



Department of Public Works

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Director

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ROADSIDE VEGETATION CONTROL AGREEMENT

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SURVEYING
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Warren Smith, L.S.
209.533.5626

Please check one: New Request: _____ Renewal: _____ End the "No Spray" Agreement: _____

Property Owners Name: _____ Applicant Name (if not owner): _____

Property Address: _____
(Street) (City) (Zip)

Owner/Applicant Mailing address: _____
(Street) (City) (Zip)

Phone: (____) _____ Email: _____

Explanation/reason owner/applicant requests "No Spraying": _____

The Department of Public Works hereinafter referred to as the DPW, and owner/applicant hereby enter in to the following agreement:

The owner/applicant agrees to control vegetation along all the roadsides adjacent to the legal land descriptions listed above. Owner/applicant shall post "NO SPRAY START" and "NO SPRAY END" signs at the beginning and end of the designation area in an orientation facing oncoming traffic. The vegetation control implemented by the applicant shall limit growth to no more than 6 inches in height and shall not till the soil. Vegetation control shall not impact safe use of the road by others. If the owner/applicant fails to maintain vegetation control, DPW reserves the right, after reasonable attempts to notify the owner/applicant, to nullify this agreement and perform vegetation control measures, including spraying. The owner/applicant shall indemnify and hold harmless the County of Tuolumne, and the Department of Public Works, its employees and agents of all claims, demands, actions and requests whatsoever that may arise directly or indirectly from the carrying out of this agreement.

In consideration of the foregoing, the DPW agrees to use reasonable efforts to not use chemical vegetation control methods in the rights-of-way adjacent to the property described above. "Toxic/Noxious/Invasive" weeds, as identified by the County Agricultural Commissioner, are exempt from this Agreement and are subject to eradication upon identification.

This agreement does not cover brush and/or tree control that remains the responsibility of the DPW. The trees or brush will be removed by mechanical means by the County when scheduled and the applicant will be responsible to address re-growth, as part of this agreement.

This agreement expires two (2) years from the date signed and approved by the DPW Representative.

Signed: _____ Date: _____ Signed: _____ Date: _____
Owner/Applicant DPW Representative

FOR OFFICE USE ONLY	
APN: _____	
Completed agreement sent to applicant: _____	_____
Date	DPW Staff

Tuolumne County Department of Public Works - Roads Division

Right-of-Way Vegetation/Weed Control

The Department of Public Works maintains approximately 600 miles of public roads including actively managing for vegetation control using chemical means. The Department of Public Works goals for vegetation control are to:

- 1) Maintain safe sight distances for drivers, pedestrians, and cyclists;
- 2) Prevent vegetation encroachment that infringes on safe use of the roadway;
- 3) Maintain proper drainage and minimize erosion; and,
- 4) Maintain the structural integrity of the roadway.

Additional benefits include fire hazard reduction and invasive species spread prevention.

The Department of Public Works uses chemical weed control as opposed to manual control as it minimizes the disturbance of the soil adjacent to the roadway, which significantly reduces erosion. In addition, it is more effective, less expensive, and safer than manual methods of vegetation control.

Summary of Tuolumne County Department of Public Works Procedures:

1. The Department of Public Works employs staff who have received pesticide training and have obtained their herbicide applicators licenses through the State of California with either a Qualified Applicator License (QAL) or a Qualified Applicator Certificate (QAC).
2. The Department of Public Works is required to register with the Agricultural Commissioner to obtain an Operator Identification Number which permits them to handle non-restricted pesticide materials.
3. The applicators are trained on a continual basis throughout the year and are required to be re-certified every other year.
4. All spraying is performed by a certified applicator. Spraying is not performed on days the certified applicator is absent.
5. The area to be sprayed is an approximately 4-foot wide strip along the edge of designated County maintained roads. This width may vary when conditions dictate.
6. Contact, pre-emergent, and post-emergent herbicides are applied depending on the terrain, location, vegetation, sensitive site, times of year, and other factors. Generally, pre-emergent will be applied in the fall (October to December depending on anticipated weather conditions) and post-emergent will be applied as spot treatment in the spring. These timeframes may vary if conditions warrant.
7. The herbicides are applied by the County using appropriate equipment, application methods, and rates. This may include a spray truck with boom mounted spray bars or backpack sprayers as dictated by acreage, topography, or type of vegetation.
8. Spot spraying is performed with hand-held devices, backpacks, or the spray gun attached to the spray truck.
9. Daily records are kept at the Department of Public Works documenting the name and quantity of herbicide applied, the location of the spraying, and the number of shoulder miles sprayed per day.
10. Monthly Pesticide Use Reports are submitted to the Agricultural Commissioner on the amount and type of chemicals used.

Roadside Vegetation Control (“No Spray”) Agreement request form:

On occasion, requests are received from local property owners to establish a "no-spray" zone on road frontage bordering their property. The Department of Public Works will typically accommodate such requests if the property owner agrees to be responsible for handling the vegetation/weed control.

- Landowners may submit a Roadside Vegetation Control (No Spray) Agreement form to the Tuolumne County Department of Public Works.
- The agreement will specify that vegetation is to be maintained to a height no more than 6 inches and be done in a manner that does not till the soil.
- Landowners are required to post “NO SPRAY START” and “NO SPRAY END” signs such that they are clearly visible to approaching spray crews.
- The Roadside Vegetation Control (No Spray) Agreement covers only the County’s chemical spray program and does not address other road maintenance including brush and/or tree control or grading that remains the responsibility of the Tuolumne County Department of Public Works – Roads Division.
- The Roadside Vegetation Control (No Spray) Agreement expires two (2) years from the date signed.
- If vegetation and noxious weeds are not maintained by the landowners, the Roadside Vegetation Control (No Spray) Agreement will be voided and the Department of Public Works will use chemical methods as necessary.