



APPLICATION AND POLICY REGARDING ROLL-OFF CONTAINERS AND PODS ON DISTRICT STREETS

Name: _____ Address: _____

Phone number: _____ Email Address: _____

Dates the roll-off container or POD will be on the District street: _____

Location of roll-off/container: _____

Type and size of roll-off container or POD: _____

Vendor or company supplying the roll-off container or POD (name and phone): _____

Roll-Off Containers. A "Roll-Off Container" shall include any trash or waste container over three (3) cubic yards in size, and any roll-off trash or waste container of any size.

POD. A "POD" shall mean any non-motorized, non-wheeled "portable on demand" storage container, designed to be used for temporary storage purposes for transport to a designated location.

District Approval Requirements. Any property owner or resident seeking permission to park a Roll-Off Container or POD on a District Street in excess of eight (8) hours must first obtain approval from the District, by submittal of a completed District application form for approval by the District Manager.

Placement Restrictions. As a condition of approval, a Roll-Off Container or POD may not be placed within five (5) feet of a public or private driveway; fifteen (15) feet of a fire hydrant; twenty (20) feet of a crosswalk at an intersection; thirty (30) feet upon the approach to any flashing beacon or signal, stop sign, yield sign, or traffic control signal located at the side of the roadway.

Approval Consideration. In reviewing requests for Roll-Off Containers or PODs on District Streets, the District Manager shall consider location, duration and size of the container. The Roll-Off Container or POD shall not block emergency vehicle or equipment access to District Streets, nor be of such weight or length of time which may damage District Street asphalt, particularly in hot weather.

Owner must Acknowledge: Damages to District Streets. The property owner or resident requesting review and approval of a Roll-Off Container or POD shall be responsible for any damages to the District Streets, including sidewalks and curbs, resulting from the Roll-Off Container or POD. _____ (Initials)

Removal Deadline; Holdover Charges. Each permit issued under this policy shall state the date by which the Roll-Off Container or POD must be removed from the District Street. If a Roll-Off Container or POD remains on a District Street after the removal date stated in the permit, or is placed on a District Street without a permit, the property owner or resident shall pay to the District a holdover charge for the continued use and occupation of District property, pursuant to § 32-1-1001(1)(j)(I), C.R.S., in the amount of \$25.00 per day for each of the first seven (7) days, and \$50.00 per day thereafter, for each day or portion thereof that the Roll-Off Container or POD remains, or such other amounts as the Board may establish from time to time by resolution. _____ (Initials)

Removal; Consent. By submitting an application under this policy, the property owner or resident consents to removal of the Roll-Off Container or POD by the District, at the sole cost and expense of the property owner or resident, if the Roll-Off Container or POD is not removed by the removal date stated in the permit, following written notice and a reasonable opportunity to remove it. The District may also notify the vendor or company that owns or supplies any unpermitted or holdover Roll-Off Container or POD and demand its removal. _____ (*Initials*)

Collection; Costs of Enforcement. The property owner or resident shall be responsible for all unpaid holdover charges, the cost of repairing any damage to District Streets or other District-owned property, the District's costs of removal, and the District's costs of collection and enforcement, including reasonable attorney fees. The District may enforce this policy and collect all amounts owed by any lawful means, including a civil action. To the extent permitted by law, unpaid charges shall constitute a perpetual lien on and against the property served, pursuant to § 32-1-1001(1)(j)(I), C.R.S. _____ (*Initials*)

Please note that by the issuance of a permit to park the described container on the streets within the Heritage Todd Creek community, the Heritage Todd Creek Metropolitan District (hereafter the "Metro") does not assume, incur, make any representation or undertake any responsibility, or liability for the safety or damage which may occur to the property parked or placed on such streets. This permit is issued with the complete agreement and understanding by the recipient, and/or any party claiming through the recipient named therein and in consideration of the recipient's acknowledgement, that they agree to the complete and absolute release and discharge of any and all claims which may or could be brought against Metro. Further the recipient acknowledges that they have read and agree to be bound by this Application and Policy regarding Roll-Off Containers and PODs on District Streets, identified herein and available on the District's website. _____ (*Initials*)

Property Owner or Resident Signature and acknowledgement of responsibility for damages to District Streets as described herein:

Property Owner/Resident Signature

Date

District Representative Signature

Date

Approved removal date: _____ (*Initials*)