



# MARIPOSA COUNTY

Board of Supervisors · 209-966-3222



## RESOLUTION - ACTION REQUESTED 2018-109

MEETING: March 20, 2018  
TO: The Board of Supervisors  
FROM: Marshall Long, District III Supervisor  
RE: Waive Encroachment Permit Fee for the Indian Gulch Run in Hornitos

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### RECOMMENDATION AND JUSTIFICATION:

Authorize Public Works to Waive the Encroachment Permit Fee of \$140 for the 42nd Annual Indian Gulch Run in Hornitos on March 25, 2018.

This event will be held in Hornitos with the start/stop location at the Hornitos Park, and will provide two mile, five mile, and ten mile courses. Additionally, Hornitos 4-H will be hosting a breakfast, and the race proceeds will benefit the cross country running team of Buhach Colony High School in Merced.

### BACKGROUND AND HISTORY OF BOARD ACTIONS:

The Board has waived encroachment permit fees for this and other events in the past.

### ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

Do not authorize Public Works department to waive the encroachment permit fee. The event organizers will need to pay for the encroachment permit fee, which may cause a hardship since the event is being sponsored by volunteers and it is not intended to be a money making event.

### ATTACHMENTS:

**Encroachment Permit Application - Insurance Certificate - map for Merced Running Club (PDF)**

**RESULT: ADOPTED BY CONSENT VOTE [UNANIMOUS]**

**MOVER:** Merlin Jones, District II Supervisor

**SECONDER:** Marshall Long, District III Supervisor

**AYES:** Smallcombe, Jones, Long, Cann, Menetrey

## M Rowney

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**From:** M Rowney <mpud@sti.net>  
**Sent:** Monday, February 26, 2018 2:56 PM  
**To:** 'mlong@mariposacounty.org'  
**Cc:** 'dkimble@mariposacounty.org'  
**Subject:** Merced Running Club Annual Indian Gulch Run  
**Attachments:** doc05113120180226153110

Marshall

Please see attached information on the Merced Running Club Indian Gulch Run. This year is the 42nd event. The Run is scheduled to take place on March 25 this year.

The Merced Running Club is the primary sponsor of the annual Amigo De Oro run held during the Mariposa County Fair. Merced Running Club is a non-profit organization that raises funds for school scholarships, family running events as well as funding the local boy scout troop.

Please consider this communication as a request for waiver of Encroachment Permit fees for the Annual Indian Gulch Run events. If you need additional information, please let me know.

Mark Rowney

MARIPOSA COUNTY  
APPLICATION FOR ENCROACHMENT PERMIT

TO: PUBLIC WORKS DEPARTMENT      DATE: \_\_\_\_\_      BUILDING PERMIT: \_\_\_\_\_  
4639 BEN HUR ROAD  
MARIPOSA, CA 95338

GENTLEMEN:

THE UNDERSIGNED HEREBY APPLIES FOR PERMISSION TO EXCAVATE, CONSTRUCT, AND/OR OTHERWISE ENCROACH ON A COUNTY RIGHT-OF-WAY ON see below ROAD AND AGREES TO DO THE WORK IN ACCORDANCE WITH COUNTY RULES AND REGULATIONS AND SUBJECT TO COUNTY INSPECTION AND APPROVAL, BY PERFORMING THE FOLLOWING WORK: (PLEASE FILL IN ALL BLANKS THAT APPLY).

- |  |  |
|--|--|
| 1. <input type="checkbox"/> DRIVEWAY               | 2. <input type="checkbox"/> NEW BUILDING/HOME  |
| <input checked="" type="checkbox"/> ROAD CROSSING  | <input type="checkbox"/> REMODEL EXISTING      |
| <input type="checkbox"/> WATER PIPE, CULVERT, ETC. | <input type="checkbox"/> NEW MAILBOX           |
| <input type="checkbox"/> LDA ROAD                  | <input type="checkbox"/> OTHER (EXPLAIN BELOW) |

3. DRIVING INSTRUCTION FROM A KNOWN LANDMARK TO LOCATION OF ENCROACHMENT, I.E., INTERSECTION OF COUNTY ROADS, STATE HIGHWAYS OR TOWN, ETC.

East race starting on High St in Hanigbas, turning south on  
Hornitos Rd + over onto Indian Gulch Rd - out 5.0 D. Race is 2.5+10  
miles.

4. ATTACH MAP SHOWING LOCATION AND SKETCHES SHOWING WHAT IS TO BE DONE, SHOW LOCATION OF THE STAKE MARKING PROPOSED ENCROACHMENT OR WORK TO BE DONE.

