SOIL AND EROSION CONTROL AFFIDAVIT

This affidavit is required on all jobs where ANY land disturbing activities are tp take place.

Construction Site Name:_____
Construction Site Address:_____
Property Owner:_____ Phone_____
Address (Owner): _____

Authorized Representative / Applicant:_____
Phone: _____
24 Hour Contact Person: _____ Phone:_____

My signature hereto signifies that I am the person responsible for compliance with the Soil Erosion and Sedimentation Control Ordinance. I hereby acknowledge that Best Management Practices (BMP's), per the Manual for Erosion and Sediment Control in Georgia, must be used to control soil erosion on my job site which includes (but, not limited to) at a minimum the following:

1. **Proper installation and regular maintenance** of silt barriers (i.e. silt fences, hay bales, etc.) in those areas where water exits the job site:
2. **Proper installation and regular maintenance** of a gravel construction entrance with geotextile under-liner to keep soil and mud from being tracked from vehicles onto the roadways:
3. Removal of mud from the roadway or adjacent property immediately following any such occurrence:
4. Maintenance and removal of sediment from detention ponds, sediment basins, sediment traps, etc.,
5. **Conduct no land disturbing activities within 25 feet** of the banks of streams, lakes wetland, etc. (i.e. **State waters**) (within 50 feet of any trout stream):
6. Cut-fill operations must be kept to a minimum:
7. Land disturbing activities must be limited to and contained within the site of the approved plans.
8. Disturbed soil shall be stabilized as quickly as practicable **(within 14 days):**
9. Temporary vegetation or mulching shall be employed to protect exposed critical areas during development (Blankets or Matting are required on all slopes of 3 feet horizontal to 1 foot vertical (3:1) or steeper):
10. Cuts and fills may not endanger adjoining property
11. Fills may not encroach upon natural watercourses or constructed channels in a manner so as to adversely affect other property owners:
12. Mud or silt(sediment) may not enter a stream, river, lake or other state water.

Note:

1) **Best Management Practices (BMP's)**: A collection of structural measures and vegetative practices which, when properly designed, installed and maintained, will provide effective erosion and sedimentation control for all rainfall events up to and including a 25 year, 24-hour rainfall event.
2) **State Waters**: Any and all rivers, streams, creeks, branches, lakes, reservoirs, ponds, drainage systems, springs, wells and other bodies of surface or subsurface water, natural or artificial, lying within or forming a part of the boundaries of the State which are not entirely confined and retained completely upon the property of a single individual, partnership, or corporation.

Any person violating any provisions of the Erosion and Sedimentation Ordinance, permitting conditions, or stop work order shall be liable for monetary penalty not to exceed **$2,500 with a minimum of $1,000 per day for each violation**, by a sentence of imprisonment not exceeding 60 days in jail or both fine and jail or work alternative. **Each day the violation or failure or refusal to comply shall constitute a separate violation.**

Property owners, developers, and contractors should be advised that while the Erosion and Sedimentation Act and Local Ordinance provides for fines of up to $2,500 per day per violation, the GA Water Quality Control Act provides for fines of up to $50,000 per day per violation. lots are sold **Please note that the ORIGINAL LAND DISTURBING ACTIVITY PERMIT holder is responsible for all land disturbing activity on the property – even if the lots are sold**. Some liability may be alleviated if the original LDA Permit holder writes into his agreements of sale specific wording which ties all future development to the approved LDA Plan and Permit, including references to State Law and City of Bremen Ordinances.

NOTE: Effective August 1, 2000 a new EPD NPDES PERMIT for storm water discharges form construction site activities (GAR100000) requires a permit be applied for and issued for all tracts or greater than 5 acres (not just disturbed area or each phase) and is retroactive to all ongoing construction which began prior to that date. The Law requires inspections and monitoring by the Design Professional.

I hereby further acknowledge that The City of Sky Valley Development Department inspection staff may refuse to make development inspections, may issue stop work orders, and may issue summons to Municipal Court for failure to comply with erosion control requirements.

Signature:_____ Date Signed:_____