



SOIL EROSION PERMIT APPLICATION

Part 91 of Act 451 of 1994 as amended

Oakland County Drain Commissioner

One Public Works Drive

Waterford, MI 48328-1907

Office: (248) 858-5389

Fax: (248) 858-1066

RESIDENTIAL/SINGLE LOT

Submit Date: _____

Site Classification: _____

PERMIT NO. _____

PLEASE TYPE OR PRINT IN INK AND DO NOT WRITE ABOVE THIS LINE

PERSON APPLYING FOR PERMIT: _____

1. **BUILDER'S COMPANY NAME:** _____

ADDRESS: _____

(APPLICATIONS WITH P.O. BOX NOS. WILL NOT BE ACCEPTED)

CITY: _____ STATE _____ ZIP CODE _____

COMPANY PHONE: (____) _____ MOBILE PHONE: (____) _____ FAX: (____) _____

EMAIL ADDRESS: _____

2. **ON SITE PROJECT CONTACT:** _____

ADDRESS: _____

CITY: _____ STATE _____ ZIP CODE _____

COMPANY PHONE: (____) _____ MOBILE PHONE: (____) _____ FAX: (____) _____

EMAIL ADDRESS: _____

3. **OWNERS NAME:** _____

ADDRESS: _____

CITY: _____ STATE _____ ZIP CODE _____

PHONE: (____) _____ MOBILE PHONE: (____) _____ FAX: (____) _____

EMAIL ADDRESS: _____

4. **MAIL CORRESPONDENCE TO (CHECK ONE):** BUILDER _____ OWNER _____

5. **LOCATION OF PROPERTY:**

CITY/VLG/TWP: _____ LOT/PARCEL# _____

SUBDIVISION: _____

SIDWELL NUMBER (TAX I.D.): _____ - _____ - _____ (REQUIRED)

PROPERTY ADDRESS: _____

PROPERTY IS LOCATED **N S E W** (CIRCLE ONE) OF _____

(ADJACENT LOT ADDRESS)

NEAREST **MAJOR** CROSSROADS _____

6. **TYPE OF CONSTRUCTION (CHECK ONE):**

_____ SINGLE FAMILY RESIDENCE _____ ADDITION TO A RESIDENCE

_____ FILL, LAND BALANCING, OR GRADING OPERATION

_____ OTHER (SPECIFY) _____

7. ANSWER "YES" OR "NO" TO THE FOLLOWING QUESTIONS:

- _____ A. WILL ANY SOIL BE REMOVED FROM THE SITE?
- _____ B. WILL ANY "FILL" MATERIAL BE BROUGHT INTO THE SITE?
IF YES, STATE AMOUNT AND TYPE OF FILL: _____
- _____ C. WILL VEGETATIVE RE-STABILIZATION (SOD, SEED & MULCH, LANDSCAPING, ETC.) BE PROVIDED
- _____ D. WILL THE ENTIRE LOT BE GRADED? IF YES, INDICATE AREA IN ACREAGE: _____
IF NO, INDICATE THE AREA OF EARTH DISRUPTION IN ACREAGE: _____
- _____ E. DOES THE LOT ADJUT A LAKE, STREAM, OPEN DRAIN, POND, OR WETLAND?

8. DOES THE PROJECT REQUIRE A MDEQ PERMIT: _____ -YES _____ -NO
(ATTACH A COPY THE MDEQ PERMIT OR A COPY OF THE PERMIT APPLICATION)

9. DISTANCE FROM EARTH DISRUPTION TO NEAREST OPEN DRAIN, LAKE, STREAM, POND OR WETLAND IN FEET: _____ AND NAME OF BODY OF WATER: _____

10. ANTICIPATED EARTH DISRUPTION STARTING DATE: _____
Month Year

11. ANTICIPATED PROJECT COMPLETION AND FINAL VEGETATION REESTABLISHED (SOD, SEED AND MULCH, LANDSCAPING, ETC) DATE: _____
Month Year