See attached map for the Indian Gulch - Hornitos Run

5. ASSESSOR'S PARCEL NUMBER: \_\_\_\_\_

6. ADDRESS OF PARCEL: \_\_\_\_\_

APPLICANT IS REQUIRED TO STAKE THE ENCROACHMENT WITH THE PINK CARD PROVIDED AND/OR NEW MAILBOX LOCATION WITH THE GREEN CARD PROVIDED.

NO PERMIT WILL BE ISSUED UNTIL POSTING HAS BEEN COMPLETED AND APPROPRIATE FEES HAVE BEEN COLLECTED. WORK WILL NOT BE STARTED UNTIL AN ENCROACHMENT PERMIT HAS BEEN ISSUED BY THE DEPARTMENT OF PUBLIC WORKS.

PERMIT NO. \_\_\_\_\_

DATE ISSUED \_\_\_\_\_

Race put on by the  
Merced Running Club

Sandra Erb  
OWNERS NAME (Please print)  
Sandra Erb  
SIGNATURE OF OWNER/APPLICANT  
3700 8th Ave  
OWNERS MAILING ADDRESS  
Merced CA 95340  
CITY STATE ZIP  
209-819-1083  
PHONE NUMBER

To: County of Mariposa  
Public Works Department

From: Sandy Erb  
Merced Running Club  
Co-Race Director, Indian Gulch-Hornitos Run

Subject: Encroachment Permit Application  
For Indian Gulch-Hornitos Run on Sunday, March 25

To Mariposa County Public Works Staff and Board of Supervisors:

This is the 42nd Annual Indian Gulch-Hornitos Run. I am applying for an Encroachment Permit for our event, in hopes that the fee of \$140 would be waved. This is a well managed event presented by the Merced Running Club in Merced, CA. This year myself, Gordon Wilkinson, and Al Garcia are Co-Race Directors.

The Merced Running Club is a non-profit organization and profits from our races eventually find their way back into the running community.

There are three additional pages attached to this application.

First is the copy of the Certificate of Additional Insurance made out to Mariposa County

Second is a map of the course that we use each year. The race starts and finishes on High Street. The run start on High Street then turns south onto Hornitos Road. The two mile event turns around on Hornitos Road. The five and ten mile races continue onto Indian Gulch Road. The turnarounds are shown on the map.

For safety, there will Runner on the Road signs on Hornitos Road on each side of High Street and on each side of Indian Gulch Road. There will also be two course monitors at each intersection. There will also be a Runners on the Road sign on Indian gulch Road prior to the 10 mile turnaround.

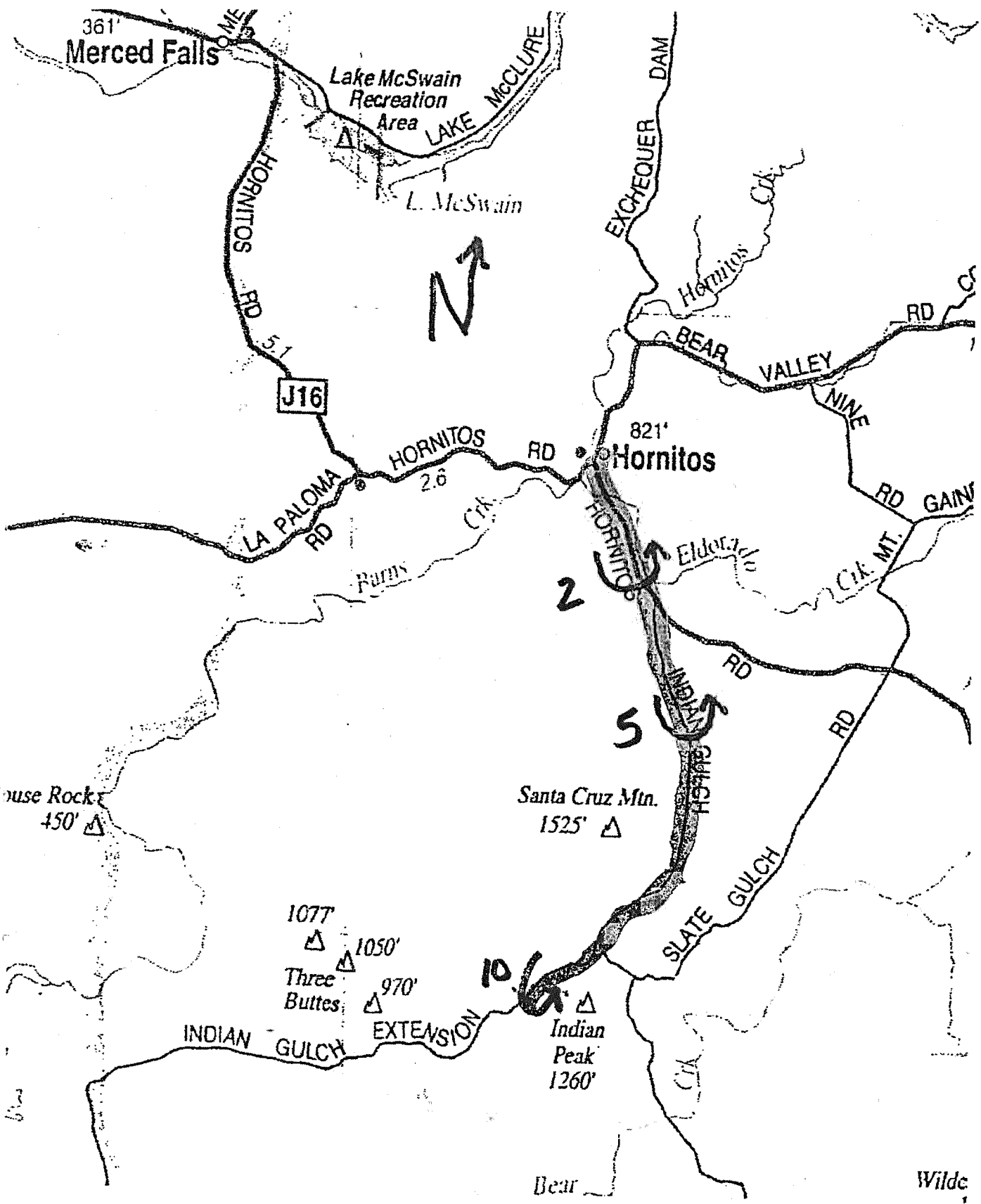
Additionally, there will be a water station at both the 5 mile and 10 mile turnarounds.

