

# ARMSTRONG CONSERVATION DISTRICT

120 South Grant Ave, Ste 2  
 Kittanning, PA 16201-1450  
 (724) 545-3626 / Holly Laird E&S  
<http://www.armstrongcd.org>

EROSION AND SEDIMENT CONTROL APPLICATION			
<b>APPLICATION TYPE</b>	NEW <input type="checkbox"/>	INITIAL REVISION <input type="checkbox"/>	SUBSEQUENT REVISION <input type="checkbox"/>
<b>Project Name:</b>		<b>Municipality:</b>	
Site Location/Address:		Tax Parcel # - - -	
Total Project Area (Acres):	Total Disturbed Area (Acres):	Lat ° ' " Long ° ' "	
Receiving Water/Watershed Name:		Chapter 93 Classification:	Distance:
APPLICANT INFORMATION			
Applicant's Last Name	First Name	MI	Phone
Organization Name or Registered Fictitious Name			Email
Mailing Address			Phone
			Fax
		City	State Zip + 4
CONSULTANT FOR THIS PROJECT			
Last Name	First Name	Consulting Firm	
Mailing Address		City	State Zip + 4
Email		Phone	Ext
		Fax	
E & S CONTROL PLAN INFORMATION			
Have you included the following:	Permits Required:	Type of Submission:	
<input type="checkbox"/> Attached Fees	<input type="checkbox"/> NPDES General	Residential: # of Disturbed Acres _____	
<input type="checkbox"/> Written Narrative	<input type="checkbox"/> NPDES Individual	Commercial/Industrial: # of Disturbed Acres _____	
<input type="checkbox"/> E & SC Calculations	<input type="checkbox"/> Erosion Permit (25+ acres)	Government: # of Disturbed Acres _____	
<input type="checkbox"/> Complete Set of Drawings	<input type="checkbox"/> Water Encroachment (GP)	Other: # of Disturbed Acres _____	
<input type="checkbox"/> Stormwater – Pre/Post	<input type="checkbox"/> Joint Permit 401/404	Timber Harvest: # of Disturbed Acres _____	
E & S PROJECT FEES			
Initial Project Fee \$ _____ (see NOTE)		<b>NOTE:</b> Project fees include initial review and one subsequent resubmission review, site inspections, technical assistance, complaint response, educational programs and administrative support.	
Subsequent Revision Fee \$ _____ (50% of initial fee)			
GP Project Fee (if applicable)\$ _____			
Payable to the: "Armstrong Conservation District Clean Water Fund"			
NPDES PROJECT FEES			
*NPDES Base Fee \$ _____		* Fee Payable to the: Armstrong Conservation District Clean Water Fund	
**NPDES Disturbed Acre Fee (DEP) \$ _____		** Disturbed Acreage Fee (DEP) Payable to the:	
* Disturbed Acre Fee (District) \$ _____		<b>Commonwealth of PA Clean Water Fund</b>	
_____ Signature of Applicant or Agent		The applicant agrees to comply with all requirements of Pa Department of Environmental Protection's Title 25, Chapter 102, Erosion & Sedimentation Pollution Control Rules and Regulations, and further agrees to obtain all necessary federal, state, County, and local permits associated with subject project.	
_____ (Date)			
For District Use Only			
Application # _____	Review Fee \$ _____	Ck # _____	
Date: _____	NPDES Fee \$ _____	Ck # _____	

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## Project Fee Schedule

The following fees will be charged by the Armstrong Conservation District for **Erosion and Sediment Control Project Plan reviews**, as authorized by Act 217 – The Conservation District Law. These fees are effective July 1, 2019. Plans cannot be accepted for review without the appropriate project fee and application form. Contact the Armstrong Conservation District if assistance is required. **Note:**

**Project fees include plan reviews, site inspections, technical assistance, complaint response, educational programs and administrative support.**