12. DURATION OF THE PROJECT IN DECIMAL YEAR(S), ROUNDED UP TO THE NEAREST 6-MONTH INCREMENT? _____

13. INCLUDE SITE PLAN SHOWING:

- a) LEGAL DESCRIPTION
- b) LOCATION MAP WITH NORTH ARROW (*Must be drawn on a separate sheet of 8 1/2" X 11" pape*)
- c) SUBDIVISION MAP (IF APPLICABLE)
- d) CONTOURS OR A TOPO MAP WHICH WILL ACCURATELY SHOW THE EXISTING NATURAL DRAINAGE PATTERNS. (WWW.TOPOZONE.COM)
- e) HOUSE, GARAGE, ROAD, DRIVEWAY, SWALES, LAKES, STREAMS, WETLANDS, PONDS, DITCHES, & CATCH BASINS
- f) CONTOUR INTERVALS, SLOPE DESCRIPTIONS, OFF-SITE LOW AREA
- g) TEMPORARY SOIL EROSION CONTROLS (SILT FENCE, STONE ACCESS DRIVE, ETC.)
- h) 1" – 3" STONE ACCESS DRIVE AFTER BASEMENT IS BACKFILLED (MINIMUM 12' X 50' OR TO BUILDING ENVELOPE)
- i) BOUNDARIES OF SOIL DISRUPTION
- j) TYPE OF PERMANENT VEGETATIVE RESTORATION: SOD, SEED/MULCH, BLANKETS, ETC.
- k) STATEMENT ON THE SITE PLAN STATING WHO IS RESPONSIBLE FOR MAINTENANCE OF THE SOIL EROSION CONTROLS AND THAT **"THE SOIL EROSION CONTROLS WILL BE MAINTAINED WEEKLY AND AFTER EVERY STORM EVENT."**
- l) **LOCATION AND DISTANCE TO NEAREST OPEN DRAIN, LAKE, STREAM, POND, OR WETLAND (MUST BE SHOWN ON SITE LOCATION MAP)**
- m) FOR SITE CLASSES 2, 3, 4, AND 5 THE SITE PLAN MUST BE AN ARCH. OR A CIVIL ENGINEERED DRAWING
- n) **ALL ITEMS MUST BE DRAWN TO SCALE**

14. Permit Fee Calculation

This permit will Determine the Site Classification:

Class 5	Project is on a lake/stream/wetland/open water of any kind and has a slope of 2% or greater
Class 4	Project is on a lake/stream/wetland/open water of any kind and has a slope of less than 2%
Class 3	Project is on a dry/wet detention basin with a sediment filter or on a retention pond
Class 2	Project is over 225 square feet and does not meet the requirements found in Class 3, 4 or 5
Class 1	Minor changes under 225 square feet of disturbance: additions, decks, etc.

- Please note that the Oakland County Drain Commissioner's Soil Erosion Unit has final determination the site classification.

Determine the Annual Inspection Fee:

Classification	Annual Inspection Fee:
Class 5	\$400
Class 4	\$200
Class 3	\$150
Class 2	\$100
Class 1	\$70

- Note: The minimum Annual Inspection Fee is (6) six months (0.5 year)

Plan Review Fee for all permits classifications is \$30

Total Permit Fee = Annual Inspect Fee x Duration of Project (Item No. 12) + Plan Review Fee =

Total Permit Fee = (_____ x _____) + \$30 = _____

Example of a Class 4 site with 1.5 year duration: $(\$200 \times 1.5) + \$30 = \$330$

Refunds will be sent to the property owner identified in Item No. 3

15. This permit will be renewed every (6) months from the anticipated final completion date (Item No. 12) until the project has all permanent soil erosion controls in place (final vegetation is specified as having every square foot of ground covered with a density of 90% and at least 1" in height)

16. **PERMIT CAN ONLY BE RENEWED FOR A MAXIMUM OF TWO (2) YEARS IF THERE IS NO ACTIVITY ON THE SITE FROM THE DATE OF APPLICATION.**

17. ENFORCEMENT ACKNOWLEDGEMENT

- A. FAILURE TO COMPLY WITH MICHIGAN'S SOIL EROSION AND SEDIMENTATION CONTROL PART 91 OF PUBLIC ACT 451 OF 1994, AS AMENDED ("PART 91"), AND THE COUNTY SOIL EROSION AND SEDIMENTATION ORDINANCE IS A CIVIL INFRACTION AND WILL RESULT IN ONE OR MORE OF THE FOLLOWING ACTIONS TAKEN BY THIS OFFICE: (1) A FINE UP TO \$2,500; (2) INSTALLATION OF SOIL EROSION AND SEDIMENTATION CONTROLS BY COUNTY ENFORCING AGENCY WITH ALL COSTS RELATED TO THE ADMINISTRATION, LEGAL COSTS, PERMIT OR RENEWAL FEES AND IMPLEMENTATION OF CONTROLS TO BE ASSESSED AGAINST THE PERMIT HOLDER AND/OR LANDOWNER WHICH MAY BECOME A LIEN ON THE PROPERTY IF NOT PAID; (3) A TEMPORARY RESTRAINING ORDER WILL BE FILED IN COURT TO RESTRAIN ANY AND ALL FURTHER CONSTRUCTION AT THE PROPERTY SITE, AND TO RECOVER DAMAGES TO THE NATURAL RESOURCES OF THE STATE; AND (4) AND ANY OTHER LEGAL ACTION NECESSARY TO ENSURE COMPLIANCE WITH MICHIGAN LAW.**
- B. A PERSON WHO KNOWINGLY VIOLATES PART 91 OR KNOWINGLY MAKES A FALSE STATEMENT IN AN APPLICATION FOR A PERMIT OR IN A SOIL AND SEDIMENTATION CONTROL PLAN MAY BE ORDERED TO PAY A FINE OF UP TO \$10,000 FOR EACH DAY OF VIOLATION.**
- C. A PERSON WHO KNOWINGLY VIOLATES PART 91 AFTER 5 DAYS AFTER THE LETTER DATE OF THE NOTICE OF DETERMINATION OF VIOLATION IS RESPONSIBLE FOR A PAYMENT OF A CIVIL FINE OF NOT**

JOHN P. McCULLOCH
OAKLAND COUNTY DRAIN COMMISSIONER

LESS THAN \$2,500.00 OR MORE THAN \$25,000.00 FOR EACH DAY OF VIOLATION. MCL 324.9121(1); 9121(2); AND 9121(3).

