

## RESOLUTION NO. 2012 - 03

### SHERIDAN COUNTY RIGHT-OF-WAY ENCROACHMENT APPLICATION AND PERMIT POLICY

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**WHEREAS**, Montana Statutes 7-14-2101 and 7-14-2102, MCA give general powers to the Board of County Commissioners to do whatever may be necessary for the best interest of the county roads; and

**WHEREAS**, the County incurs additional costs at the taxpayers expense whenever inspecting, reviewing or repairing construction work within the county right-of-way; and

**WHEREAS**, public health, safety and general welfare of Sheridan County will be better served if there is a permit system required to allow for review of permit applications with plans and specifications for construction work within the county right-of-way, proof of insurance and a financial guarantee in the amount required to cover the estimated cost to repair construction work affecting county roads and associated facilities provided by the applicant;

**NOW THEREFORE, BE IT RESOLVED**, that a permit is required for construction work within county right-of-way. A complete application form must be submitted for review and will be processed in accordance with the approved policy on permit requirements for construction work in county right-of-way. This includes requirements for the applicant to provide proof of insurance and financial guarantee.

**BE IT FURTHER RESOLVED**, that a fee schedule with a minimum inspection fee of \$35.00 is hereby adopted.

**PASSED AND ADOPTED** by the Board of County Commissioners of Sheridan County, Montana this 11th day of April, 2012.


#### SHERIDAN COUNTY BOARD OF COMMISSIONERS

  
WILLIAM "BILL" NYBY, Chairman

  
ROBERT NIKOLAISEN

  
GERALD KOHLER

ATTEST:

  
JUNE A. JOHNSON  
Clerk & Recorder