



City of Placerville

Engineering Department
3101 Center Street
Placerville, CA 95667

ATTACHMENT 3

POLICY ENSURING ENCROACHMENT PERMIT COMPLIANCE WITH CALIFORNIA BUSINESS AND PROFESSIONS CODE SECTION 8771(B)

California Business and Professions Code Division 3, Article 5, Section 8771(b) states, *“When monuments exist that control the location of subdivisions, tracts, boundaries, roads, streets, or highways, or provide horizontal or vertical survey control, the monuments shall be located and referenced by or under the direction of a licensed land surveyor or licensed civil engineer legally authorized to practice land surveying, prior to the time when any streets, highways, other rights of-way, or easements are improved, constructed, reconstructed, maintained, resurfaced, or relocated, and a corner record or record of survey of the references shall be filed with the county surveyor.”*

Accordingly, the City of Placerville will ensure compliance with California Business and Professions Code Section 8771(b) by requiring every Encroachment Permit applicant to engage a licensed land surveyor to determine which of the following two scenarios best describe the work proposed in the permit application:

1. There are no survey monuments located within the permit application’s work zone; or
2. There are survey monuments located within the permit application’s work zone.

Under scenario 1, the applicant’s licensed land surveyor will complete the City of Placerville Certificate of Monument Preservation (attached) stating that no monuments were found within project limits and will attach the Certificate to the permit application.

Under scenario 2, the applicant’s licensed land surveyor will locate and reference the survey monuments and provide the Engineering Department with a preliminary copy of a Pre-Construction Corner Record or Record of Survey before an Encroachment Permit will be issued. The applicant’s licensed land surveyor will then have 90 days to file the actual Pre-Construction Corner Record or Record of Survey with the El Dorado County Surveyor’s Office. After construction is complete, if any survey monuments have been damaged or destroyed, the applicant’s licensed land surveyor will set new monuments pursuant to California Business and Professions Code Section 8771(c) and file a Post-Construction Corner Record or Record of Survey with the El Dorado County Surveyor’s Office.

Waiver Process: If an applicant believes that the work proposed under their Encroachment Permit application will in no way disturb any existing survey monument, then the applicant may request a waiver from this requirement which will be reviewed by the Engineering Department on a case-by-case basis. Appropriate boxes must be checked in the Encroachment Permit application indicating the request and review of waiver.



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CERTIFICATE OF MONUMENT PRESERVATION

City of Placerville Encroachment Permit Number: _____

Utility Company Job Number (if applicable): _____

Encroachment Location: _____

Brief Description of Work: _____

I, _____, a duly licensed land surveyor or registered civil engineer authorized to perform land surveying in California as specified in Section 8700 of the California Business and Professions Code, do hereby certify that I have performed survey monument preservation as required by Section 8771 of the California Business and Professions

Code at the request of my client, _____.

☐ No monuments were found within the work zone of this Encroachment Permit application.

☐ Monuments are located within the work area and Pre-Construction Corner Record(s) are attached.

☐ Project has been completed and:

☐ No corner monuments were disturbed.

☐ Corner monuments were disturbed. Post-construction corner record(s) are attached.

This Certificate of Monument Preservation was prepared by me, or under my direct supervision,

in conformance with the Professional Land Surveyors' Act on _____, 20____.

Signed: _____ Stamp:

PLS or RCE number: _____

Date: _____