

APPROVED TOWN POLICY BY TOWN COUNCIL ON 4-22-2025:

Construction Mitigation Plan (CMP)

A new Administrative Policy has been approved for CMP's as follows:

1. A ***separate*** site plan will be submitted with the permit that would show the following (See attached Example):
 - A. Limits of Disturbance (LOD) and the Undisturbed areas are well defined.
 - B. Potential locations for vehicle parking, material storage/staging, dumpsters, toilet facilities, wash-out areas, dirt and snow storage areas. Some of these locations may be in the R.O.W. shoulder.
 - C. The CMP should be reviewed by Planning/Building as well as Public Safety and Public Works.
2. Enforcement, penalties and fines are added to our Consolidated Fee Schedule as follows:
 - A. All violations will result in a flag being placed on the violators' permit, and no inspections will be conducted on their property until the violation has been resolved and the fine is paid.
 - B. 1st Violation – No Charge with a deadline to be fixed within 5 days.
2nd Violation - \$500 with a deadline to be fixed within 5 days.
3rd + Violations - \$1,000 with a deadline to be fixed within 5 days.
 - C. Egregious Violations can be given a Class A misdemeanor Citation by Public Safety and the fine will be determined by the Court.
3. It is the intention of this policy to maintain a minimum 20-foot roadway always allowing Two-way traffic.
4. As part of **all** permit processing, the Applicant will be Notified of the following Acknowledgements:

Proposed Acknowledgement for All Permits

As a Builder, Developer or Owner I acknowledge the following:

1. A temporary Limits of Disturbance (LOD) fence is required to be installed around the limits of the disturbance area to protect the proposed undisturbed land on the property.
2. A construction sign is required for all projects with the following info (See attached Example):
 - A. Contractor Name with permit address of the building site as well as the contractor phone number.
 - B. Sign will be 24"X36" in size and placed so that it is visible and readable from the street and the sign characters must contrast with its background.
 - C. The sign will not remain on the property for more than 12 months following the completion of the project (issuance of the CO).
3. The shoulder of the Right-of-Way (R.O.W.) in front of the subject lot can be used for parking construction vehicles, trash dumpsters and material staging areas. These areas must be identified on the CMP Site Plan. Rebar is never allowed in the R.O.W. Roadways and Cul-d-sacs must always remain clear for emergency vehicles.
4. Toilet facilities, wash-out areas, excess dirt and site snow must be kept onsite. Toilets must be staked so they do not blow over. Each site must have a lined designated wash-out area for concrete, stucco, drywall mud and paint that has a sign denoting it as such.

5. A building lot or site must always be maintained in a clean and safe condition.
6. Furthermore, all activities that will block 1 or more lanes of the road for 60 minutes or more will be required to apply for a R.O.W. permit with the Town and provide a traffic control plan for the date and time of closure.
7. Brian Head Town is not responsible for or liable for any damage to vehicles, materials or equipment stored or left in the R.O.W.

Proposed Acknowledgement for Winter R.O.W. Construction Permits

1. All the acknowledgements above.
2. If Builder, Developer or Owner will be building during the winter season (11/1 to 4/30), and they will need to use the R.O.W. for storage and/or parking, they must apply for a Winter R.O.W. Construction Permit for their project.
3. The proposed Winter ROW Construction Permit fee is \$1,500 for a 24-month period. Thereafter, it will need to be renewed for \$1,500 for another 24-month period if they still need to use the R.O.W.
4. Property Corners in front of the lot need to be in place and always marked with Snow Posts. Furthermore, all equipment parking and material storage areas must be marked with Snow Posts.
5. The contractor is responsible for all snow clearing on the subject lot as well as the R.O.W. that will be used for material storage and parking. Said snow cannot be put into the roadway.