

# ENCROACHMENT PERMIT: TO ENCROACH UPON COUNTY HIGHWAY



# IMPORTANT NOTICE

Section 4216/4217 of the Government Code requires a DigAlert Identification Number (ID) be issued before a "Permit to excavate" will be valid.

For your DigAlert ID Number
Call Underground Service Alert
TOLL FREE 811
Two working days before you dig.

For more information, go to: www.digalert.org

# Applications should be submitted to:

County of San Diego
Planning and Development Services (PDS)
Land Development Counter
5510 Overland Avenue, Suite 110
San Diego, CA 92123

(858) 694-2055 Fax (858) 279-7020

 $\textbf{Email:} \ \underline{\textbf{rowpermitcounter@sdcounty.ca.gov}}$ 

FOR GENERAL INFORMATION ONLY
NOT TO SUPERSEDE THE APPROPRIATE
ORDINANCE

COUNTY OF SAN DIEGO DEPARTMENT OF PUBLIC WORKS

www.sdcounty.ca.gov/dpw

# **ENCROACHMENT PERMIT**

# PERMIT PURPOSE

The County may be held all or partially responsible when a person is injured or property is damaged in the County road Right-of -Way

## DEFINITION

An encroachment means any tower, pole, pipeline, private pipe, private pipeline, nonstandard driveway, private road, fence, billboard, stand or building, or any structure or object of any kind or character, which is placed in, under or over any portion of the highway

# PERMIT REQUIRED

A written Encroachment Permit is required prior to placing, changing or reviewing an Encroachment in, under or over any portion of the County Road R/W in accordance with Section 71 (Highway and Traffic) of the San Diego County code of Regulatory Ordinances.

## SPECIAL REQUIREMENTS

 Public notification may be required prior to commencement of construction

# APPLICATION PROCEDURE

The applicant shall provide the following:

- Location of Proposed Encroachment
- Description of structure or object
- Justification for encroachment
- ♦ Will it interfere with the public use/maintenance?
- Duration for which permit is sought (one day, days, indefinite)
- Date request is to be effective
- \$210.00 issuance fee (checks payable to County of San Diego
- ♦ \$83.00 permit renewal fee.
- An additional deposit may be required
- Drawings or signed plan
- Lights, barriers, warnings signs or other measure designed to protect the traveling public, where applicable
- \*An Encroachment Removal Agreement may be required and a deposit

### POLICY

All permits other than those issued to public agencies or a public utility having legal authority to occupy the public road right-of-Way are revocable on five days' notice and the encroachment must be removed or relocated as may be specified by the Director in the notice revoking the permit and within a reasonable time specified by the Director unless the permit provides a specified time. Encroachments not removed within the period shall be removed by County forces with the cost borne by the owner. Encroachment determined to obstruct or prevent public use of County road Right-of-Way, consist of refuse, cause a traffic hazard, or in violation of other specific regulations will be removed immediately.

### NOTE:

### PAINTING HOUSE ADDRESS NUMBER ON CURBS:

Vendors must obtain a solicitor's license from the County Sheriff's Department (858) 974-2020 as well as an encroachment permit before painting house numbers on curbs within the unincorporated areas of the County. A copy of the solicitors license must be submitted with the encroachment permit application. Specific guidelines for painting addresses on curbs are available from the Planning and Development Services Land Development Right-of-Way Counter.

