

# Erosion & Sediment Control Plan Review Application

Effective July 1, 2019

Plans cannot be accepted for review without the appropriate fees.

## For District Use Only

Application #: \_\_\_\_\_

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

### PROJECT INFORMATION

Project Name: \_\_\_\_\_ Municipality: \_\_\_\_\_  
Site Address: \_\_\_\_\_ Latitude: \_\_\_\_\_  
\_\_\_\_\_ Longitude: \_\_\_\_\_  
Total Project Acres: \_\_\_\_\_ Disturbed Acres: \_\_\_\_\_  
Receiving Waters \_\_\_\_\_ Chapter 93 Designation \_\_\_\_\_

### APPLICANT INFORMATION

Name: \_\_\_\_\_ Organization: \_\_\_\_\_  
Address: \_\_\_\_\_ Email: \_\_\_\_\_  
\_\_\_\_\_ Phone: \_\_\_\_\_

### CONSULTANT INFORMATION

Name: \_\_\_\_\_ Firm: \_\_\_\_\_  
Address: \_\_\_\_\_ Email: \_\_\_\_\_  
\_\_\_\_\_ Phone: \_\_\_\_\_

### PLAN FEES (Check All That Apply)

<input type="checkbox"/>	E&S Plans: All E&S Plans not requiring a permit and E&S Plans required for Chapter 105 permits.	<b>\$200</b> Check Payable to: <b>ACD Clean Water Fund</b>
<input type="checkbox"/>	NPDES & ESCGP Base Administrative Fee: General NPDES (PAG-01 & PAG-02)/ESCGP = \$500 Individual NPDES = \$1,500	\$ _____ Check Payable to: <b>ACD Clean Water Fund</b>
<input type="checkbox"/>	NPDES & ESCGP DEP Disturbed Acre Fee: \$100 per Disturbed Acre *Round to the nearest whole number.	\$ _____ Check Payable to: <b>Commonwealth of PA Clean Water Fund</b>
<input type="checkbox"/>	ACD Disturbed Acre Fee: For ALL NPDES & ESCGP Permits ONLY \$200 per Disturbed Acre *Round to the nearest whole number.	\$ _____ Check Payable to: <b>ACD Clean Water Fund</b>

\_\_\_\_\_  
Signature of Applicant or Agent

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

The applicant agrees to comply with all requirements of PA Department of Environmental Protection's Title 25, Chapter 102, Erosion & Sedimentation Pollution Control Rules & Regulations, and further agrees to obtain all necessary federal, state, county & local permits associated with subject project.

**PROJECT FEE EXAMPLES**

<b>E&amp;S Plans</b>	
\$200 Review Fee	
For all projects with less than 1 acre of earth disturbance. This includes all E&S Plans needed for Chapter 105 coverage & timber harvest sites or transmission lines that do not meet the threshold for permit coverage.	
<b>General NPDES* &amp; ESCGP Permits</b>	
*General NPDES Permit coverage applies if the project is <b><u>NOT</u></b> located in a special protection watershed, i.e. High Quality (HQ) or Exceptional Value (EV).	
EX: A Project with 2.4 Acres of Disturbance Permit Base Fee = \$500 DEP Disturbed Acre Fee = 2 X \$100 = \$200 ACD Disturbed Acre Fee = 2 X \$200 = \$400	EX: A Project with 9.5 Acres of Disturbance Permit Base Fee = \$500 DEP Disturbed Acre Fee = 10 X \$100 = \$1,000 ACD Disturbed Acre Fee = 10 X \$200 = \$2,000
<b>Individual NPDES Permits</b>	
EX: A Project with 2.4 Acres of Disturbance Permit Base Fee = \$1,500 DEP Disturbed Acre Fee = 2 X \$100 = \$200 ACD Disturbed Acre Fee = 2 X \$200 = \$400	EX: A Project with 9.5 Acres of Disturbance Permit Base Fee = \$1,500 DEP Disturbed Acre Fee = 10 X \$100 = \$1,000 ACD Disturbed Acre Fee = 10 X \$200 = \$2,000

**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. 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.
  - 2. 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.
  - 3. 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.
  - 4. 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 or Denial of Project**

#### A. Withdrawal of Projects – The following requirements shall be applicable to the withdrawal of projects.

1. No fees will be returned or refunded for a project withdrawal, including E&S Plans, General NPDES (PAG-01 & PAG-02), ESCGP & Individual NPDES Permits
  - a. If an E&S Plan is resubmitted after being withdrawn then the \$200 review fee will need to be resubmitted as well.
  - b. If the exact same project is resubmitted for a General NPDES (PAG-01 & PAG-02), ESCGP or Individual Permit a new Base Administrative Fee will be needed but the DEP Disturbed Acre Fee and ACD Disturbed Acre Fee will be credited from the withdrawn project.

#### B. Denial of Projects – The following requirements shall be applicable to the denial of projects.

1. No fees will be returned or refunded for a project withdrawal, including E&S Plans, General NPDES (PAG-01 & PAG-02), ESCGP & Individual NPDES Permits.
  - a. If an E&S Plan resubmitted after being denied then the \$200 review fee will need to be resubmitted as well.
  - b. If a General NPDES (PAG-01 & PAG-02), ESCGP or Individual Permit is resubmitted after being denied then all fees will need to be repaid at the time of resubmission. This includes the Base Administrative Fee, DEP Disturbed Acre Fee & ACD Disturbed Acre Fee.