATIONS AND SUBJECT TO COUNTY INSPECTION AND APPROVAL, BY PERFORMING THE FOLLOWING WORK: (PLEASE FILL IN ALL BLANKS THAT APPLY).

- | | |
|--|--|
| 1. <input type="checkbox"/> DRIVEWAY | 2. <input type="checkbox"/> NEW BUILDING/HOME |
| <input checked="" type="checkbox"/> ROAD CROSSING | <input type="checkbox"/> REMODEL EXISTING |
| <input type="checkbox"/> WATER PIPE, CULVERT, ETC. | <input type="checkbox"/> OTHER (EXPLAIN BELOW) |
| <input type="checkbox"/> LDA ROAD | |

Establish detour on Bullion in support of Hwy 140 road closure for the annual Labor Day Fair Parade on August 31, 2013 from 11 AM to 12:30 PM

- DRIVING INSTRUCTION FROM A KNOWN LANDMARK TO LOCATION OF ENCROACHMENT, I.E., INTERSECTION OF COUNTY ROADS, STATE HIGHWAYS OR TOWN, ETC.
- ATTACH MAP SHOWING LOCATION AND SKETCHES SHOWING WHAT IS TO BE DONE, SHOW LOCATION OF THE STAKE MARKING PROPOSED ENCROACHMENT OR WORK TO BE DONE.
- ASSESSOR'S PARCEL NUMBER: _____
- ADDRESS OF PARCEL: _____

APPLICANT IS **REQUIRED** TO STAKE THE ENCROACHMENT LOCATION WITH THE **PINK CARD** PROVIDED.

NO PERMIT WILL BE ISSUED UNTIL POSTING HAS BEEN COMPLETED AND APPROPRIATE FEES HAVE BEEN COLLECTED.

WORK WILL NOT BE STARTED UNTIL AN ENCROACHMENT PERMIT HAS BEEN ISSUED BY THE DEPARTMENT OF PUBLIC WORKS.

PERMIT NO. _____

Rick Peresan (Lions Club)_____
OWNERS NAME (Please print)

DATE ISSUED _____


SIGNATURE OF OWNER/APPLICANT

INSPECTED BY _____

PO Box 801 _____
OWNERS MAILING ADDRESS

DATE APPROVED _____

Mariposa CA 95338
CITY STATE ZIP
209 966 8029 _____

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL

Mariposa CHP Area
5264 Highway 49 North
Mariposa, CA 95338
(209) 966-3656



June 13, 2013

File No.: File No.:455.13163.A13242.Lionsclub

Mariposa County Board of Supervisors
P.O. Box 276
Mariposa, CA 95338

Dear Board Members:

The Mariposa office of the California Highway Patrol has received and reviewed an application from the Mariposa Lions Club for a Labor Day Parade in downtown Mariposa. This event is scheduled for August 31, 2013. We ask that while the event is being held, the responsible individual(s) requesting approval, ensure adequate parking areas are available to both event personnel and attendees to prevent any vehicles from parking or interfacing with traffic on SR 140. In the event more vehicles arrive than anticipated, the responsible individual(s) are asked to immediately notify the CHP at (209) 356-2900.

We appreciate you allowing us the opportunity to respond to the potential concerns we foresee. In the event there is any problems obtaining Cal Trans encroachment permit please contact us. If there is any additional assistance which can be provided by the California Highway Patrol, please contact Sergeant Sam Arrington at (209) 966-3656.

Sincerely,

A handwritten signature in black ink, appearing to read "D. M. Troxell" with a stylized flourish at the end.

D. M. Troxell, Lieutenant
Commander
Mariposa Area