FOR COUNTY USE ONLY
RECORD ID:
DPW20
RWENCP

### APPLICATION TO ENCROACH UPON COUNTY HIGHWAY

GOVERNED BY CHAPTER 6, DIVISION 1
TITLE 7 OF SAN DIEGO COUNTY CODE
COUNTY OF SAN DIEGO

# **DEPARTMENT OF PUBLIC WORKS** 5510 OVERLAND AVENUE, SUITE 110

SAN DIEGO, CA 92123
PHONE (858) 694-2055 ● FAX (858) 279-7020
E-mail ROWPERMITCOUNTER@SDCOUNTY.CA.GOV

Date					
THC	MAS BRO	THERS			
YEAR	PAGE	COORD			

Permit Owner						
	Last Name	First				
Mailing Address	Street	City		State		Zip Code
			s	Te	elephone#	,
Is this a Broadband Project?			-			
-	project or program requiring	multiple permits or	currently under re	viou for pormit?	VEC 🗖 🕠	NO 🗖
	mits					
	connection with a County Cap					
ŕ	oject	•	,			
• •	•					
Location of encroachment	Street Nam	e and Number and nearest	cross street			
☐ Fencing	☐ Political Signs	□ Scaffolding	☐ Storage	□Yard	☐ Other	
Describe						
Will encroachment interfere	with the public use and mainte	nance of?				
Travelled way	□Yes	□ No	Side path or sidew	valk	□Yes	□ No
Shoulder or parking lane	□Yes	□ No	Drainage structure	e or watercourse	☐ Yes	□ No
Justification for Encroachm	nent					
Permit requested: 1 d	ay □3 days □10 days	□indefinite [	daysdays	Effect	ive date	12.01 a.m.
		AGREEME	NT			
In consideration of the grant	ting of this permit, the applica					
1. I hereby agree as a condition of the granting of this permit to provide defense and indemnification in accordance with Section 71.103 of the San Diego County Code of Regulatory Ordinances as follows: Permit Owner agrees to indemnify, hold harmless and defend the County and each of its officers and employees from any liability of responsibility for accident, loss or damage to persons or property arising by reason of the work done by Permit Owner, or Permit Owner's agents, employees or representatives.						
2. To comply with all	2. To comply with all applicable laws in the establishment, maintenance, and removal of the encroachment.					
hours of notificat						
"I declare under penalty of p	erjury under the laws of the St	ate of California that	the statements ma	ade herein are true	e and correct."	
Signed						
Signed	Owner			<del></del>	Date	<del></del>

# ENVIRONMENTAL REVIEW QUESTIONNAIRE FOR WORK WITHIN THE COUNTY OF SAN DIEGO ROAD RIGHT OF WAY (TO BE FILLED OUT BY APPLICANT)

PERMITTEE NAME OR ORGANIZATION:
PROJECT NUMBER OR NAME:
PROJECT LOCATION:
Please Check YES or NO for the following statements. (Note: further environmental review may be required by applicant and/or County staff for a "Yes" answer.)
The project proposes grading, filling, or dredging within a creek or wetland area  The project will remove vegetation adjacent to a creek or wetland area  The project will harm or remove healthy, mature, or scenic trees  The project is located on a hazardous waste site per Section 65962.5 of Gov. Code  The project will degrade surface water quality  The project will impact groundwater quality or quantity  The project will have significant impact to aesthetics or visual resources
The project is located on a dedicated trail, or pathway  The project will impact historic, tribal cultural, or prehistoric resources  The project will conflict with the County Noise Ordinance (San Diego County Code of Regulatory Ordinances, Title 3, Division 6, Chapter 4)  The following language shall be placed on the project plans and will become permit conditions:
"If during the course of any ground disturbing activities any historic or pre-historic resources are identified, work will be ceased immediately in that area and the Department of Public Works notified. Work will commence once authorized by the Department of Public Works."  "To avoid harm to any mature trees, the applicant will not place any concrete, fill, or grade within the canopy of any tree with a diameter of 3 inches or greater unless only hand-tools are used or an arborist provides direction and certification that such activities would not source harm to the tree."
and certification that such activities would not cause harm to the tree."  "If existing landscaping is to be removed, the applicant will replace it in kind".
"As defined by the County Noise Ordinance, general sound levels will not exceed the limits defined in Section 36.404 of the Noise Ordinance. Further, construction Activities will not occur before 7 a.m or after 7 p.m. nor will any construction occur on Sundays or holidays without first obtaining a noise variance."
"No grading, fill, or any activities are permitted within a creek or wetland area."
I hereby certify the above answers are true and correct to the best of my knowledge:
SIGNATURE: DATE:



# County of San Diego

Planning & Development Services (PDS) Land Development/Right-of-Way Counter 5510 Overland Ave., Suite 110, San Diego, CA 92123

### Information Sheet For Insurance Requirements For Right-of-Way Permits

Persons, Organizations, or Contractors encroaching in the County-maintained Right-of-Way must provide proof of insurance from a generally recognized domestic insurance carrier for the duration of the permitted encroachment, as follows (please refer to samples):

