



Westmoreland County, Virginia

Land Use Administration

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Building Official
Zoning Official
Planning Commission
Board of Zoning Appeals
Board of Building Appeals
Wetlands Board

LAND DISTURBANCE PERMIT and BOND

(February 5, 2010)

Permit No: _____

Date Received: _____

When Impervious Cover is 833 square feet and greater and/or Land-Disturbance Activity is 2500 square feet and greater, three copies of a Site Plan drawn to scale are required to be submitted showing the property, all existing and/or proposed structure(s), and appropriate dimensions with the proposed Erosion and Sediment controls in accordance with the Virginia Erosion and Sediment Control Law and Chesapeake Bay Act for work performed on-site and off-site.

Three copies of Site Plans Copy of State permit Bond submitted

SECTION 1 APPLICATIONS

We, the undersigned RESPONSIBLE LAND DISTURBER or OWNER or OWNERS' AGENT, being (Circle ONE)

representative for the real estate described below submits the following

Performance Bond Letter of Credit Cash Bond (Circle ONE)

for the Site Plan approval or (Agreement in Lieu of Plan) for permission to:

(Project Description) _____

Tax Map Identification: _____ Acreage: _____ # Lots/Parcel _____

Applicant/Owner: _____ Email: _____

Applicants' Address: _____

City: _____ State: _____ Zip: _____

Phone #: _____ Phone #: _____ Phone #: _____

Responsible Land Disturber (RLD): _____

Responsible Land Disturber (RLD) Certification Number (Provide copy of): _____

Responsible Land Disturber (RLD) Address: _____

City: _____ State: _____ Zip: _____

Phone #: _____ Phone #: _____ Phone #: _____

BOND REQUIREMENT

Bonding is required to be submitted with a Site Plan for approval. The amount shall include the estimated cost of vegetation planting and installing and maintaining of erosion and sediment controls for the project.

In accordance with Chapter 54 of the Westmoreland County Code of Ordinances and to insure that the work will be completed in conformance with the Specifications of the County of Westmoreland, Virginia, this bond shall be deposited with the Treasurer of Westmoreland County, Virginia. Said sum shall be forfeited to the County of Westmoreland, Virginia, if we violate or breach any of our agreements herein contained, and we further agree that the decision of the Land Use Administrator or his agent shall be final and conclusive in regard to any inspection and approval required hereunder. We agree that the guarantee on deposit with the County Treasurer, at the option of the Land Use Administrator, may be used to reconstruct, repair, alter or improve the above described improvement so that it will pass the appropriate inspections. We further agree that any work performed without proper notification is subject to verification testing at our expense. Work items deemed insufficient by the Land Use Administrator or his agent shall be corrected or replaced at our expense prior to the release of the bonds. Upon satisfactory completion of the work, vegetations reestablished and acceptance by the Land Use Administrator, the bond amount within this contract will be returned to the Responsible Land Disturber, Owner or Lending Institution that furnished the Letter of Credit.

We further understand at our own expense and at no expense to the County of Westmoreland, Virginia, and under the supervision and subject to the inspection and final approval of the Land Use Administrator of the County of Westmoreland, Virginia, we agree that the construction will not be accepted or open to the Public until it has been inspected and approved as to the quality of workmanship of the work and materials, has met all the requirements and specifications adopted by the Land Use Administrator for this work. We tender with the petition, the following a bond:

===== **BOND AMOUNT** =====

ADMINISTRATOR'S OR ENGINEERS' ESTIMATE:
..... = \$ _____

DEVELOPMENT IN SEAWARD 50 FOOT BUFFER OF THE 100 FOOT RPA -- MINIMUM \$2,000.00

The area of land disturbed greater than one acre or portion of an acre: \$2,000 per acre. (# _____ acres) = _____

DEVELOPMENT IN LANDWARD 50 TO 100 FOOT BUFFER OF THE RPA ---- MINIMUM \$1,000.00

The area of land disturbed greater than one acre or portion of an acre: \$1,000 per acre. (# _____ acres) = _____

DEVELOPMENT IN THE 100 TO 200 FEET FROM WATER ----- MINIMUM \$500.00

The area of land disturbed greater than one acre or portion of an acre: \$500 per acre. (# _____ acres) = _____

DEVELOPMENT 200 FEET and GREATER FROM WATER ----- MINIMUM \$250.00

The area of land disturbed greater than one acre or portion of an acre: \$500 per acre. (# _____ acres) = _____

NOTE: All land disturbed shall be measured at a minimum of 10 feet from proposed construction, trees, structures or grading limits shown on the plan.

