

Ditching Material and /or Road Sand Acceptance Agreement

Whereas, the Town Of Paris Highway Dept. has inert fill material consisting of soil from road ditching and /or winter sand cleanup (said material may contain rocks, brush, roots or some other roadside debris);

Whereas, _____
(Hereinafter referred to as the property owner), of _____,
Maine, is/are property owner (s) of a parcel of land located and described as follows,

Whereas, said parcel of land contains a site where inert fill material may be placed;
Whereas, the property owner desires that the Paris Highway Department place the inert fill material on the above described property;

Whereas, the property owner will assume full control and responsibility for placement, erosion and sediment control and the final stabilization of the material.

Now, therefore, the Paris Highway Dept. and the property owner agree as follows:

1. The Paris Highway Dept., its employees, agents and contractors are authorized by the property owner to enter upon the above described property and to deposit inert fill material.
2. The property owner shall be solely responsible for designating a location to place the material that has all required permits or is not within one hundred [100] feet of any wetland, stream or regulated natural resource.
3. Should wetland/natural resource delineation be necessary, the property owner shall be solely responsible for the delineation.
4. The property owner is responsible for insuring that the use of the material is in compliance with all applicable federal, state and local statutes and regulations.
5. The property owner is responsible for erosion and sediment control, leveling and permanent stabilization of the material.

6. The property owner shall insure that the material is not relocated to any site where inert fill may not legally be placed.

7. The property owner, its successors and assigns forever hereby release and discharge the Paris Highway Department from all claims, demands, regulatory enforcement actions and/or cause of actions that may arise from the deposit, presence or use by the property owner, of the ditching material and/or road sand, and agrees to indemnify and hold harmless the Paris Highway Department and Town of Paris from any such claims, demands, regulatory enforcement actions and/or cause of actions.

8. [State special conditions, if any.] _____

Dated _____

Signed: _____ Printed: _____
Property Owner

Signed: _____ Printed: _____
Property Owner

Signed: _____ Printed: _____
Code Enforcement Officer (if applicable)

Signed: _____ Printed: _____
Paris Highway Department