## 1) CERTIFICATE OF LIABILITY INSURANCE

- The Certificate must show evidence of Commercial General Liability with a \$1,000,000 per occurrence limit of liability.
- The Certificate must name the County of San Diego as a CERTIFICATE HOLDER and the County of San Diego, its agents, officers, and employees as ADDITIONAL INSURED.
- The Certificate must include the insurance policy number.
- 2) **ADDITIONAL INSURANCE ENDORSEMENT** (CG 20 12 04 13, use latest version if available)
  - The Endorsement must name the County of San Diego, its agents, officers, and employees as ADDITIONAL INSURED for the above-noted Commercial General Liability policy.
  - The Endorsement must include the insurance policy number.

If the Permittee maintains broader coverage and/or higher limits than the minimums shown above, the County requires and shall be entitled to the broader coverage and/or higher limits maintained by the Permittee. As a requirement of this contract, any available insurance proceeds in excess of the specified minimum limits and coverage stated above, shall also be available to the County of San Diego.

## Please mail or email proof of insurance to:

County of San Diego Planning & Development Services (PDS) Land Development/Right-of-Way Counter 5510 Overland Avenue, Suite 110 San Diego, CA 92123 Contact: **Permit Coordinator** Telephone: **(858) 694-2055** 

Email:

ROWPERMITCOUNTER@SDCOUNTY.CA.GOV

Please indicate your permit record number when sending in your proof of insurance (DPW20XX-RWXXXX-12345)

# Sample of Items 1 & 2



### CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY) 01/01/2020

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

	RODUCER Producer Contact Name						
	Name & Address PHONE (123)456-7890 FAX (A/C, No):						
of Insurance Company Producing Certificate			NAME: 1 TOUCET CONTACT VALUE PHONE (A/C, No. Ext): (123)456-7890 (A/C, No): E-MAIL ADDRESS:				
			INSURER(S) AFFORDING COVERAGE			NAIC#	
			INSURER A: Name of Insurer A			12345	
INSURED			INSURER B: Name of	f Insurer B		12345	
Name & Address			INSURER C :				
of Insured Contractor/Organization			INSURER D :				
	INSURER E :						
COVERAGES CERTIFICATE NUMBER: REVISION NUMBER:							
II C	HIS IS TO CERTIFY THAT THE POLICIES IDICATED. NOTWITHSTANDING ANY R ERTIFICATE MAY BE ISSUED OR MAY XCLUSIONS AND CONDITIONS OF SUCH	EQUIRE PERTA	EMENT, TERM OR CONDITION AIN, THE INSURANCE AFFORD	OF ANY CONTRACT ED BY THE POLICIE	OR OTHER I	DOCUMENT WITH RESPECT TO	WHICH THIS
INSR LTR		ADDLS	SUBR	POLICY EFF (MM/DD/YYYY)			
LTR		INSD	WVD POLICY NUMBER	(MM/DD/YYYY)	(MM/DD/YYYY)	LIMITS	00.000
	CLAIMS-MADE OCCUR					DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100	00,000
						MED EXP (Any one person) \$ 5,00	00
Α		X	EXMPL12345	01/01/2020	01/01/2021	PERSONAL & ADV INJURY \$ 1,00	00,000
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	POLICY PRO- JECT LOC					PRODUCTS - COMP/OP AGG \$ 2,00	00,000
	OTHER:					\$	
	AUTOMOBILE LIABILITY					COMBINED SINGLE LIMIT (Ea accident) \$	
	ANY AUTO					BODILY INJURY (Per person) \$	
	OWNED SCHEDULED AUTOS ONLY					BODILY INJURY (Per accident) \$	
	AUTOS ONLY AUTOS HIRED NON-OWNED AUTOS ONLY AUTOS ONLY					PROPERTY DAMAGE (Per accident) \$	
	ASTOS SINE!					\$	
	UMBRELLA LIAB OCCUR					EACH OCCURRENCE \$	
	EXCESS LIAB CLAIMS-MADE					AGGREGATE \$	
	DED RETENTION\$					s	
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_	AND EMPLOYERS' LIABILITY ANYPROPRIETOR/PARTNER/EXECUTIVE		EV4151 400 45	04/04/0000	04/04/0004		00,000
В	OFFICER/MEMBER EXCLUDED?  (Mandatory in NH)	N/A	EXMPL12345	01/01/2020	01/01/2021		00,000
	If yes, describe under DESCRIPTION OF OPERATIONS below						00,000
	DESCRIPTION OF CITATIONS BOOM					E.E. BIOLETOL TOLIGIT LIMIT	-
DES	L CRIPTION OF OPERATIONS / LOCATIONS / VEHIC	LES (AC	CORD 101 Additional Remarks Schedu	le, may be attached if mor	e snace is requir	ed)	
	: Permit.	ZEO (AC	JONE 101, Additional Remarks Coneda	ic, may be attached if mor	c space is require	54)	
	e County of San Diego, its officers, ager	nts, & e	employees are included as addi	itionally insured in ac	cordance to	General Liability policy provisions	S.
CE	RTIFICATE HOLDER			CANCELLATION			
	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED ACCORDANCE WITH THE POLICY PROVISIONS.						
5510 Overland Avenue, Suite 110			AUTHORIZED REPRESE	NTATIVE			
	San Diego, CA 92123						
				<u>െ 10</u>	188-2015 AC	ORD CORPORATION. All rigi	hte received
				<b>©</b> 13	-2013 AC	ONE COM CHAIRM. All righ	reserveu.