Tree Protection required within the construction limits: _____ (# _____) of trees @ \$100ea = _____

Temporary Sediment trap, diversion dikes, etc. _____ (# _____) of traps @ \$500ea = _____

Permanent Sediment trap: (Maintenance agreement by owner required) _____ (# _____) of traps @ \$500ea = _____

Linear construction (roads, ditches, etc.) shall be their width + 15 feet times length (_____) \$0.25 times) = _____

SUBTOTAL OF ALL BONDS: _____

Add 25% of the estimated bond amount for administrative cost = _____

TOTAL BOND AMOUNT TO BE SUBMITTED = _____

Should any violation be found before a permit is issued, the following increase to the bond and additional fees shall apply. Additionally, any work found outside the construction footprint or identified clearing limits shall be considered a VIOLATION and section 2, 3 AND 4 shall be assessed accordingly and in addition to the original bond.

AGREEMENT-IN-LIEU-OF-PLAN

In lieu of submitting an Erosion and Sediment Control Plan for **NEW SINGLE FAMILY HOME AND/OR THEIR RELATED ACCESSORY STRUCTURES when 2,500 square feet and greater of land disturbed or greater than 833 square feet of impervious area is being added** I, the undersigned, **SUBMIT THE BELOW REFERENCED BOND** and do hereby agree to comply with the requirements of the minimum Standards (1-19) of the Virginia Erosion and Sediment Control Regulations (VAC50-30-40) in their entirety and conservation standards contained in the Westmoreland County Erosion and Sediment Control Ordinance that includes but is not limited:

1. I understand and agree that if this plan should prove to be inadequate, then I will submit the required site plan in accordance with the code when directed to do so by the Land Use Administrator or his agent..
2. Should I fail to comply with this agreement within three (3) business days following a notice of correction or violation, Land Use Administrator may proceed with citations.
3. At a minimum, silt fencing shall be installed on all downward slopes prior to any land being disturbed and shall be maintained at all times during the project.
4. All disturbance activities shall be conducted in accordance with the Virginia Erosion and Sediment Control Regulations and at the direction given by the Westmoreland County Land Use Administrator or his agent.
5. All denuded areas on the lot or parcel shall be stabilized within seven (7) day of the final grading with permanent vegetation or protective ground cover suitable for the time of the year.
6. I further agree to call the appropriate inspections and allow staff upon the property to perform inspections relative to these and other regulations under the authority of the Land Use Administrator or his agent.

SECTION 2 VIOLATION

Bonds: now required @ THREE times the TOTAL BOND AMOUNT: _____ (X 3) = _____

NOTE: Article 3-1.12 (D) (2) (C) requires after the fact tree replacement shall be 3 trees of a minimum size of 3.5 inches or larger at DBH for each tree removed subject to the Administrator's approval.

Bay Act Mitigation schedule is NOT APPLICABLE.

Trees Removed (# _____) times 3 times \$400 each = _____

TOTAL BOND AMOUNT REQUIRED: _____ \$

SECTION 3 PERMIT FEES and SPECIAL INSPECTION FEES

Due to violations found, the following special inspection fees are required to achieve code compliance.

Administrative fees: After the fact or violations found @ \$40 per hour (# ____ Hours) = \$ _____

Special Inspection: _____ \$ _____

Permit Fee:

2,500 to 3,999.99 Square feet _____	\$	\$ 150
4,000 to 5,999.99 Square feet _____	\$	\$ 250
6,000 to 9,999.99 Square feet _____	\$	\$ 350
10,000 to 43,560 Square feet _____	\$	\$ 500
43,560 and Larger: \$500 plus \$100 for each additional acre or part of _____	\$	_____
Permit fees TRIPLES if work has started without a permit _____	\$	_____

TOTAL FEES REQUIRED: (NONREFUNDABLE) \$ _____

RLD or Agent Signature: Owner Signature (not required if RLD/Agent signed:

Responsible Land Disturber or Agent _____

Owner _____

By: _____ Title _____

Title _____ Date _____

Address _____

Address _____

City _____ State _____ Zip _____

City _____ State _____ Zip _____

Phone # _____ Fax# _____

Phone # _____ Fax# _____

Notary:

Notary:

County of _____

County of _____

Commonwealth / State of _____

Commonwealth / State of _____

The foregoing instrument was acknowledged
acknowledged

The foregoing instrument was

Before me this ____ day of _____
20__, By:

Before me this ____ day of _____
20 __ , By:

(Name person seeking acknowledgement)

(Name of person seeking acknowledgement)

Notary Public

Notary Public

APPLICATION and BOND have been:

Approved with Conditions: _____

Denied: ___ Lack of detail on plans ___ State Permit not submitted ___ Unsatisfactory Bond
Comments: _____

By: _____ Approved Denied Date: _____