

**CONSTRUCTION PERMIT APPLICATION
DREDGING PROJECTS
LAKE RAY HUBBARD**

APPLICANT: _____ DATE: _____

MAILING ADDRESS: _____

ADDRESS OF PROJECT: _____

HOME PHONE #: _____ WORK PHONE #: _____

E-MAIL ADDRESS: _____ FAX #: _____

CONTRACTOR: _____ PHONE #: _____

CONTRACTOR ADDRESS: _____

DESCRIPTION OF PROJECT: _____

ACTING AS THE OFFICIAL REQUESTOR, PROPERTY OWNER, AND CONTRACTOR, I UNDERSTAND AND AGREE TO OBSERVE THE CONDITIONS SET FORTH IN THIS PERMIT APPLICATION AS ATTESTED TO BY THE REQUIRED SIGNATURES.

APPLICANT	DATE	CONTRACTOR	DATE
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THE CITY OF _____ HAS REVIEWED AND APPROVES OF THIS CONSTRUCTION PERMIT.

LOCAL CITY REPRESENTATIVE	DATE
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THIS CONSTRUCTION PERMIT IS HEREBY AUTHORIZED AS ATTESTED TO BY THE SIGNATURES BELOW.

MANAGER – RESERVOIRS- DWU	DATE
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PRE-CONSTRUCTION INSPECTION:

FINAL ACCEPTANCE INSPECTION:

RESERVOIR SUPERVISOR	DATE
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RESERVOIR SUPERVISOR	DATE
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LAKE RAY HUBBARD CONSTRUCTION PERMIT GUIDELINES

According to Dallas City Code governing Lake Ray Hubbard, any request to alter and/or construct on Lake Ray Hubbard and surrounding City of Dallas property, must have the concurrence of the City of Dallas Water Utilities Department.

This project is subject to the following conditions, which are deemed a part of the construction permit:

1. A completed Construction Permit Application, including signatures of Applicant and Contractor and Local City Representative, submitted to and approved by DWU prior to initiation of construction.
2. A completed copy of the plans, specifications, and construction details for the project shall be submitted to DWU illustrating in detail: A) the specific location for the project; B) explanation of disposal methods of dredged material; C) contour of the lake bottom before and after project; D) listing of all equipment that will be used to complete the project.
3. There must be three different drawings included in the plans and specifications section of the Construction Permit: A) Top view; B) Contour drawing; C) Cross section. Required information for each drawing is listed in detail on Attachment A.
4. The structure, landscaping, and other improvements are to be located as not to restrict or impair the public's use and access on the City of Dallas property except as approved in private-use leases.
5. The excavated soil from the construction site will be dispersed at the Applicant's expense according to City of Dallas directions.
6. The construction project must be completed within ninety (90) days of permit approval. Upon completion, the Reservoir Supervisor will be notified for inspection. The project will not be considered complete and approved until a final inspection is conducted by the City of Dallas.
7. The construction project must strictly comply with all federal, state, and local laws, regulations, and codes. Permit Applicant is responsible for obtaining all required permits and authorizations for the project. Permit Applicant is responsible for ensuring that the Contractor does not dispose of waste in the lake or shore area including burial of waste. Permit Applicant and Contractor will be liable for all adverse environmental conditions created as a result of the erosion control project.
8. This Construction Permit does not authorize any damage or alteration to private property, invasion of private rights, or any infringement of federal, state, or local laws and regulations.
9. A copy of the approved Construction Permit must be available and presented, upon request, to the authorized DWU representative at the project site.
10. The City of Dallas, acting in the interest of public safety, reserves the right to cancel this Construction Permit.

**Lake Ray Hubbard
Construction Permit Guidelines (continued)**

11. It is the Applicant's responsibility to ensure that the authorized project follows the terms and conditions of the Construction Permit. The permit will become invalid if the project, including plans and specifications of the approved permit, is altered or deviated from in any manner without prior authorization from the City of Dallas Water Utilities Department. The Applicant will remove all unauthorized modifications or deviations and the shoreline will be restored to its original condition at the Applicant's expense.
12. It is the policy of DWU to not issue permits if there are any encroachments on City of Dallas property.
13. As a condition hereof, permitted contractor (s) agrees and are bound to defend, indemnify, and hold the City, its officers, agents, and employees, harmless against any and all claims, lawsuits, judgments, costs and expenses for personal injury (including death), property damage or any other harm for which recovery of damages is sought, suffered by any person or persons, that may arise out of or be occasioned by the use, occupancy, and maintenance of the improvements permitted on the permitted area, officers, agents, customers or employees by permittee's breach of any of the terms of this permit, or by any negligent or strictly liable act or omission of permittee, its officers, agents, customers, employees or subcontractors in the use, occupancy and maintenance of the permitted area; except that the indemnity provided herein shall not apply to any liability resulting from the sole negligence or fault of the City, its officers, agents, employees or separate contractors, and in the event of joint and concurring negligence or fault of both the permittee and the City, responsibility and indemnity, if any, shall be apportioned in accordance with the laws of the State of Texas, without, however waiving any governmental immunity available to the City under Texas law and without waiving any defenses of the parties under Texas law.

This indemnification shall survive the termination or expiration of the permit.