ACORD 25 (2016/03)

The ACORD name and logo are registered marks of ACORD

POLICY NUMBER: EXMPL12345 COMMERCIAL GENERAL LIABILITY
CG 20 12 04 13

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

# ADDITIONAL INSURED – STATE OR GOVERNMENTAL AGENCY OR SUBDIVISION OR POLITICAL SUBDIVISION – PERMITS OR AUTHORIZATIONS

This endorsement modifies insurance provided under the following:

COMMERCIAL GENERAL LIABILITY COVERAGE PART

#### SCHEDULE

State Or Governmental Agency Or Subdivision Or Political Subdivision:

County of San Diego, its officers, agents, & employees 5510 Overland Avenue, Suite 110 San Diego, CA 92123

Information required to complete this Schedule, if not shows above, will be shown in the Declarations.

- A. Section II Who Is An Insured is amended to include as an additional insured any state or governmental agency or subdivision or pulitical subdivision shown in the Schedule subject to the following provisions:
  - This insurance applies only with respect to operations performed by you or on your behalf for which the state or governmental agency or subdivision or political subdivision has issued a permit or authorization.

However:

- The insurance afforded to such additional insured only applies to the extent permitted by law; and
- b. If coverage provided to the additional insured is required by a contract or agreement, the insurance afforded to such additional insured will not be broader than that which you are required by the contract or agreement to provide for such additional insured.

- 2. This insurance does not apply to:
  - a. "Bodily injury", "property damage" or "personal and advertising injury" arising out of operations performed for the federal government, state or municipality; or
  - **b.** "Bodily injury" or "property damage" included within the "products-completed operations hazard".
- B. With respect to the insurance afforded to these additional insureds, the following is added to Section III – Limits Of Insurance:

If coverage provided to the additional insured is required by a contract or agreement, the most we will pay on behalf of the additional insured is the amount of insurance:

- 1. Required by the contract or agreement; or
- 2. Available under the applicable Limits of Insurance shown in the Declarations;

whichever is less.

This endorsement shall not increase the applicable Limits of Insurance shown in the Declarations

CG 20 12 04 13

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Page 1 of 1



# Applications should be submitted to:

County of San Diego
Planning and Development Services (PDS)
Land Development Counter
5510 Overland Avenue, Suite 110
San Diego, CA 92123

(858) 694-2055 Fax (858) 279-7020

Email: rowpermitcounter@sdcounty.ca.gov

# TRAFFIC CONTROL PERMIT: FOR TRAFFIC CONTROL WITHIN COUNTY MAINTAINED ROADS DURING CONSTRUCTION



COUNTY OF SAN DIEGO Department of Public Works

www.sdcounty.ca.gov/dpw

### IMPORTANT NOTICE

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> For your DigAlert ID Number Call Underground Service Alert TOLL FREE 811 or www.contact811.org Two working days before you dig.

