

**Pan-Ark Estates Metropolitan District
Lake County, Colorado**

CONSTRUCTION ACTIVITY AND ROAD PERMIT

Applicant/Contractor: _____ **Date** _____

Contact: _____

Phone # _____

Address: _____ **Property Address:** _____

CO State Business License: _____ **Property Owner(s):** _____

Expires: _____

Description of work (describing all driveways, culverts, or work to be completed): _____

[attach engineering plans and specifications for any portion of work having any impact, whether permanent or temporary, on the Pan-Ark roads to be approved by the District]

Vehicles/Machines to be used in construction activities:

Make	Model	Vehicle License Number
1		
2		
3		
4		

Number of Truck Trips Planned

Truck-trips defined as the number of trips taken for a loader, dump truck, trailer hauling heavy equipment, concrete trucks, etc. on any Pan-Ark road directly attached to a County Road leading into Pan-Ark such as Quartz Drive, Ridge Road, Pan Ark Drive, Peak View Drive, Sequoia Drive, Gold Drive and Silver Drive.

All Applicants/Contractors will be required to submit a cash deposit or performance bond of \$5,000 prior to approval of a Road Construction Permit. The deposit will be used by the District only to offset damages to roads, ditches, culverts, or other related infrastructure caused by the Applicant/Contractor's construction activity. Following completion of construction activities, the Applicant/Contractor must notify the District that work is complete, provide evidence (photos taken before and after construction activities) demonstrating completion of all excavation, mitigation, cleanup, and restoration work, and provide proof that a certificate of occupancy has been issued (if applicable). Within 15-days of its receipt of such notice of completion, the District will return any unused portion of the cash deposit to Applicant/Contractor (or release the performance bond, if applicable) or notify the Applicant/Contractor that additional work is required to cleanup, restore, or repair damage to roads or associated improvements. Any additional expenses incurred by the District will be charged to the Applicant/Contractor and/or Property Owner and must be paid within thirty-days of receipt. If still unpaid, the District reserves the right to assess and record a lien against the Property named in the permit and collect any unpaid amount, plus all costs and attorney fees incurred by the District associated with the collection of delinquent payment.

By submittal of this Road Construction Permit and signing below, Applicant/Contractor warrants, represents, acknowledges, and agrees to the following:

1. This Permit automatically expires one-year from date of approval unless further authorization is obtained from the District to extend the Permit or an additional Permit is issued.
2. The Applicant/Contractor is familiar with and will, at all times, abide by the Pan-Ark Estates Metropolitan District Road Regulations, subject to modification from time to time at the discretion of the District’s Board of Directors.
3. The Applicant/Contractor will maintain General Liability Insurance in a minimum amount of \$2,000,000 and other insurance as is required by the Road Regulations.
4. The Applicant/Contractor will coordinate all utility and other work within the Pan-Ark roads, roadways and all District rights-of-way with the District’s Operations Manager and other utilities, specifically including Mount Elbert Water Association (“MEWA”).
5. Failure by the Applicant/Contractor to comply with any of the terms and conditions of this Permit or of the Road Regulations may subject this Permit to suspension or cancellation, at the sole discretion of the District, in addition to any other remedies available to the District at law or in equity;
6. By signing this Road Construction Permit, the undersigned represents that he or she has the legal authority to sign for and bind the Applicant/Contractor, and that he or she has read, understands, and accepts all the included conditions.

APPLICANT/CONTRACTOR:

By: _____

Name: _____

Permit acknowledged by signature of the Property Owner(s) who Applicant/Contractor is completing construction activities on behalf of and which directly benefit the Property described herein.

PROPERTY OWNER(S)

By: _____

By: _____

Name: _____

Name: _____

DISTRICT USE ONLY – DO NOT FILL-IN BELOW THIS LINE

Deposit/Bond Received: yes / no

Certificate of Insurance received: yes / no

Dust mitigation required: yes / no
(more than 10 truck trips)

Other Permit Conditions: yes / no
(if yes, attach additional permit conditions)

Permit approved as of the date of signature by authorized Board Member of the Pan-Ark Estates Metropolitan District. This Permit authorizes Applicant/Contractor to conduct only those construction activities approved and authorized by this Permit on, over, and across the Pan-Ark roads.

PAN-ARK ESTATES METROPOLITAN DISTRICT

By: _____

Board Member

Date: _____