- D. BY APPLYING FOR AND ACCEPTING THIS PERMIT, THE PERMIT HOLDER AND/OR LANDOWNER HEREBY CONSENTS TO THE FOLLOWING: (1) THE AUTHORITY OF THE MICHIGAN DEPARTMENT OF ENVIRONMENTAL QUALITY, OR THE COUNTY ENFORCING AGENCY TO ENTER UPON THE PROPERTY AT ALL REASONABLE TIMES FOR THE PURPOSE OF INSPECTING AND INVESTIGATING CONDITIONS OR PRACTICES THAT MAY BE IN VIOLATION OF PART 91; (2) INSTALLATION OF SOIL EROSION AND SEDIMENTATION CONTROLS BY COUNTY ENFORCING AGENCY WITH ALL COSTS RELATED TO THE ADMINISTRATION, LEGAL COSTS, PERMIT OR RENEWAL FEES AND IMPLEMENTATION OF CONTROLS TO BE ASSESSED AGAINST THE PERMIT HOLDER AND/OR LANDOWNER WHICH MAY BECOME A LIEN ON THE PROPERTY.**
- E. NO EARTH DISRUPTION CAN OCCUR ON THIS SITE BEFORE THE ISSUANCE OF THE SOIL EROSION PERMIT.**

I HEREBY ACKNOWLEDGE THAT I HAVE READ, UNDERSTAND, AND ACCEPT THE ENFORCEMENT ACKNOWLEDGEMENT.

PROPERTY OWNERS INITIALS OR DESIGNATED AGENTS* INITIALS: _____

(See Designated Agent Note Below)

I UNDERSTAND THAT AN APPLICATION AND SITE PLANS THAT ARE INCOMPLETE AND/OR INCORRECT SHALL BE RETURNED RESULTING IN DELAY IN ISSUING A PERMIT. OCDC HAS 30 DAYS FROM THE DATE OF RECEIPT OF A COMPLETE AND CORRECT APPLICATION AND SITE PLAN TO COMPLETE THE REVIEW AND ISSUE THIS PERMIT.

NO EARTH DISRUPTION CAN OCCUR BEFORE THE ISSUANCE OF THE SOIL EROSION PERMIT.

I UNDERSTAND THAT THIS PERMIT WILL BE RENEWED EVERY (6) MONTHS FROM THE ANTICIPATED FINAL COMPLETION DATE (ITEM NO. 12) UNTIL THE PROJECT HAS ALL PERMANENT SOIL EROSION CONTROLS IN PLACE (FINAL VEGETATION IS SPECIFIED AS HAVING EVERY SQUARE FOOT OF GROUND COVERED WITH A DENSITY OF 90% AND AT LEAST 1" IN HEIGHT).

I (WE) AFFIRM THAT THE ABOVE INFORMATION IS ACCURATE AND THAT I (WE) WILL CONDUCT THE ABOVE DESCRIBED EARTH CHANGE IN ACCORDANCE WITH PART 91, SOIL EROSION AND SEDIMENTATION CONTROL, OF THE NATURAL RESOURCE AND ENVIRONMENTAL PROTECTION ACT, 1994 PA 451, AS AMENDED, APPLICABLE LOCAL ORDINANCES, AND THE DOCUMENTS ACCOMPANYING THIS APPLICATION. **(ALL SIGNATURES MUST BE ORIGINAL)**

LANDOWNER'S SIGNATURE	PRINT NAME	DATE
DESIGNATED AGENT'S SIGNATURE*	PRINT NAME	DATE

* The Designated Agent must sign the application along with the Landowner or have an original written and notarized statement from the Landowner authorizing the Designated Agent to sign a permit in the Landowners name if the Landowner is unable to sign the permit at the time of issuance.

Note that the holder of this permit is fully responsible for the overall maintenance of soil erosion control measures and all annual inspection fees until the permit is closed or transferred. To close a permit all permanent soil erosion controls must be in place and functioning. To transfer a permit a Permit Transfer Information form, or a similar form created by the Landowner, must be filled out and signed with original signatures then mailed or dropped off at the OCDC Soil Erosion Unit Offices. A permit cannot be transferred if there are any outstanding balances or violations against the permit.

Note: This timing and sequence chart is to be filled in by the applicant prior to submittal of the soil erosion application.

		OPERATION TIME SCHEDULE - BEGINNING:														
		Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec			
A	Soil Erosion Control Measures															
B	Excavate Basement															
C	Backfill Basement															
D	Stone Access Drive															
E	Complete All Earth Movement															
F	Seed & Mulch As Required															