> > For more information, go to: www.digalert.org

> > > FOR GENERAL INFORMATION ONLY
> > > NOT TO SUPERSEDE THE APPROPRIATE ORDINANCE

# TRAFFIC CONTROL PERMIT

# WHAT IS TRAFFIC CONTROL?

Traffic Control is the provision of a safe work area for workers within the public right-of-way (ROW) while maintaining a safe and efficient flow of traffic for all road users including motorists, bicyclists, and pedestrians.

# PERMIT REQUIRED

A Traffic Control Permit must be obtained before—starting construction of repair of curbs, gutters, sidewalks, commercial and residential driveways, roadway surfaces, retaining walls, culverts, street light(s) or other work of any nature in the County right-of-way.



# APPLICATION PROCEDURE

When applying for a traffic control permit, the appropriate (RDW) permits (Encroachment, Excavation, and Construction) should be concurrently applied for from the Planning Development Services (PDS) Land Development Counter. A Traffic Control Permit will not be processed until the appropriate ROW permits are approved.

The applicant shall provide the following;

- ◆ Complete Traffic Control application form:
  - Reason for Traffic Control Permit:
  - Exact work location: and
  - Desired dates and time of work.
- Traffic Control Permit application submittal checklist
- 11x17 size Traffic Control Plans or current San Diego Regional Standard Drawings (SDRSD) that include the work being performed, exact location of work, and proposed temporary Traffic Control through the work area.

# **EXTENSION OF PERMITS**

All requests for extensions should be submitted through PDS Land Development Counter at least seven days prior to the end of the original finish date. All permit conditions and requirements are to remain in effect.

# NO FEES

There is no fee for a Traffic Control Permit. It takes **approximately six weeks** to process a Traffic Control Permit because it requires review and approval by the County Traffic Engineer.

# SPECIAL REQUIREMENTS

- The permit holder must contact The Department of Public Works Private Development Construction Inspection team at (858) 694-3165 at least 24 Hours before start and finish of work.
- Appropriate lights, barriers, warning signs or other measures designed to protect the traveling public must be erected by the permittee per the Approved Traffic Control Permit.
- Permittee is responsible for ensuring a prevailing wage is paid to all traffic control workers engaged on the project in accordance with Section 74.301 of the San Diego County Code of Regulatory Ordinances. A traffic control worker means any person engaged in stopping, slowing or directing traffic through a construction site or other portion of a Highway subject to a disruption in travel; except, the term does not include any public agency employee engaged in traffic control for the public agency. Any failure to pay the required wage may, without limitation, be enforced by the Director of the Office of Labor Standards and Enforcement (OLSE) or any other County official with enforcement authority as a violation of the terms of the permit or approval. Permittee shall be required to furnish any records requested by OLSE in the enforcement of a complaint or audit related to compliance with this ordinance.





# COUNTY OF SAN DIEGO DEPARTMENT OF PUBLIC WORKS TRAFFIC ENGINEERING SECTION

# APPLICATION FOR TRAFFIC CONTROL PERMIT \_\_\_\_\_

Type of traffic control: flag, shift, etc.

County of San Diego DPW Traffic Engineering Section Room 470, MS 0334 5510 Overland Ave, Suite 410 San Diego, CA 92123-1239

Agent or Applicant

Telephone/voice mail:(858) 694-3863
Secretary (858) 694-3850
Fax (858) 694-3928
DPWTRAFFICCONTROL.PERMIT@SDCOUNTY.CA.GOV
Submit application to: ROWPERMITCOUNTER@SDCOUNTY.CA.GOV

Incroachment/Excav	deloni construcción i abtic	•			
Applicant Informati	ion				
ompany					
gent/Applicant					
	Last Name	First			
gent Telephone #	Agent E-m	nail Address:			
gent Mailing Address:	Street Name and Number		City		
	Street Name and Number		City	State	Zip Code
leason for Traffic Contro	l:				
	Start Date:	Start Time:	a	a.m. / p.m.	
·	Finish Date:t a permit be granted for t	traffic control on the fo	allowing stree	et/streets:	
·		traffic control on the fo	allowing stree	et/streets:	
STREET 1	t a permit be granted for t	traffic control on the fo	allowing stree	et/streets:	
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STREET 1  STREET 2  COMMUNITY  S Road Closure Requirements  Provide Road Closure	t a permit be granted for the front of the f	om Street  omas Brothers Map Page and G  m Street  Start Time:	allowing streeToTo Grid #To	a.m. / p.m.	

