

HANDY STORMWATER CONSTRUCTION PERMIT CHECKLIST

DOES THE PROJECT MEET THE THRESHOLDS?

Construction activities involving soil disturbances of one (1) or more acres; including disturbances of less than one acre that are part of a larger common plan of development or sale that will ultimately disturb one or more acres of land; or land disturbances of less than an acre if there is significant potential to degrade water quality.

Construction Activity(ies) - means any clearing, grading, excavation, filling, demolition or stockpiling activities that result in soil disturbance. Clearing activities can include, but are not limited to, logging equipment operation, the cutting and skidding of trees, stump removal and/or brush root removal. *(See the Construction Permit for exact language.)*

NOTE: Most individual residential and agricultural projects disturbing over an acre but less than 5 acres only need to prepare the erosion control portion of the Stormwater Pollution Prevention Plan (SWPPP).

YES: Check to see if the project is **exempt**.

NO: Proceed with regular local review - building permit / subdivision / site plan, etc..

IS THIS PROJECT EXEMPT?

- A.** Agricultural activity (crops, etc.) except the construction of agricultural buildings.
- B.** Silvicultural activity except that landing areas and log haul roads are subject to this law.
- C.** Routine maintenance activities that maintain the original line and grade, hydraulic capacity or original purpose of a facility.
- D.** Repairs to any stormwater management practice or facility deemed necessary by the NYSDEC.
- E.** Any part of a subdivision if a plat for the subdivision has been approved by the Town on or before the effective date of this law.
- F.** Land development activities for which a building permit has been approved on or before the effective date of this law.
- G.** Cemetery graves.
- H.** Installation of fence, sign, telephone, and electric poles and other kinds of posts or poles.
- I.** Emergency activity immediately necessary to protect life, property or natural resources.
- J.** Activities of an individual engaging in home gardening by growing flowers, vegetable and other plants primarily for use by that person and his or her family.
- K.** Landscaping and horticultural activities in connection with an existing structure.

YES: Proceed with regular local review - building permit / subdivision / site plan, etc.

NO: Give Applicant "Stormwater Packet for Small Construction Sites"

WHAT IF THE HOMEOWNER REFUSES TO TAKE THE PACKET?

1. Explain that County SWCD will assist with plans, SWPPP and NOI. Call: 776-7398 x 3
2. Remind Applicant that neighbors may call NYSDEC with complaint which could lead to enforcement action of up to \$37,500 per violation per day!!!

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