

**Beaverhead County Weed Board Resolution
For Subdivision Performance Bond Requirements**

Whereas; all subdivisions require at a minimum an inspection for the re-vegetation and/or weed management plan to ensure that the plan will actually work. This inspection will continue to use valuable time and resources of the Weed District. The Re-vegetation and/or Weed Management Plan are only good if they are followed. All plans require a follow-up inspection to ensure that the plan is being followed and is in fact working. This follow-up inspection and subsequent visits to monitor the plan will also consume valuable time and resources from the Weed District. The time and resources consumed is for not, if the plan is not followed or implemented.

Whereas; the Weed Plans that are submitted are at best, difficult to monitor and often times are not fully implement.

Therefore be it resolved; that a Performance Bond be required along with each Subdivision Weed Management Plan.

Therefore be it resolved; that a Performance Bond be established to ensure that each plan is fully followed and implemented. That the performance bond be based upon the amount of noxious weeds found on the entire subdivison and that the bond be based upon the formulas already adopted by the Beaverhead County Weed Board. The Beaverhead County Weed Department shall hold and maintain an account of the Performance Bond and no bond shall be released to the landowner unless a written signed performance evaluation is submitted to the Beaverhead County Weed District Board. The amount of the Bond shall be calculated based upon the formulas on the Beaverhead County Weed District Subdivision Performance Bond Work Sheet.

Approved by Beaverhead County Weed Board ____ day of _____,
20_____.

Signed by:

Beaverhead County Weed Board Chairman

Dated

Beaverhead County Weed District Subdivision Performance Bond Work Sheet

The Beaverhead County Weed District may require a performance bond to ensure that the Weed Management required in this plan is performed as the plan states. The cost associated with this work will constitute the amount of the bond. Portions of the bond will be released to the Landowner as those phases or portions are completed. The bond shall be for the total amount of weed management to take place over the three (3) years of the plan. If there is no need for Noxious Weed Management there maybe no bond. If only portions of the subdivision property are infested with noxious weeds, then the bond will be for that portion only, not the entire property. The landowner may institute the management techniques written in this plan to get their bond released. However if the work is not completed the Beaverhead County Weed District shall institute the management techniques described in this plan. The costs associated with this work will be paid from the bond amount. In this case the landowner shall be provided an opportunity to immediately comply with the management techniques written in the plan at their own expense. The Beaverhead County Weed District shall give written ten (10) day notice that if the work is not initiated by the landowners or his agent within the ten (10) days the Beaverhead County Weed District will initiate the process at the end of the ten (10) days. The following formulas may be used to determine the amount of the bond. All factors will be considered in figuring the amount of the bond! These formulas may not cover each or every possible situation. In those cases the comments section will be used to explain the circumstances associated with the bond amount. The landowner is encouraged to assist in these decisions.

MOWING: Cost per acre multiplied times the number of acres, multiplied time the number of years = Bond Amount.

HERBICIDE: Cost of herbicide @ prescribed rate per acre plus (+) the cost of Commercial Application per acre multiplied times the number of acres, multiplied times the number of years = Bond Amount.

CULTIVATION: Cost of Commercial Cultivation per acre multiplied times the acres, multiplied times the number of years, plus (+) the reseeding cost figured in the formula = Bond Amount.

HAND PULLING: Cost of labor per hour multiplied times the estimated number of hours to pull, multiplied times the number of acres multiplied times the number of years, plus (+) reseeding cost figured in the formula. = Bond Amount.

TOTAL BOND AMOUNT:

**The total bond amount will be all of the worked planned totaled together.
(Example: Mowing plus (+) Herbicide plus (+) Reseeding = Total Bond Amount.**

NOTE: All amounts will be figured using a commercial mower, applicator, cultivator, and/or seeder. The Weed Board shall choose the most effective management techniques.

Adopted by Beaverhead County Weed Board ____ day of _____, 20_____.

Signed by:

Beaverhead County Weed Board Chairman

Dated

BOND ESTIMATES FOR EACH PRACTICE USED

1. **Mowing** - \$75.00 per hour at 1 acre per hour with a minimum charge of \$150.00.
2. **Spraying** - ATV \$30.00 per acre plus the cost of the herbicide at retail prices with a minimum charge of \$75.00
3. **Spraying** - Backpacking \$350.00 per acre plus the cost of the herbicide at retail prices with a minimum charge of \$400.00.
4. **Hand Pulling** – a minimum charge of \$1,000.00 per acre will be used for hand-pulling.

Each landowner is invited/encouraged to take part in the planning process to develop and institute the Performance Bond.