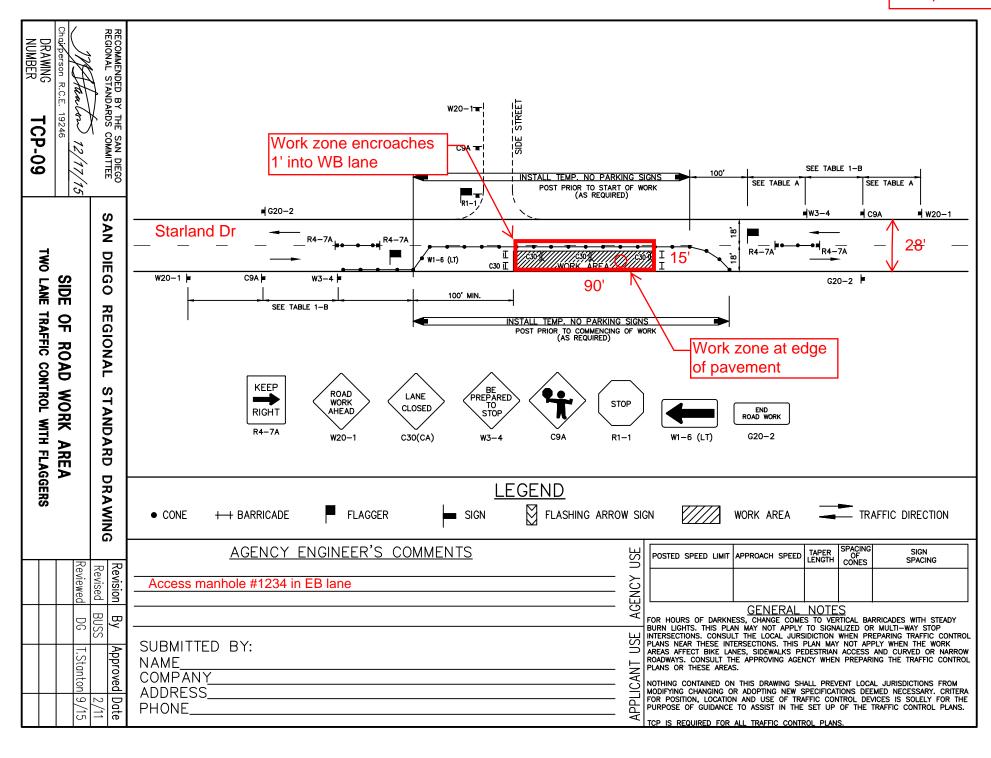
# TRAFFIC CONTROL PERMIT (TCP) APPLICATION SUBMITTAL CHECKLIST

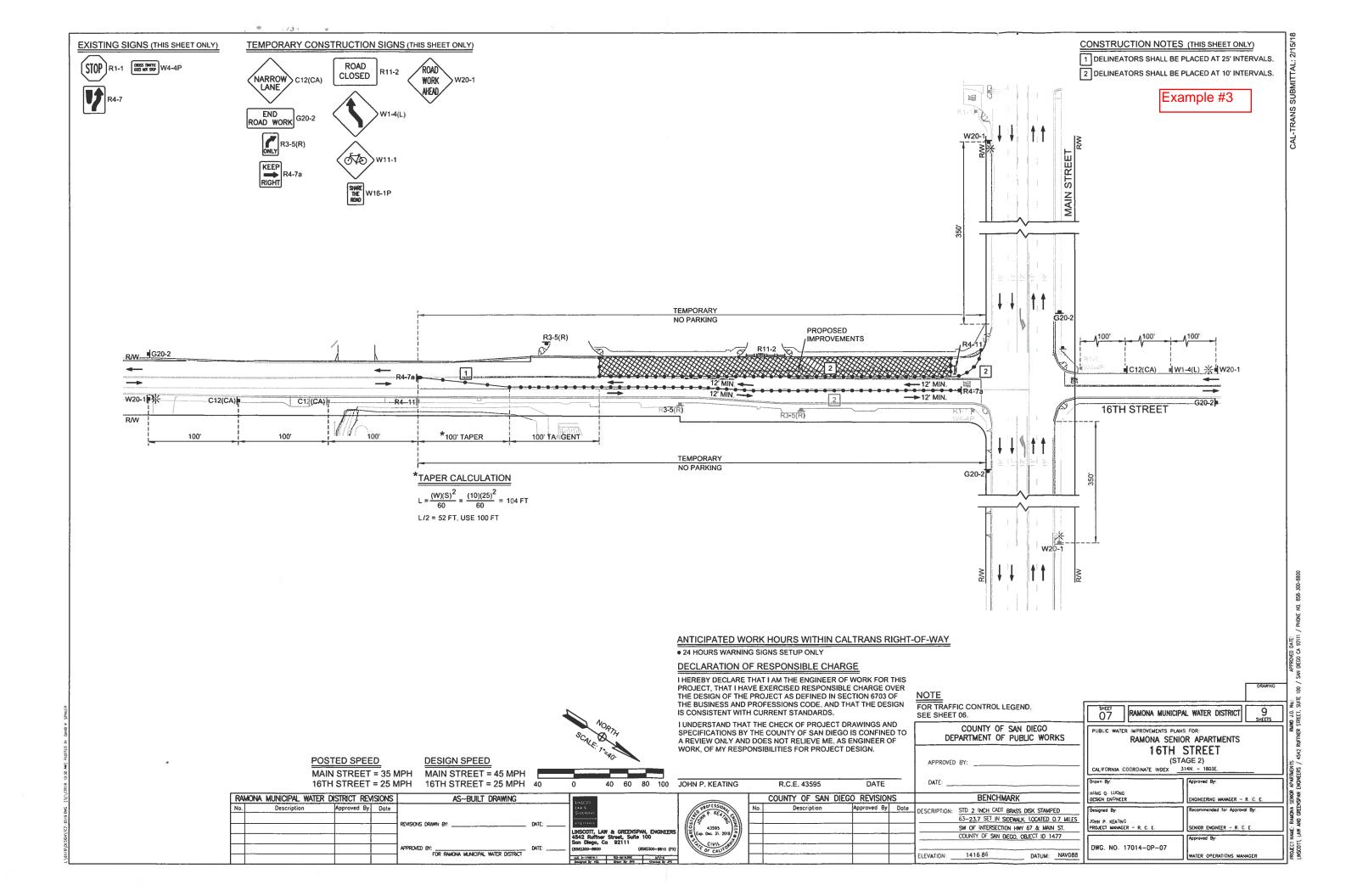
Application package must include the following requirements at a minimum. Application is subject to rejection if any of the following information is not completed.

<b>Description/type of work being done</b> (Ex. access manhole, replace overhead lines on existing poles, replace water service line, etc.)
Roadway Characteristics:
Names of Road(s)
County Maintained Road(s) (Yes/No)
Work affecting other jurisdictions (Yes/No)  If yes, please list.
Road Classification on Mobility Element Map
(Ex. 2.2E Light Collector, 4.1A Major Road, Not on Mobility Element Map, etc.) <a href="https://www.sandiegocounty.gov/content/dam/sdc/pds/gpupdate/docs/MobilityNetworkApp">https://www.sandiegocounty.gov/content/dam/sdc/pds/gpupdate/docs/MobilityNetworkApp</a> endix_2023.pdf
• Speed Limit
https://codelibrary.amlegal.com/codes/san_diego/latest/sandiego_regs/0-0-0-83299  Refer to Title 7, Division 2, Articles 11 and 12 of San Diego County Code of Regulatory Ordinances.
• # of Lanes
Roadway Width
Centerline Striping (Yes/No)
Bike Lanes (Yes/No)
• Sidewalk (Yes/No)
Traffic Signal in County Right of Way (Yes/No)
Traffic Signal in other jurisdiction (Yes/No)
• School zone within ½ mile of work zone (Yes/No)
If yes, list school hours and provide school bell schedule.
Bus route or bus stops within work zone (Yes/No)
https://www.sdmts.com/ http://www.gonctd.com/