## Erosion & Sediment (E&S)

- |   |  |
|---|--|
| Land disturbance < 5,000 sq ft and not part of any DEP permit   | - No Charge                            |
| Land disturbance > 5,000 sq ft to 1 acre  | - \$200.00                             |
| Land disturbance > 1 acre   | - \$200.00 per acre + NPDES Permit fee |
| General permit or waiver of permit  | - \$200.00 per acre                    |
| Joint permit application or small project permit  | - \$200.00 per acre                    |
| First additional review of same plan  | - No Charge                            |
| Second additional review of same plan   | - ½ of original fee total              |
|   |  |
| Single family residence < 1 acre and not part of a larger plan of development or needing any DEP permit | - No Charge                            |

(For fractional acreage, the acreage shall be rounded to the closest whole number and fees adjusted accordingly.)

### General NPDES Permit

District Permit Fee = \$500.00 + \$200 for each disturbed acre  
 (for fractional acreage, the acreage shall be rounded to the closest whole number)

- Project is not located in a special protection High Quality (HQ) or Exceptional Value (EV) Watershed.
- Total Cumulative Disturbed Area is 1.0 acre or greater over the life of the project.
- DEP Disturbed Acre Fee - \$100/acre (rounded to the nearest whole number)

### Individual NPDES Permit

District Permit Fee = \$1,500.00 + \$200 for each disturbed acre  
 (for fractional acreage, the acreage shall be rounded to the closest whole number)

- Project is located in a special protection High Quality (HQ) or Exceptional Value (EV) Watershed.
- Total Cumulative Disturbed Area is 1.0 acre or greater over the life of the project.
- DEP Disturbed Acre Fee - \$100/acre (round to the nearest whole number)

## **Armstrong Conservation District Erosion and Sediment Control Plan Review Rules and Guidelines**

### **I. Authority & Applicability**

- A. The Armstrong Conservation District (ACD) is delegated the responsibility to administer the Commonwealth's Erosion and Sediment Control (E&SC) Program and portions of the National Pollutant Discharge Elimination System (NPDES) Program under The PA Clean Streams Law. The Conservation District Law (Sec 9) provides the ACD with the authority to accept the responsibility to administer programs and to collect fees for services performed.
- B. The project fees shall apply to all plans that are submitted to the ACD requesting determination of Erosion and Sediment Control adequacy except as noted within these Rules and Guidelines.
- C. Agricultural Operations \_ Project fees shall not be applicable to agricultural operations engaged in normal farming activities (including manure storage facilities), and documented in an ACD approved conservation plan. When agricultural Best Management Practices (BMPs) are to be installed and no conservation plan has been approved by the ACD or when site disturbance occurs that is not part of the approved conservation plan, such as an earth disturbance for a building or any deviation from an approved conservation plan, the project fee schedule is applicable.

### **II. Fees**

- A. Project Fee Schedule – The ACD will charge the project fees found on Page 2 of the E&SC Plan "Application Form", which accompanies this set of Rules and Guidelines.
- B. Terms and Conditions – The following guidelines are to be utilized in determining the appropriate fee:
  - 1. Residential Developments – Fees charged in this category shall be based on the total disturbed project acres.
  - 2. Industrial, Commercial, Institutional and other Land Development – Fees charged in this category shall be based on the total disturbed project acres. This shall include office buildings, retail stores, restaurants, hotels/motels, manufacturing, warehouses, colleges, universities, churches and other non-profits.
  - 3. Timber Harvesting – Fees charged in this category shall be based on the total number of disturbed acres.
  - 4. Chapter 105 Water Obstruction and Encroachment General Permit (GP) E&SC plans – A \$200 fee per GP will be charged for GP E&SC plan review.
  - 5. Initial and Revision Submissions – The review fee is intended to cover the initial E&SC Plan review and one (1) subsequent revision. If additional reviews are required each resubmission shall be assessed a fee of 50% of the original review fee.
  - 6. Projects with additional acreage that was not included in the original submission, must submit a fee equal to the difference between the original acreage and new acreage.
  - 7. Phased Development Projects – For phased projects, the fee shall be based on either the total disturbed acres included in all phases of work or on the disturbed acres within the phase that is being reviewed for immediate development. Exceptions and conditions to this are as noted below:
    - a) On phased projects where an E&SC plan adequacy determination has been granted for the entire project and any of the phases have not been initiated within two years from the date of adequacy determination, the District reserves the right to require a new plan and upgraded controls in accordance with applicable laws.
  - 8. All reviews will be handed in the order they are received and reviewed within 30 days for initial determinations of adequacy.