LAKE RAY HUBBARD GUIDELINES FOR DREDGING PROJECTS

1. Dredging material from the lake bottom of Lake Ray Hubbard requires approval from several governmental agencies before the City of Dallas will grant final approval in a Construction Permit. Approval from these agencies must be included in the permit application for review by the City of Dallas. Contact information for these agencies is listed below:

U.S. Army Corps of Engineers:	(817) 886-1731
Texas Parks and Wildlife:	(972) 226-2826
Respective Lake City:	Local City Representative

2. Each dredging project must be designed by a Licensed Professional Engineer. The design drawings must include the Engineer's signature and seal, in addition to the name, address, and phone number of the engineering firm.
3. The dredging project must be completed in a manner that will maintain a gently sloping lake bottom and prevent the formation of holes or sudden drop-offs.
4. Dredged material must be disposed off site immediately. Storage of dredged material on take line property is not allowed. Applicant will specify the manner and location of the disposal of dredged material
5. Dredging projects must be completed by a competent contractor with dredging experience.
6. Dredging projects must be completed within thirty (30) days.
7. The shoreline must be restored to its original condition before the final acceptance inspection will be performed by the City of Dallas.
8. A letter of approval and indemnification from all affected adjacent property owners must be included in the permit application. Affected property owners are defined as individuals whose property, including take line property, will be used to access the project site, as well as, those property owners who could be affected by odors emitted by the dredged material.

NOTE: These procedures are subject to modification by the City of Dallas due to regulatory changes, unforeseen public interests at each site, and unique site-specific requirements. Depending on applicant initiative and public interest, a Construction Permit for dredging may take from three to six months to obtain. Due to the time consuming efforts to obtain a permit, the City of Dallas may have to develop a waiting list if there is a high demand once the Lake Cities begin subleasing the take line property.

PROHIBITED ACTIVITIES ON LAKE RAY HUBBARD AND CITY OF DALLAS TAKE-LINE PROPERTY

The following acts are prohibited:

- To construct boat ramps, launch rails, and boat lifts.
- To launch watercraft from the shoreline.
- To taper, cut, smooth, or alter the shoreline in any manner unless specifically permitted.
- To disturb the take-line property or lake bottom below the normal pool elevation (435.50 MSL) in any manner, including but not limited to, excavating, channeling, boring, dredging, digging, filling, or smoothing the soil unless specifically permitted.
- To operate motorized equipment propelled on wheels or tracks below the normal pool elevation unless specifically permitted.
- To construct, establish, or maintain sandy beach areas along the shoreline.
- To remove vegetation either below normal pool elevation or on the take-line property unless specifically permitted.
- To use creosote treated wood products on take-line property.
- To dump materials, including but not limited to, brush, grass clippings, bricks, construction wastes, concrete and asphalt rubble, soil, sand, gravel, and any other material, along the shoreline.
- To place garbage cans and waste receptacles along the shoreline.
- To place signs of any nature on the take-line property.
- To operate a business on the take-line property unless specifically authorized by the City of Dallas.
- To store or place personal property on take-line property.
- To restrict public access on the take-line property without having a valid lease agreement.
- To pump water from the lake for personal use without a valid Raw Water Permit from Dallas Water Utilities.

ATTACHMENT A

REQUIRED INFORMATION TO BE INCLUDED ON THE DRAWINGS FOR DREDGING PROJECTS AT LAKE RAY HUBBARD

TOP VIEW drawing must include the following information:

1. Representative drawing the area to be dredged.
2. Linear length and width of the dredging area.
3. Location, if available, of City of Dallas property monument markers.
4. Location, size, and species of any trees that must be removed for construction purposes.
5. Location of municipal utilities located in the construction area.
6. Location of access points for construction equipment.
7. Location of affected adjacent property owners in relation to the project.

CONTOUR DRAWING must include the following information:

1. Detailed contour map of the proposed site before dredging.
2. Detailed contour map of the proposed site at project completion.

CROSS SECTION drawing must include the following information:

1. Drawing of the area to be dredged before the project.
2. Drawing of the area to be dredged after project completion.

**AFFECTED ADJACENT PROPERTY OWNER NOTIFICATION FORM
FOR LAKE RAY HUBBARD DREDGING PROJECT**

I am aware that the permit applicant is seeking approval from the City of Dallas to dredge sediments from Lake Ray Hubbard. I have no opposition to this project.

NOTE: THE APPLICANT HAS ASSUMED THE FINANCIAL AND MAINTENANCE RESPONSIBILITY FOR THIS DREDGING PROJECT. THIS, HOWEVER, DOES NOT ENTITLE THE APPLICANT THE SOLE RIGHT TO SUBLEASE THE ENTIRE AREA AFFECTED BY THIS PROJECT.

<u>APPLICANT</u>	AFFECTED ADJACENT PROPERTY OWNER
NAME: _____	NAME: _____
ADDRESS: _____ _____	ADDRESS: _____ _____
PHONE #: _____	PHONE #: _____
SIGNATURE: _____	SIGNATURE: _____
DATE: _____	DATE: _____

**AFFECTED ADJACENT PROPERTY OWNER NOTIFICATION FORM
FOR LAKE RAY HUBBARD DREDGING PROJECT**

I am aware that the permit applicant is constructing an erosion control structure along the shoreline of Lake Ray Hubbard. I have no opposition to this project.

NOTE: THE APPLICANT HAS ASSUMED THE FINANCIAL AND MAINTENANCE RESPONSIBILITY FOR THIS DREDGING PROJECT. THIS, HOWEVER, DOES NOT ENTITLE THE APPLICANT THE SOLE RIGHT TO SUBLEASE THE ENTIRE AREA AFFECTED BY THIS PROJECT.

<u>APPLICANT</u>	AFFECTED ADJACENT PROPERTY OWNER
NAME: _____	NAME: _____
ADDRESS: _____ _____	ADDRESS: _____ _____
PHONE #: _____	PHONE #: _____
SIGNATURE: _____	SIGNATURE: _____
DATE: _____	DATE: _____