Third is a copy of our race entry form.

Thanking you in advance for consideration of waving the Encroachment Permit fees.

Sincerely,

Sandy Erb



361'  
Merced Falls

Lake McSwain  
Recreation  
Area

LAKE McCLURE

L. McSwain

HORNITOS  
RD

EXCHEQUER  
DAM

BEAR  
VALLEY

NINE

J16

HORNITOS  
RD

821'  
Hornitos

LA PALOMA  
RD

HORNITOS  
CRK

HORNITOS  
CRK

Eldorado

RD GAIN  
CRK. MT.

2

5

House Rock  
450' Δ

Santa Cruz Mtn.  
1525' Δ

1077' Δ

1050' Δ

Three  
Buttes

970' Δ

1060' Δ

Indian  
Peak  
1260'

INDIAN  
GULCH

EXTENSION

SLATE  
GULCH

Bear

Wilde



# CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

12/27/2017

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

**IMPORTANT:** If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

<b>PRODUCER</b> STAR Insurance - Fort Wayne Office 2130 East Dupont Road  Fort Wayne IN 46825  <b>INSURED</b> Road Runners Club of America/2018 and Its Member Clubs 1501 Lee Highway, Suite 140 Arlington VA 22209	<b>CONTACT NAME:</b> Margaret Mayers <b>PHONE (A/C, No, Ext):</b> (260) 467-5689 <b>FAX (A/C, No):</b> (260) 467-5691 <b>E-MAIL ADDRESS:</b> margaret.mayers@starfinancial.com  <b>INSURER(S) AFFORDING COVERAGE</b> <b>INSURER A:</b> National Casualty Company <b>NAIC #</b> 11991 <b>INSURER B:</b> Nationwide Life Insurance Co. <b>66869</b> <b>INSURER C:</b> <b>INSURER D:</b> <b>INSURER E:</b> <b>INSURER F:</b>
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**COVERAGES** **CERTIFICATE NUMBER: 2018 \$1M A.I.** **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL SUBR INSD WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
<input checked="" type="checkbox"/>	COMMERCIAL GENERAL LIABILITY					
A	CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR					EACH OCCURRENCE \$ 1,000,000
	<input checked="" type="checkbox"/> Legal Liability to Participant \$1,000,000		KR0000007170900	12/31/2017	12/31/2018	DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 500,000
	GEN'L AGGREGATE LIMIT APPLIES PER:			12:01 AM	12:01 AM	MED EXP (Any one person) \$ 5,000
<input checked="" type="checkbox"/>	POLICY PROJECT LOC		Abuse & Molestation			PERSONAL & ADV INJURY \$ 1,000,000
	OTHER: Aggregate \$5,000,000					GENERAL AGGREGATE \$ Unlimited
						PRODUCTS - COMP/OP AGG \$ 1,000,000
						Abuse and Molestation \$ 500,000
	AUTOMOBILE LIABILITY					
A	ANY AUTO ALL OWNED AUTOS	SCHEDULED AUTOS				COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000
<input checked="" type="checkbox"/>	HIRED AUTOS	<input checked="" type="checkbox"/> NON-OWNED AUTOS	KR0000007170900	12/31/2017	12/31/2018	BODILY INJURY (Per person) \$
				12:01 AM	12:01 AM	BODILY INJURY (Per accident) \$
						PROPERTY DAMAGE (Per accident) \$
						\$
	UMBRELLA LIAB OCCUR					EACH OCCURRENCE \$
	EXCESS LIAB CLAIMS-MADE					AGGREGATE \$
	DED RETENTION \$					\$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY	Y/N				PER STATUTE OTH-ER
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH)	N/A				E.L. EACH ACCIDENT \$
	If yes, describe under DESCRIPTION OF OPERATIONS below					E.L. DISEASE - EA EMPLOYEE \$
						E.L. DISEASE - POLICY LIMIT \$
B	Excess Medical & Accident (\$250 Deductible/Claim)		SPX0000028554500	12/31/2017	12/31/2018	Excess Medical \$10,000
				12:01 AM	12:01 AM	AD & Specific Loss \$2,500

