

INSTRUCTIONS FOR NOTICE OF COUNTY ROAD USAGE BY TIMBER OWNER

Section IV of the Etowah County Logging Notice Resolution ("Resolution"), adopted by the Etowah County Commission pursuant to Ala. Code § 23-1-80.1, requires a timber owner intending to conduct activities governed by the Resolution to first submit a NOTICE OF COUNTY ROAD USAGE BY TIMBER OWNER ("NOTICE") to the Etowah County Road Department for review by the county engineer. A copy of the Resolution is available at the Etowah County Road Department or online at www.etowahcounty.org.

The completed NOTICE may be delivered by fax, email, U.S. Mail or hand delivery to:

Etowah County Road Department
402 Tuscaloosa Avenue
Gadsden, AL 35901
Office Hours: Monday – Thursday
6:30 a.m. - 4:30 p.m.
email: CountyRoad@EtowahCounty.org
Fax: 256-549-2169

A separate NOTICE shall be submitted for each separate tract of land where the timber owner intends to conduct activities governed by the Resolution.

Additionally, a timber owner using haul routes on county roads in another county shall contact the other county regarding its notice requirements, if any.

The timber owner shall submit the NOTICE *four business days* before commencing any planned activities which will require use of a new access point to the tract of land where such activities will take place and *two business days* before commencing any planned activities which will require use of an existing access point for the tract of land.

If the county engineer determines that the submitted NOTICE provides all required information and that the intended access points and routes are adequate, the timber owner will receive a PROPER NOTICE CONFIRMATION ("CONFIRMATION"). No activities governed by the Resolution may commence until and unless the CONFIRMATION has been received. Any deficiencies identified by the county engineer shall be adequately addressed as required in the Resolution before any activities governed by the Resolution shall commence.

IMPORTANT NOTICES

The Etowah County Commission preserves its general superintendence of the roads and bridges within its jurisdiction including its authority to promulgate and enforce rules and regulations related thereto as provided in Ala. Code § 23-1-80, Ala. Code § 11-3-11 or any other general or local laws applicable to the county.

Compliance with the NOTICE provisions of the County Logging Notice Resolution shall in no way operate to relieve the timber owner or his or her representatives, employees, or contractors from liability for any damages which may arise from use of public roads, bridges, or rights-of-way in the county.

Additionally, the issuance of a PROPER NOTICE CONFIRMATION shall in no way constitute an act on behalf of the county which shall result in the county commission, the county engineer, or any employees of the county commission being held liable in any matter arising from the actions or inactions of the timber owner, of his or her representatives, employees, or contractors.

Any questions regarding the requirement to provide NOTICE as provided herein or any other county policy or regulation related to use of the county roads, bridges, or rights of way should be directed to Robert Nail, Etowah County Engineer, at 256-549-5359 or email: CountyRoad@EtowahCounty.org.

FOR COUNTY USE ONLY

Date Submitted to County	Notice No. _____ County-Year-Sequence No. _____
Date Notice Approved by County	Date Notice Found Deficient by County

**NOTICE OF COUNTY ROAD USAGE BY TIMBER OWNER
ETOWAH COUNTY, ALABAMA**

Check one: Harvest & haul or Haul only

TIMBER OWNER INFORMATION

As defined in Section III (8) of Etowah County's Logging Notice Resolution, a timber owner is any one of the following:

- (a) The person or firm who has legal title to timber when the timber enters a county road, bridge or right of way.
- (b) Any person or firm that has entered into a contract with a landowner for the purposes of severing timber and delivering pulpwood, logs, poles, posts, or wood chips to any wood yard or processing plant.
- (c) A landowner who harvests his or her own timber and delivers pulpwood, logs, poles, posts, or wood chips to any wood yard or processing plant.

Company Name

Contact Person

Address

Daytime Phone Number

Cell Phone Number

Fax Number

Liability Insurance Company Name

Liability Insurance Address

Have you received any warnings or citations for violating any county's logging notification ordinance in the last 24 months? If so, provide dates.

TIMBER TRACT INFORMATION

Is a map and/or a legal description attached to this notice, and are planned access points properly identified?		Yes
		No
Type of Access Point (check which one is applicable):	New (4 business days)	
	Existing (2 business days)	
Location of Timber Tract (Section, Township and Range where Timber Tract is located. Coordinates should be for the planned access point.)	Section	
	Township	
	Range	
	Latitude	
	Longitude	
Estimated Acreage of Timber Tract	Acres	
Estimated Date to Access the County Roads		
Estimated Completion Date		

In order to meet notice requirements, provide details of how the normal drainage features will be maintained on the public road with this access point being utilized. Add sketch or additional information if necessary.

In order to meet notice requirements, provide the expected haul route intended to be used to remove timber from tract to its final destination. The expected haul route shall not include roads and/or bridges which are posted with weight restrictions. A map that indicates the expected haul route may be submitted in lieu of a narrative. The tract location and expected haul routes may be shown on the same map.

CONTRACTOR/SUBCONTRACTOR INFORMATION (LOGGER, HAULER, ETC.)

Company Name

Contact Person

Address

Daytime Phone Number

Cell Phone Number

Fax Number

Liability Insurance Company Name

Liability Insurance Address

CONTRACTOR/SUBCONTRACTOR INFORMATION (LOGGER, HAULER, ETC.)

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Contact Person

Address

Daytime Phone Number

Cell Phone Number

Fax Number

Liability Insurance Company Name

Liability Insurance Address

The undersigned hereby attests that all information contained on this NOTICE is true and accurate. I have read and understand the IMPORTANT NOTICES statement contained on the Instruction Sheet accompanying this NOTICE.

Print Name

Date

Signature