C. Additional Fees – the ACD reserves the right to impose additional plan review fees of 50% of the initial review fee for plan reviews in accordance with the conditions listed herein:

1. Where the owner or owner's agent fails to directly address and attempt to resolve concerns expressed by the ACD after review of the resubmitted E&SC Plan and such negligence requires the ACD to conduct additional E&SC Plan reviews, the cost of additional plan reviews as indicated above shall be required for each submission thereafter.
2. When design of an E&SC Plan, which has been submitted and reviewed, is revised to the point that the previous E&SC Plan is not applicable the ACD shall require an additional initial project fee at the cost as indicated above. A 50% project fee shall be required for all subsequent submittals thereafter until adequacy has been determined.
3. Minor revisions to approved plans may be subject to reduced fees. It is the policy of the Armstrong Conservation District to allow a reduced fee for minor revisions to approved plans where the mandated 50% fee is deemed to be excessive for the amount of work required. All fees will be at the District's discretion and based on a percentage of the current fee schedule.

D. Special Conditions – the ACD reserves the right to adjust fees in accordance with the special conditions list herein:

1. Change of project – A submission of a different project on the same site shall be considered as a new project and shall be subject to a new review fee.
2. Letters of adequacy issued by the ACD for non NPDES projects are valid for one (1) year from the date of issuance. Failure to initiate earth disturbance within one (1) year of the issuance of the adequate review letter will invalidate the review and require a resubmission, which is subject to an additional fee, not to exceed the review fee schedule in effect at the time of the re-submittal.
3. Letters of adequacy issued by the ACD for General NPDES (PAG-02) projects are valid for five (5) years from the date of issuance. Failure to initiate earth disturbance within five (5) years of the issuance of the adequate review letter will invalidate the review and require a resubmission and permit renewal, which is subject to an additional fee, not to exceed the review fee schedule in effect at the time of the re-submittal.
4. Letters of adequacy issued by the ACD for Individual NPDES project are valid for five (5) years from the date of issuance. Failure to initiate earth disturbance within five (5) years of the issuance for the adequate review letter will invalidate the review and require a resubmission and permit renewal, which is subject to an additional fee, not to exceed the review fee schedule in effect at the time of the re-submittal.
5. Letters of adequacy for GP's shall be for the life of the GP.
6. Effective November 19, 2010, DEP is charging a \$100 / disturbed acre fee (payable to the Commonwealth of PA Clean Water Fund) for all General and NPDES construction activity permits. This fee is in addition to any and all fees payable to the District.

### **III. Withdrawal of Project**

A. Withdrawal of Projects – The following requirements shall be applicable to the withdrawal or termination of projects and request for refund of E&SC and fees.

1. A request for withdrawal of an E&SC Plan and refund of the submitted project fee must be in writing, stating intentions and/or reasons for the withdrawal.
2. It is the policy for the Armstrong Conservation District to terminate submitted projects where no extension requests were received or granted and the timely resubmission deadlines have not been met. If no request for return is received within sixty (60) days, the District will retain the fees and apply them to the potential resubmittal of the project. Administrative/permit fees will be retained for all projects. Submitted project materials will not be returned but will be made available for pick-up for a period of fifteen (15) days after the date of the termination letter. If the E&SC Plan review has been completed by the District prior to the request for refund, the request will be denied. If earth disturbance activities have been initiated on the project site, the request will be denied.