



*GENERAL TERMS AND CONDITIONS for*  
**EROSION CONTROL PERMIT**  
**STAND ALONE**

1. This permit is issued by the City and is subject to Happy Valley Municipal Code Chapters 15.20.030 *Erosion Prohibited*, the City's *Engineering Design and Standard Details Manual*, the construction plans and the terms and conditions contained herein and/or attached hereto, as accepted and approved by Applicant.
2. This permit is intended to cover projects which do not require a Site Development Permit, but require erosion control measures per the municipal code.
3. As used in this permit:
  - "Applicant" means property owner.
  - "Owner" is any person, agent, firm or corporation having a legal or equitable interest in the property which is being affected by the permitted activity.
  - "City" means the City of Happy Valley.
  - "Design Manual" means the City of Happy Valley *Engineering Design and Standard Details Manual*.
4. Availability of Permit - A copy of the permit including a Certificate of Insurance, approved construction plans, details and amendments shall be readily available and on site at all times. All work shall conform to special terms and conditions of this permit, the approved permit plans, approved plan amendment (if applicable), to the City's standards and specifications and to these General Conditions.
5. Bonding & Insurance - Unless waived, the applicant shall provide proof of insurance and bonds as required by HVMC 12.04.100, 12.05.150 and/or 16.50.080. The City of Happy Valley, its councilors, officers, agents, and employees shall be named additional insured using the appropriate endorsement. Owner/Applicant and Contractor's insurance shall be primary and noncontributory coverage.
6. Liability and Injury - The Applicant shall be responsible and liable for all accidents, environmental clean-up, damages or injuries to any person or property resulting from the construction, maintenance, repair, operation or use of a facility for which the Applicant may be legally liable. The Applicant shall defend, indemnify and hold the City and its officers, employees, agents and representatives harmless from and against any and all damages, claims, demands, actions, causes of action, costs and expenses of whatsoever nature which they or any of them may sustain by reasons of the acts, conduct or operation of the Applicant, his agents or employees in connection with the construction, maintenance, repair, operation or use of said facility.
7. Permit Expiration – **This permit is valid for 180 days unless otherwise specified.**

**NOTIFICATIONS AND INSPECTIONS**

8. Required Erosion Control Inspections – An approved "initial inspection" is required before undertaking any construction, grading or excavation and an approved "final inspection" is required before the project is accepted or deemed complete. These inspections are to be requested by the Applicant and to be performed by the City Inspector or approved representative.

If an *Engineering Service Agreement for Development* is in place for the permitted activity, additional inspections performed by the Developer's Engineer are also required to be provided to the City per that agreement.
9. Additional Erosion Control Inspections - The City will conduct additional Erosion/Sediment Control Inspections during construction, and/or require the implementation of additional Erosion/Sediment Control Measures if the City deems such measures are necessary. Any site in non-compliance will be re-inspected. Re-inspection fees may be charged on those sites that fail to take corrective actions in full by the time of the next inspection. A STOP WORK ORDER will be issued on sites that continue to fail to comply with Erosion/Sediment Control Requirements.
10. Wet Weather Measures - Wet weather Erosion/Sediment Control Measures shall be in place and operational prior to the wet weather season between October 1<sup>st</sup> and May 31<sup>st</sup>.

**WORKSITE**

11. Erosion and Site Condition – The spreading of debris or mud upon any street is strictly prohibited. The work area and approach roads shall be maintained in a clean condition, free from obstructions or other hazards. The street shall be cleaned of all dirt and debris at the end of each workday, or more frequently as determined by the city. Cleaning of streets shall be with broom or vacuum at Applicant's expense. **No washing of materials into the public storm system is allowed.** Failure to comply to this condition shall be cause for immediate cancellation of the permit or the issuance of a STOP WORK order.
12. Site Access - The Applicant shall give the City unconditional and absolute permission to enter the permitted property at any time to conduct inspections of any and all work being done and understands that if inspectors are refused access, the City may immediately revoke this Permit without any further notice and without any hearing prior to revocation. The Applicant also understands that any refusal to allow entry or access under this Permit constitutes a violation of the City of Happy Valley Code.
13. Construction Hours - Construction hours are from **7:00 a.m. to 6:00 p.m. Monday through Friday, and 8:00 a.m. to 5:00 p.m. Saturday and Sunday.** *NOTE: In road work hours for locations near schools may be have additional restrictions.* The following activities are NOT allowed on Sundays and Holidays: site clearing, earth moving, installation or construction of underground utilities, paving of streets or sidewalks, foundation framing and pouring, and structural framing.
14. Restoration - Upon completion of the work, disturbed landscaped areas shall be restored or replaced to equal or better than pre-construction conditions.

#### **TESTING AND REPORTING**

15. Daily Inspection Reports - Applicant shall submit a Daily Inspection Report on a weekly basis to the City's Inspector.
16. Additional Testing - The City Inspector may, at his/her discretion, require tests and or reports from the Applicant to validate claims of material or construction adequacy/compliance. Such tests/reports shall be provided at the Applicant's expense.