

## COUNTY LOCAL LAWS

ORIGINAL PERMIT AND THE FEE REQUIRED FOR THE ENTIRE GRADING AND SEDIMENT CONTROL PROJECT.

## SECTION 83A-8. CONDITIONS UPON ISSUANCE

IN GRANTING ANY PERMIT, THE DIRECTOR MAY ATTACH SUCH CONDITIONS THERETO AS HE MAY DEEM REASONABLY NECESSARY TO PREVENT DANGER TO PUBLIC OR PRIVATE PROPERTY OR ANY SEWER, STORM DRAIN OR WATERCOURSE, OR TO PREVENT THE OPERATION FROM BEING CONDUCTED IN A MANNER HAZARDOUS TO LIFE OR PROPERTY, OR IN A MANNER, LIKELY TO CREATE A NUISANCE. SUCH CONDITIONS MAY INCLUDE, BUT ARE NOT LIMITED TO THE ERECTION OR INSTALLATION OF WALLS, DRAINS, DAMS AND STRUCTURES, PLANTINGS, AND VEGETATION, EROSION, AND SEDIMENT CONTROL MEASURES OR DEVICES, FURNISHING NECESSARY EASEMENTS, AND A SPECIFIED METHOD OF PERFORMING THE WORK. NO PERMIT SHALL BE ISSUED UNTIL A GRADING, EROSION, AND SEDIMENT CONTROL PLAN IS APPROVED BY THE DISTRICT, AND THE DEVELOPER CERTIFIES THAT ALL GRADING, FILLING AND EXCAVATING SHALL BE PERFORMED PURSUANT TO THE GRADING, EROSION, AND SEDIMENT CONTROL PLAN. THE GRADING, EROSION, AND SEDIMENT CONTROL PLAN SHALL BE A CONDITION OF THE PERMIT. NO PERSON SHALL VIOLATE ANY SUCH CONDITIONS SO IMPOSED.

## SECTION 83A-9. PERFORMANCE BOND.

A. THE DIRECTOR SHALL BEFORE ISSUING A PERMIT, REQUIRE CASH BOND OR CORPORATE BOND IN A FORM SATISFACTORY TO HIM AND APPROVED BY THE COUNTY ATTORNEY, CONDITIONED UPON THE FAITHFUL PERFORMANCE OF THE CONDITIONS IN THE PERMIT AND SOIL EROSION, AND SEDIMENT CONTROL MEASURES SPECIFIED IN THE PERMIT WITHIN THE TIME SPECIFIED BY THE DIRECTOR OR WITHIN ANY EXTENSION THEREOF GRANTED BY THE DIRECTOR, IN THE AMOUNT OF THE TOTAL ESTIMATED COST OF ALL EROSION, AND SEDIMENT CONTROL MEASURES AND SAFEGUARDS FOR ADJOINING PROPERTY. THE DIRECTOR MAY GRANT A WAIVER OF SUCH BOND, UPON APPLICATION, AFTER RECEIVING RECOMMENDATIONS FROM THE DISTRICT, WHERE HE FINDS MINIMAL IMPAIRMENT OF EXISTING SURFACE DRAINAGE, MINIMAL EROSION HAZARD, AND MINIMAL SEDIMENTATION HAZARD UPON ANY ADJACENT LAND OR WATERCOURSE, AND NO HAZARD TO HUMAN LIFE OR PROPERTY. A CORPORATE BOND SHALL BE MAINTAINED AND RENEWED ANNUALLY AND SHALL BE EXECUTED BY A SURETY OR GUARANTY COMPANY QUALIFIED TO TRANSACT BUSINESS IN THE STATE. A CASH BOND SHALL BE DEPOSITED WITH THE DIRECTOR OF FINANCE, WHO SHALL GIVE HIS RECEIPT THEREFOR, RECITING THAT THE CASH HAS BEEN