



Cumberland County Planning Department
 P.O. Box 110, Cumberland, VA 23040
 P: (804) 492-3520 F: (804) 492-9224

Agreement in Lieu of an Erosion & Sediment Control Plan

Applicant shall complete all information as noted in blank spaces below.

In lieu of submission of an erosion and sediment control plan for the construction of this single-family dwelling, I agree to comply with any reasonable requirements determined necessary by employees of Cumberland County representing the Erosion and Sediment Control Program Administrator. Such requirements shall be based on the conservation standards contained in the Cumberland Erosion and Sediment Control Ordinance and shall represent the minimum practices necessary to provide adequate control of erosion and sedimentation on or resulting from this project.

PROPERTY OWNER INFORMATION:

Name: _____

Address: _____

Phone #: _____

Mobile #: _____

E-Mail: _____

APPLICANT INFORMATION:

Name: _____

Address: _____

Phone #: _____

Mobile #: _____

E-Mail: _____

PROJECT INFORMATION:

Project Name: _____

Location : _____

TM #: _____ Disturbed Area: _____ sq. ft.

Project start date: _____

Project est. completion date: _____

Add'l Info: _____

RESPONSIBLE LAND DISTURBER:

Name: _____

Address: _____

Phone #: _____

Mobile #: _____

RLD License #: _____ Expiration date: _____

The responsible land disturber and the property owner are responsible for land disturbance activities occurring on a parcel or lot. All necessary erosion and sediment control practices shall be implemented in accordance with the Minimum Standards of the Virginia Erosion and Sediment Control Regulations and the Cumberland County Erosion and Sediment Control Ordinance in order to protect against the transport of soil and sediment from the property. As a minimum, this Agreement in Lieu of an Erosion and Sediment Control Plan (the "Agreement") shall require:

1. A temporary stone construction entrance (or stable driveway) shall be provided wherever traffic will be entering a construction site and transporting mud directly onto a public or private roadway;
2. Silt fencing or other protective measures shall be installed on the down slope of all disturbed areas and other disturbed areas where sediment may leave the site. **PROTECTIVE MEASURE SHALL BE PROVIDED BEFORE LAND DISTURBING ACTIVITY MAY COMMENCE;**
3. **All cleared areas on the lot shall be stabilized within seven (7) days of final grading** with permanent vegetation or a protective ground cover suitable for the time of year. Temporary soil stabilization (temporarily seeded or mulched) shall be applied within seven (7) days to all cleared areas including areas that may not be at final grade but which will remain dormant (undisturbed) for longer than fourteen (14) days. All areas that are to

be left dormant/undisturbed for more than fourteen (14) days shall be temporarily seeded and/or mulched within seven (7) days of clearing or rough grading;

- **Mulching:** Mulch shall provide a minimum of 75% ground cover when applied. For straw mulch, apply approximately 80 lbs. per 1,000 sq. ft. of disturbed area.
- **Liming:** Apply based on soil test recommendations. If a soil test is not available, apply 50 lbs. per 1,000 sq. ft. (1 ton per acre) for temporary seeding, or for permanent seeding 100 lbs. per 1,000 sq. ft. (2 tons per acre). Lime shall be incorporated into the top 2-4 inches of the soil.
- **Fertilizer:** Apply based on soil test recommendations. If a soil test is not available, apply 10 lbs. per 1,000 sq. ft. (450 lbs. per acre) of 10-10-10 for temporary seeding, or for permanent seeding 12 lbs. per 1,000 sq. ft. (500 lbs. per acre) of 10-20-10. Fertilizer shall be incorporated into the top 2-6 inches of the soil.

4. All culverts outside of the VDOT right of way shall be sized by a surveyor or engineer to accommodate a 10-year storm event without overtopping along limits, streams, lakes, floodplains & swamps.

I further understand that failure to comply with such requirements within ten (10) working days following notice by the representatives of Cumberland County could result in citation for violation of the Cumberland County Erosion and Sediment Control Ordinance.

The lot or parcel where the land disturbance has occurred shall be in substantial compliance with the Cumberland County Erosion and Sediment Control Ordinance prior to the issuance of a Certificate of Occupancy for the dwelling.

A Virginia Stormwater Management Permit (VSMP) is required by state law if the total amount of disturbed area exceeds one (1) acre in area. A VSMP permit for less than 1 acre of disturbance is needed if part of common plan of development (such as master plan for a rezoning request or a preliminary plat for a major subdivision). If such situation applies to your activity, please visit <http://www.deq.virginia.gov> or contact 804-698-4000 for more information about VSMP permits.

This Agreement shall remain in effect for one year from the date of approval. If, after one year, an adequate and permanent stand of vegetative cover has not been established and/or all necessary permanent erosion control practices are not yet properly installed, the applicant must submit a new agreement and pay fee.

I hereby certify that I accept responsibility for carrying out the Agreement and Stormwater Management Plan (if needed) for the above reference project. I further agree to comply with any additional requirements deemed necessary by the Cumberland County E&S inspector. I further grant the right-of-entry onto this property, as described above, to the designated personnel of Cumberland County for the purpose of inspecting and monitoring for compliance with the foresaid Ordinance.

_____	_____	_____
Name of Responsible Land Disturber (please print)	Signature of Responsible Land Disturber	Date
_____	_____	_____
Name of Applicant (please print)	Signature of Applicant	Date
_____	_____	_____
Name of Property Owner 1 (please print)	Signature of Property Owner 1	Date
_____	_____	_____
Name of Property Owner 2 (please print)	Signature of Property Owner 2	Date

OFFICE USE ONLY

APPROVED: _____
Program Administrator **Date**

FEE: _____ **DATE PAID:** _____ **COUNTY E&S FILE #:** _____