



# LAND DISTURBING PERMIT

## WHAT IS A LAND DISTURBING PERMIT?

A land disturbing permit is a document granting permission to undertake a land disturbing activity which is more than 10, 000 square feet (or 2,500 square feet in the CBPA). You must obtain a permit prior to removing natural vegetation from the soil surface or doing any earthwork.

## WHY DID I NEED A LAND DISTURBING PERMIT?

The County Ordinance, in compliance with the Virginia Erosion and Sediment Control Law, requires a Land Disturbing Permit. The law addresses problems created when natural vegetation is removed from the soil, causing disruption, to the soil and accelerated soil erosion, thus creating further environmental problems.

## WHAT MUST I PROVIDE TO OBTAIN A LAND DISTURBING PERMIT?

An Erosion Control Plan detailing the methods and techniques that will be used in the control of erosion and sedimentation during and after the land disturbing activities.

You must prepare this Erosion Control Plan according to Chapters 3 and 6 of the Virginia Erosion and sediment Control Handbook.

A completed Land Disturbing Permit Application.

A completed Land Disturbing Agreement with the required performance surety (bond, letter of credit, etc.)

**A FILING FEE: \$150.00**

## WHAT ARE THE PROCEDURES FOR OBTAINING A PERMIT?

Submit the Erosion Control Plan to the Planning and Zoning Department as part of a site plan or subdivision plan for the project.

Copies of the Erosion Control Plan will be distributed to other State and County agencies for their review and approval.

Following approval of the Erosion Control Plan by Planning Staff, and submission of the required paperwork and surety, you may obtain a Land Disturbing Permit within forty-five (45) working days. Please note the

Planning and Zoning Department will not issue the Permit before preliminary site or subdivision plan approval has been granted.

## HOW IS THE PLAN IMPLEMENTED AND ENFORCED?

Following the above noted approvals, you must schedule an on-site preconstruction conference before starting the land disturbing activity.

Staff will periodically inspect the land disturbing activity to insure compliance. If the plan is not being implemented properly, upon written notice, you must correct the deficiencies or be subject to penalties as prescribed by law. These penalties may include, but are not limited to, revocation of the permit, a court injunction, or a fine up to \$1,000 and thirty (30) days imprisonment.

## HOW LONG IS THE LAND DISTURBING PERMIT VALID?

The permit is valid for a specified period of time. If there are no outstanding erosion control problems, the Environmental Division will extend the permit. Once the site has been satisfactorily stabilized, Planning Staff will authorize release of the surety.



I further grant the right of entry onto this property as described above, to the designated personnel of locality of the purpose of inspecting and monitoring for compliance with the aforesaid Ordinance.

The following general statements shall apply to all permits:

1. All projects shall conform to the standards and specifications and other criteria adopted by Surry County unless a variance has been granted in writing by this locality.
2. This permit must be kept on the work site and shown on request.
3. The locality must be notified when work commences and when the project is completed.
4. 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.
5. Applicant agrees to be responsible for any and all damages to any other conservation measures already in-place as a result of work covered by this permit.
6. Applicant agrees to maintain the conservation measures in satisfactory operating condition until final, permanent stabilization is achieved.
7. The land disturbing permit may be revoked, should the locality determine that the project is not in compliance with the conditions of the approved plan.

I, applicant, certify that I have read and understand the above requirements of this permit.

SUBMITTED:

\_\_\_\_\_  
(Applicant signature)

\_\_\_\_\_  
(Date)

APPROVED:

\_\_\_\_\_  
(Program Administrator)

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
(Plan Approving Authority)

\_\_\_\_\_  
(Date)