

# Operation and Maintenance Plan Access Road & Stream Crossing

## Project: #2016-02

This agreement made on \_\_\_\_\_ is between the Oneida County Land and Water Conservation Department (LWCD) and \_\_\_\_\_, the landowner(s). As the landowner(s) of the above property, I/we agree if applicable, the following for the next ten (10) years:

1. Maintain the roadway surface in a good condition, which includes periodic grading, filling or repair of the surface to maintain road cross section.
2. Prevent ponding by grading to remove depressions and ruts.
3. If fences are installed, they shall be maintained to prevent unauthorized human or livestock entry.
4. Immediately repair any damage caused by burrowing animals.
5. Inspect culverts, roadside ditches, water-bars, and outlets after major runoff events and remove debris to restore flow capacity as needed.
6. Immediately repair any damage to any earth or gravel fills, culverts or other appurtenances.
7. Inspect roads with water-bars periodically to insure proper cross section is available and outlets are stable
8. Land owner agrees to hold harmless, indemnify and defend County from and against any and all claims, losses, demands, damages, fees, charges, liability and costs of defense (hereinafter "claims, etc." relating in any way to this contract unless said claims, etc. arise solely out of the negligent or willful misconduct of County).
9. Landowner agrees to employ a contractor which has a general liability insurance policy in effect with policy limits of at least one million dollars for personal injury and one million dollars for property damage. Oneida County must be named as an additional insured on said policy. A certificate of insurance must be provided to Committee before work begins. The policy must require a thirty-day cancellation notice. An updated copy of the policy must be provided to Committee any time a change is made to the policy.
10. Landowner agrees to provide a general liability insurance policy in effect with policy limits of at least \$500,000 for personal injury and \$500,000 for property damage. Oneida County must be named as an additional insured on said policy. A certificate of insurance must be provided to Committee before work begins. The policy must require a thirty-day cancellation notice. An updated copy of the policy must be provided to Committee any time a change is made to the policy.

Said insurance must remain in effect until all work is completed and all duties of landowner under this project have been fulfilled.

### Additional Recommendations:

- Vegetative cover should be maintained around the project site after construction ceases.
- Surface erosion will be repaired and seeded as soon as practical.
- Slumping is an indication of soil movement and instability, and should receive immediate attention.
- All debris shall be removed from the culvert after major runoff events to ensure that the capacity of the pipe is maintained.
- All damage to the access road and its components will be repaired immediately to protect the integrity of the system.
- The access road may require grading and additional surface material to maintain a level travel surface free of ruts.
- Maintain the inlet and outlet areas around the pipe, including replacement of dislodged rock and covering exposed fabric with additional rock.

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**Oneida County Land and Water Conservation Department will periodically inspect installed practices.**

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Landowner

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(Date)

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Landowner

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(Date)

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County Conservationist

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(Date)

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Chairman  
(Oneida County Conservation & UWEX Education Committee)

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(Date)