

**LAND DISTURBING PERMIT**

Effective Date: \_\_\_\_\_

Permit Number \_\_\_\_\_

Expiration Date: \_\_\_\_\_

- | <u>Application Type</u>   | <u>Fee Attached</u>       |
|---|---------------------------|
| <input type="checkbox"/> SINGLE FAMILY DWELLING.....                                  | \$300                     |
| <input type="checkbox"/> LAND DISTURBANCE (COMMERCIAL/RESIDENTIAL) .....              | \$300 + \$50/acre or part |
| <input type="checkbox"/> SHORT TERM (60-DAY) LAND DISTURBING (RESIDENTIAL ONLY) ..... | \$150                     |
| <input type="checkbox"/> ANNUAL RENEWAL .....   | 100% of original fee      |

**Applicant:**

Name \_\_\_\_\_

Address \_\_\_\_\_

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

Phone \_\_\_\_\_ Email \_\_\_\_\_

**Property owner:**

Name \_\_\_\_\_

Address \_\_\_\_\_

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

Phone \_\_\_\_\_ Email \_\_\_\_\_

**Project:**

Site Plan or Building Permit Number \_\_\_\_\_

Physical Address \_\_\_\_\_

Subdivision / Lot Number \_\_\_\_\_

GPIN(s) \_\_\_\_\_

Total Lot Size \_\_\_\_\_ Disturbed Area \_\_\_\_\_

**Attachment (must select one):**

- For Detached Single Family Dwellings: Agreement in Lieu of Erosion and Sediment Control, Water Quality and Stormwater Management Plans for a Single-Family Residence
- For all other Projects: Page 2 of Land Disturbing Permit

APPROVED:

TOWN OF ASHLAND

BY: \_\_\_\_\_

Bond Amount \_\_\_\_\_

TITLE: Director of Public Works \_\_\_\_\_

Date Received \_\_\_\_\_

DATE: \_\_\_\_\_

Type of Payment \_\_\_\_\_

I hereby certify that I fully understand the provisions of the Town of Ashland Erosion and Sediment Control Ordinance and Program, and that I accept responsibility for carrying out the Erosion and Sediment Control Plan for the above referenced project as approved by the Town. I have read and understand the attached requirements of this permit and grant the right-of-entry onto this property, as described above, to the designated personnel of the Town of Ashland for the purpose of inspecting and monitoring for compliance with the aforesaid Ordinance.

The following general statements apply to all permits:

1. All projects shall conform to the Minimum Standards expressed in the Virginia Erosion and Sediment Control Regulations, effective September 13, 1990, and as amended from time-to-time.
2. This permit and a copy of the approved plan must be kept on the work site and shown when requested.
3. The limits of disturbance, wetlands and Chesapeake Bay protection areas must be flagged by the owner/owner's representative and checked by Town Inspector prior to beginning work on site.
4. The Town must be notified when work commences and when the project is completed.
5. Other work (grading, excavating, construction) on the project shall not commence until the appropriate erosion and sediment controls are in place as specified on the plan, and approved by the Town Inspector.
6. Applicant agrees to be responsible for any and all damages to any other installations already in place as a result of work covered by this permit.
7. Applicant agrees to maintain the erosion and sediment control measures in satisfactory operating condition until final, permanent stabilization is achieved.
8. The land-disturbing permit may be revoked if the Town of Ashland determines that the project is not in compliance with the conditions of the approved plan, or if the applicant fails to implement the approved plan.
9. An approved plan may be changed by the Town if inspection has revealed the inadequacy of the plan to satisfy applicable regulations.

Section 5.5 of the Ashland Town Code requires that a Performance Guarantee be posted with the Director of Public Works in the amount approved by the Director of Public Works. Such Guarantee shall be conditioned to conform any work to approved standards, specifications and criteria as set out in the Approved Erosion and Sediment Control Plan. Final inspections of the project shall be made by the Town of Ashland and the release of the Performance Guarantee is contingent upon the findings of such inspections. Release shall occur within 60 days after disturbed areas are deemed adequately stabilized by the Director of Public Works or designee.

\_\_\_\_\_  
Signature of Responsible Land Disturber

Printed Name: \_\_\_\_\_ RLD Number: \_\_\_\_\_

STATE OF VIRGINIA  
COUNTY OF HANOVER

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_

By \_\_\_\_\_, Responsible Land Disturber.