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)  
 CERTIFICATE HOLDER IS NAMED AS AN ADDITIONAL INSURED AS RESPECTS TO THEIR INTEREST IN THE OPERATIONS OF THE NAMED INSURED. DATE OF EVENT(S): 03/25/18 2/5/10 Mila Road Race INSURED RRCA CLUB/EVENT MEMBER: Merced Running Club, Att'n: Richard Kogut, PO Box 3710, Merced, CA 95344

<b>CERTIFICATE HOLDER</b>  03/25/18 Mariposa County 4639 Ben Hur Road Mariposa, CA 95338	<b>CANCELLATION</b>  SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.  AUTHORIZED REPRESENTATIVE Terry Diller/LKR <i>Terry R. Diller, CPCU</i>
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42nd Annual

# Indian Gulch-Hornitos Run

2 Mile - 5 Mile - 10 Mile



**WHEN?** Sunday March 25, 2018

**TIME:** 7:15am - 8:15am Check-in and Race Day Reg.  
All races start at 8:30am.



**HOSTED BY:** Merced Running Club and Buhach Colony HS Cross Country

**EVENT:** Run the foothills surrounded by wildflowers and finish off with a hot pancake breakfast!

**ENTRY FEES:** \$25 Early Registration(postmarked by March 18th)  
\$23 MRC members(postmarked by March 18th)  
\$30 Race Day Registration.

**WALKERS ALLOWED  
IN THE 2 AND 5 MILE  
ONLY.**

**MAIL TO:** Sandy Erb / MRC  
2700 8th Ave  
Merced, CA 95341

**OR** Register Online at [RunSignUp.com](http://RunSignUp.com)

**MORE INFO:** Sandy Erb (209)819-1083 [erbsd2@yahoo.com](mailto:erbsd2@yahoo.com)  
Gordon Wilkinson (209)617-4042 [gdogruns@aol.com](mailto:gdogruns@aol.com)



**INCLUDED:** All participants get a hot pancake breakfast after the race...provided by Hornitos 4H Club.  
All participants reg. prior to March 18th will receive a running cap...all others while supplies last.

**AWARDS:** Plaques will be awarded to the top male and female in each race.  
Medals for 1st, 2nd, and 3rd place in 10 year increments.

**SPONSOR:** Gecko Pest Control, Merced 209-388-1800

**DIRECTIONS:** Hornitos is approx. 33 mi. from Merced. From north Hwy 99 take J-17 exit from Turlock to Hornitos through Snelling. From Merced and south, take Hwy 140 exit from Hwy 99 to Cathy's Valley. Turn left on Hornitos Rd. at the Oasis Store for approx. 11 mi. From Merced, take G St. to Snelling on to Merced Falls Rd. Turn rt. at Merced Falls Bridge to Hornitos.

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## 42nd Annual Indian Gulch-Hornitos Run

**WAIVER:** In consideration of your acceptance of my entry, I hereby, for myself, my executors, and administrators waive any and all rights and claims for damages may have against the person sponsors, Merced Running Club, Mariposa Co., race sponsors or organizations affiliated with the above. I further attest that I am physically fit and by signing this form I acknowledge I have read and fully understood my own liability and do accept the restrictions.

**PRINT**

**Name** \_\_\_\_\_

Sign here (parent or guardian if under 18)

X \_\_\_\_\_

**Address** \_\_\_\_\_

**RACE: (Circle One) 2 Mile - 5 Mile - 10 Mile**

**City** \_\_\_\_\_ **State** \_\_\_\_\_ **Zip** \_\_\_\_\_

**Total: \$** \_\_\_\_\_

**Phone** \_\_\_\_\_

**Checks payable to: Merced Running Club**

**Sex:** M or F **Age on Race Day?** \_\_\_\_\_