	<b>Overview map.</b> Show location and limits of work area (length, width), including road name and distance to cross streets. See Example #1.					
	Work site specific traffic control plans (See Example #3), appropriate California Manual on Uniform Traffic Control Devices (CA MUTCD) Part 6 Temporary Traffic Control (https://dot.ca.gov/programs/safety-programs/camutcd), or appropriate San Diego Regional Standard Drawing (SDRSD) from Appendix "A" Traffic Control Plans (http://www.regional-stds.com/home/book/drawings/appendix-a). If submitting an SDRSD, please denote roadway width and work area dimensions on TCP. Include offsets of work area to points of interest (edge of pavement, adjacent lanes, etc.). See Example #2.					
the pro A traff construint not ind pay th Standa violation request ordina	by certify the above information and attachments are true and correct to the best of my					
Α	Applicant Printed Name Applicant Signature Date					
For Co	unty Use Only:					
□ Cor	ntractor Insurance					
□ Enc	roachment Permit Approval and/or Pavement Cut Policy					











# RIGHT-OF-WAY DONE RIGHT FAQ

### TRAFFIC CONTROL WORK IN THE RIGHT-OF-WAY IS DANGEROUS!

It is essential that investments maximize worker and public safety and that the work is performed by a workforce that is well-trained and paid a wage that attracts high-quality workers and helps build healthy, self-sufficient communities.

On September 14, 2022, the Board of Supervisors directed the Chief Administrative Officer to develop and return with an ordinance that codifies a minimum wage for traffic control workers, including forepersons and other on-site staff necessary for traffic control, doing work on County of San Diegomaintained roads equal to or greater than the prevailing wage that is set by the Department of Industrial Relations in the State of California for traffic control on public works projects according to the type of work and location of the project.



### WHAT DOES THE RIGHT OF WAY ORDINANCE DO?

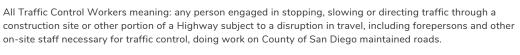
Requires a prevailing wage be paid for all traffic control work performed by traffic control workers on roads maintained by the County of San Diego, with or without a permit.



# WHAT IS THE CURRENT PREVAILING WAGE FOR TRAFFIC WORKERS?

The Prevailing Wage Rate for Building Construction Traffic Control Work - \$62.80 The Prevailing Wage Rate for Engineering Construction Traffic Control Work - \$64.04







### WHEN DOES THE ORDINANCE TAKE EFFECT?

Any permit or approval issued by the County of San Diego after March 10 to perform work within a Highway that requires the use of a Traffic Control Worker must comply with this ordinance.



Prevailing Wage Rates for Traffic Control Work do not apply to Small Projects which includes:

- · A single-family residence;
- Event sponsored by a non-profit organization that makes use of a highway for no more than
- Any project costing less than \$1,000



### WHAT IS THE PENALTY FOR NOT PAYING PREVAILING WAGE TO TRAFFIC **CONTROL WORKERS?**

Any failure to pay the required wage may, without limitation, be enforced by the Deputy Director of the Office of Labor Standards and Enforcement. Remedies can include: citation, civil penalty, injunctive relief (not limited to a stop work order).

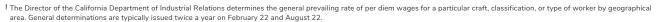
### HOW CAN A WORKER FILE A COMPLAINT AGAINST THEIR EMPLOYER IF THEY BELIEVE THEY WERE NOT PAID PREVAILING WAGE?

If you believe your rights under the Right-of-Way Done Right ordinance have been violated, you may file a complaint with the San Diego County OLSE by visiting www.sandiegocounty.gov/content/sdc/OLSE.html or by giving our office a call at (619) 531-5129.



### WHAT IF I AM AN EMPLOYER AND I STILL HAVE QUESTIONS?

Contact the County of San Diego Department of Public Works at (858) 694-3850 for further information.



<sup>&</sup>lt;sup>2</sup> The prevailing wage rate is the entirety of all of the following = \$37.68 (basic hourly rate) + \$8.75 (health and welfare) + \$9.99 (pension) + \$5.20 (vacation and holiday) + \$0.70 (training) + \$0.48 ("other") = \$62.80





<sup>&</sup>lt;sup>3</sup> The prevailing wage rate is the entirety of all of the following = \$38.80 (basic hourly rate) + \$8.75 (health and welfare) + \$9.99 (pension) + \$3.00 (vacation and holiday) + \$0.70 (training) + \$2.80 ("other") = \$64.04