

Juniata County Conservation District
Fee Schedule for Technical Review of Erosion & Sediment Pollution Control Plans

I. Authority & Applicability of Review & Inspection Fee:

- A. Authority –** The Juniata County Conservation District (JCCD) is a delegated authority to Administer, in Juniata County, the Commonwealth's Erosion and Sedimentation Pollution Control (ESPC) program under PA Code Title 25 - Chapter 102 and The Pennsylvania Clean Streams Law.

Act 217, the Conservation District Law, permits Conservation Districts to charge fees for services, under certain circumstances.

- B. Applicability –** Review fees will apply to Erosion & Sediment Pollution Control plans submitted to JCCD requesting technical review or determination of plan adequacy. While technical review prior to construction or land development may not be mandated under certain circumstances, the JCCD welcomes the opportunity to review ESPC plans; many times a technical review can save the builder or developer time and trouble by revealing inadequacies for the proposed site.

Earthmoving activities (except agricultural tillage and timber harvest) that either disturb 1.0 to 4.99 acres with a point source discharge to a water of the commonwealth, or disturbs 5.0 or more acres of ground over the entire life of the project, including individual lot development, require an NPDES (National Pollution Discharge Elimination System) permit; part of the permitting process requires submission of an appropriate ESPC plan. An Individual NPDES permit is needed when:

- The project is in a special protection, High Quality (HQ) or Exceptional Value (EV) watershed.
- The construction activities discharge toxins.
- The construction activities will violate water quality standards.
- The construction activities are in areas inhabited by Federal or State Endangered Species.

A General NPDES permit is needed in all cases were the above-mentioned criteria have been met. State-mandated permit filing fees are \$500 for a General NPDES permit and \$500 for an Individual NPDES permit.

When an NPDES permit is required, the submitter should include with the plans and applications two checks: one to Juniata County Clean Water Fund for the permit filing fee, and one to Juniata County Conservation District for the review fee.

Review fees are listed in ATTACHMENT "A". Fee schedules are given for Residential, Commercial, and Timber Harvest activities, and Linear or Highway Projects.

Review fees are based on disturbed acres, unless otherwise noted. Disturbed acres are those acres affected by excavation, land development, mineral extraction, filling, grading, or where the integrity and/or contour of the land have been changed.

Residential fees apply to projects involving land development for the construction residential units. A unit is defined as a dwelling designed to accommodate a single household. This applies to single-family homes, twin unit homes, clusters, condominiums, and apartments. (i.e. an apartment building that contains 10 apartments will have a fee based on 10 units)).

Commercial fees apply to all other plans, except timber harvest, including, but not limited to, industrial and commercial development, roads and utility lines. Linear fees apply to new

construction projects (such as water & sewer line projects, new highway projects, etc.), all others fall under the commercial classification.

A Timber Harvest fee schedule is also listed in Attachment "A". A timber harvest involving 25 acres or more of earth disturbance requires a DEP Erosion and Sediment Control Permit. The permit-filing fee is \$500, payable to the Commonwealth of Pennsylvania. Disturbed acres on a timber harvest are those acres disturbed over the duration of the harvest, and includes, but is not limited to, haul roads, skid roads and trails, landing areas, and equipment stockpile areas. Disturbed acres are not the same as harvested acres.

Specified fees will cover the initial technical review "deficiency" of an administratively complete permit package; additional reviews if needed shall be covered under corresponding additional fee. Subsequent deficiency reviews will be charged the corresponding fee. (See Attachment A for corresponding fees.)

A minimum of three copies of the ESPC plan is required for final approval of the plan (one copy for JCCD, one for the planner, and one to be used by the party conducting the earth disturbance work). However, only one copy is necessary for the initial review(s).

JCCD conducts technical reviews of ESPC plans according to guidelines set forth in the Department of Environmental Protection ESPC program manual, including checklists and other specifications for inclusion. Copies of this manual are available at no charge from JCCD.

If the plan submitted for review does not meet these standards, it is considered inadequate, and JCCD will notify the submitter of what is needed in a "deficiency" or "inadequacy" letter.

Determination of adequacy on a plan will remain valid for two years. The expiration date will be noted in the review letter and in JCCD's files. Re-filing of a new ESPC plan, along with the correct filing fee, may be required under certain circumstances, including, but not limited to:

- Earthmoving has not commenced before the two-year expiration date.
 - Land use changes or substantial plan modifications are proposed.
 - Those practices proposed in the original plan do not conform to current ESPC standards.
- The applicant may request, in writing to JCCD, an extension of the approval.

The Conservation District will review a submitted plan solely to determine whether it is adequate to satisfy the requirements contained in the Chapter 102 Erosion Control Rules and Regulations of the Department of Environmental Protection. By a determination that the plan is adequate to meet those requirements, the Juniata County Conservation District assumes no responsibility for the implementation of the plan or the proper construction and operation of the facilities contained in the plan. The design, structure integrity, and installation of the control measures are the responsibility of the landowner and/ or the earthmover. The Conservation District does not review plans for adequacy of after-completion Stormwater management and does not assume responsibility for Stormwater management practices and facilities.

Before any construction or earthmoving may begin, the applicant must secure the appropriate and necessary local, state, and federal permits from the specific agency having permitting authority.

If a review fee and/or permit filing fee check is returned because of insufficient funds, the plan will not be reviewed, and will be returned via UPS, shipping Cash on Delivery (COD). Please include the application/submittal form when sending an ESPC plan for review.