

districts regarding control of erosion and siltation and elimination of pollution.]

(A) (1) (I) IN THIS SECTION "CONSTRUCTION" MEANS LAND CLEARING, GRUBBING, TOPSOIL STRIPPING, SOIL MOVEMENT, GRADING, CUTTING AND FILLING, TRANSPORTING, OR OTHERWISE DISTURBING LAND FOR ANY PURPOSE.

(II) "CONSTRUCTION" INCLUDES LAND DISTURBING ACTIVITIES FOR THE PURPOSE OF:

1. CONSTRUCTING BUILDINGS;
2. MINING MINERALS;
3. DEVELOPING GOLF COURSES; AND
4. CONSTRUCTING ROADS AND INSTALLING

UTILITIES.

(2) (I) BEFORE ANY PERSON BEGINS ANY CONSTRUCTION, THE APPROPRIATE APPROVAL AUTHORITY SHALL FIRST RECEIVE, REVIEW, AND APPROVE THE PROPOSED EARTH CHANGE AND THE SEDIMENT CONTROL PLAN.

(II) EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, THE APPROVAL AUTHORITY IS:

1. THE APPROPRIATE SOIL CONSERVATION DISTRICT  
OR;

2. ANY MUNICIPALITY NOT WITHIN A SOIL CONSERVATION DISTRICT; OR

3. IF A STATE OR FEDERAL UNIT UNDERTAKES ANY CONSTRUCTION, THE DEPARTMENT.

(3) A PERSON MAY NOT BEGIN OR PERFORM ANY CONSTRUCTION UNLESS THE PERSON:

(I) OBTAINS AN APPROVED SEDIMENT CONTROL PLAN;

(II) IMPLEMENTS THE MEASURES CONTAINED IN THE APPROVED SEDIMENT CONTROL PLAN;

(III) CONDUCTS THE CONSTRUCTION AS SPECIFIED IN THE SEQUENCE OF CONSTRUCTION CONTAINED IN THE APPROVED SEDIMENT CONTROL PLAN;

(IV) MAINTAINS THE PROVISIONS OF THE APPROVED SEDIMENT CONTROL PLAN; AND

(V) IMPLEMENTS ANY SEDIMENT CONTROL MEASURES REASONABLY NECESSARY TO CONTROL SEDIMENT RUNOFF.