My Commission Expires: \_\_\_\_\_ NOTARY PUBLIC \_\_\_\_\_

TOWN OF ASHLAND DEPARTMENT OF PUBLIC WORKS

(804) 752-6875

**AGREEMENT IN LIEU OF EROSION AND SEDIMENT CONTROL, WATER QUALITY, AND STORMWATER MANAGEMENT PLANS FOR A SINGLE-FAMILY RESIDENCE**

This Agreement is issued in place of an Erosion and Sediment Control Plan, a Water Quality Plan, and a Stormwater Management Plan for a Single-Family Detached Residential Structure. It is valid only when signed by all parties and is accompanied by a Town of Ashland Land Disturbing Permit. Its authority is contingent on compliance with the following requirements:

**A. Erosion and Sediment Control:** Permittee shall adhere to the Minimum Standards of the Virginia Erosion and Sediment Control Regulations, the Town of Ashland Erosion and Sediment Control Ordinance and the following:

1. Attach plot plan to this agreement for Town of Ashland (TOA) review and approval. Plan shall show, at a minimum, site boundary, buildings, driveways, walkways, erosion and sediment control measures, existing and proposed contours, and spot elevations around buildings. It shall also demonstrate adequate drainage from the site, no increased flow onto adjacent properties, and off-site drainage improvements (public or private), if required.
2. Schedule a pre-construction meeting with Town staff at least two business days prior to start of construction.
3. Prior to beginning any construction activities, install Construction Entrance and the following Erosion and Sediment Control measures as shown on plot plan and/or specified by Town staff during pre-construction meeting:

4. During construction, the adjacent road, properties, existing drainage structures, streams, etc., shall be protected from erosion or sediment deposition from this project.
5. All denuded areas on the lot shall be stabilized within 7 days of final grading with permanent vegetation or a protective ground cover suitable for the time of year.
6. Submit Land Disturbing Permit bond with the Department of Public Works as follows (select one):
  - \$1,200 (up to 10,000 sq. ft. disturbed area)
  - \$2,400 (over 10,000 sq. ft. disturbed area)

**B. Water Quality Plan:** Permittee shall adhere to performance standards stated in the Town of Ashland Water Quality Protection Ordinance, which represent minimum practices necessary to protect the quality of water resources from non-point source pollution resulting from construction projects. These performance standards are as follows:

1. The land disturbance shall be limited to the construction footprint.
2. A wetland assessment shall be completed, and a report submitted to the Town unless the Director of Public Works (or designee) approves a waiver. If wetlands are identified, they shall be delineated and flagged. Wetland permits shall be obtained if required from appropriate state or federal agencies. Select one for waiver request:
  - An explanation and information are attached to support waiver
  - This is part of an approved subdivision where wetlands have been addressed.

Name of Subdivision: \_\_\_\_\_

3. Ingress and egress during construction shall be limited to one access point.
4. Indigenous vegetation shall be preserved to the maximum extent possible. Existing, healthy trees over 6 inches in diameter shall be preserved outside of the limits of disturbance.
5. Clearing shall be allowed only to provide necessary access, drainage, and utilities as approved by the Town Manager or designee.
6. Impervious cover shall be minimized to promote the infiltration of storm water.
7. Disposition of natural waters and storm waters on and off the site shall be provided so as not to have a detrimental effect on the property of others or public lands and conform to the standards of the Town of Ashland Water Quality Protection Ordinance.

8. Additional measures specified by the Town of Ashland:

**C. Stormwater Management Plan:** Permittee shall adhere to the below requirements to ensure compliance with the applicable post-construction stormwater management provisions of the Town of Ashland Virginia Stormwater Management Program (VSMP) Ordinance and all State and Federal Regulations.

1. A copy of this signed and dated agreement shall be maintained on-site during construction. It must be included in the on-site Stormwater Pollution Prevention Plan (SWPPP) if a Construction General Permit (VAR10) was issued for project.
2. Submit a TOA Stormwater Fee Form with applicable fee.
3. Post-construction runoff from the property shall be minimized to the maximum extent practicable and shall be controlled to prevent flooding or erosion damage from occurring on adjacent or downstream properties. These practices shall be followed to meet this requirement:
  - a. Direct runoff from rooftops as non-erosive sheet flow to well-vegetated areas on the property to the maximum extent practicable,
  - b. Direct runoff from on-lot impervious surfaces (e.g., driveways, parking areas, sidewalks) as non-erosive sheet flow to well-vegetated areas on the property to the maximum extent practicable, and
  - c. Direct runoff from lawns as non-erosive sheet flow to undisturbed naturally vegetated areas on the property to the maximum extent practicable.

Failure to comply with any of the requirements above may result in the revocation of this Agreement and may require the submittal of a project-specific Erosion and Sediment Control Plan, Water Quality Plan and/or Stormwater Management Plan in accordance with the Town of Ashland ordinances. In addition, failure to comply with these requirements within three (3) working days following notice by Town of Ashland staff may result in citation for violation of the Town of Ashland’s Erosion and Sediment Control Ordinance, Water Quality Protection Ordinance and/or Stormwater Management Ordinance.

I certify under penalty of law that I have read and understand these requirements:

Signed: \_\_\_\_\_ Date: \_\_\_\_\_

Printed Name: \_\_\_\_\_

Select One:

- Property Owner
- Responsible Land Disturber (RLD Number \_\_\_\_\_)

**TOWN OF ASHLAND**

Approved: \_\_\_\_\_

Title: \_\_\_\_\_ Director of Public Works

Land Disturbing Permit Number: \_\_\_\_\_