

County of Marin
Department of Public Works
OFFICE OF THE ROAD COMMISSIONER
FILM ENCROACHMENT PERMIT GENERAL CONDITIONS

1. **PERMIT TO BE KEPT AT WORK SITE.** This permit shall be kept at the site of the filming and must be shown to any representative of the Department of Public Works (DPW) or any law enforcement officer on demand.
2. **DEFINITION.** This permit is issued under Marin County Code §13.12. The term encroachment is used in this permit as defined in Section 660, Sub. B of the Streets & Highways Code of the State of California. This permit does not authorize, and it shall not be construed as authorizing, any infringement upon the highway referred to herein or as affecting property rights of others thereto.
3. **ACCEPTANCE OF PROVISIONS.** It is understood and agreed by the permittee that the performance of any filming under this permit shall constitute an acceptance of these provisions as well as those included in other attachments to this permit. This permit is for filming only and the only props allowed are cars. No special effects are allowed unless specifically stated on permit.
4. **NO PRECEDENT ESTABLISHED.** This permit is granted with the understanding that this action shall not establish any precedent on the question of the expediency of permitting any kind of encroachment to be erected within the right-of-way of County roads.
5. **PERMITS FROM OTHER AGENCIES.** The party or parties to whom this permit is issued shall, whenever required by law, secure the written order or consent to any film hereunder from any public board having jurisdiction. This permit shall be suspended in operation unless and until such order or consent is obtained.
6. **CALIFORNIA HIGHWAY PATROL REQUIRED.** When filming on County roads, traffic control shall be approved by DPW and provided by the California Highway Patrol (CHP). The film company must contract for these services directly with CHP and pay any necessary fees. CHP, located in Corte Madera, Marin County: (415)924-1100.
7. **WETTING OF THE ROADWAY.** Allowed only on condition that the CHP remains onsite until they deem the road safe for passage. Wetting of the road is NOT allowed if freezing temperatures are imminent.
8. **TRAFFIC AND PRIVATE PROPERTY.** The filming company must take all necessary measures to ensure that the filming activities do not unreasonably impede the flow of vehicular and pedestrian traffic, restrict access to public or private property, or damage public or private property. Best management practices include:
 - Two lanes of traffic should be kept open at all times except for short intervals not to exceed three minutes.
 - Access for ranchers and farmers to their agricultural lands should be maintained at all times.
 - The filming company should erect MTUCD compliant signage according to the latest Work Area Traffic Control Handbook.
 - The filming company should provide a set of short-wave radios for traffic control.
 - This permit allows no waiver of the California Vehicle Code or Marin County Code Title 15, Traffic
9. **RESTRICTED FILMING HOURS.** The filming company must comply with existing time restrictions and any time constraints that are applied under special circumstances. Filming on the following roads is not allowed on weekdays between 6:00 a.m. and 9:00 a.m. and between 3:30 p.m. and 6:00 p.m.:
 - Gate 6 Road
 - Bear Valley Road
 - Fallon – Two Rock Road
 - Lucas Valley Road
 - Nicasio Valley Road
 - Novato Boulevard
 - Panoramic Highway
 - Paradise Drive
 - Platform Bridge Road,
 - Pt. Reyes-Petaluma Road

Sir Francis Drake Boulevard between San Rafael and Inverness. No filming is allowed during weekends on Bear Valley Rd., Pierce Pt. Rd., and Sir Francis Drake Blvd past Inverness

10. **LIABILITIES FOR DAMAGES.** The permittee is responsible for all liability imposed by law for personal injury or property damage which may arise from filming allowed under this permit, or which may arise due to permittee's failure to perform under this permit. In the event any such liability is made against the County of Marin or any department, officer or employee thereof, permittee shall defend, indemnify and hold them and each of them harmless from such claim. Nothing herein is intended to impose on permittee any different or higher standard of care than that required by law. This permit shall not be effective for any purpose unless and until the above-named permittee files with DPW a safety bond in the form and amount required by said department if stated on the face hereof. The requirement that a bond be filed does not apply in the event the permittee is a governmental board, which derives its revenue by taxation, or any public agency or public utility having lawful authority to occupy the highway.
11. **STORAGE OF MATERIAL.** No material shall be stored within eight (8) feet of the edge of pavement or traveled way or within the shoulder line where the shoulders are wider than eight (8) feet. Any storage of equipment or machinery within the public road right-of-way will require prior consent of DPW.
12. **DAMAGE TO RIGHT-OF-WAY IMPROVEMENTS.** Any damage to the existing roadway, structures or survey monuments due to filming operations under this permit shall be restored to original condition by the permittee.
13. **CLEAN UP OF RIGHT-OF-WAY.** Upon completion of filming, all equipment, props, debris, or any other production materials and refuse shall be removed entirely and the right-of-way shall be restored to a condition at least as presentable as that which existed prior to the start of work.