

## General Requirements Agreement For Storm Water Permit

Subject to Subchapter VIII, Chapter 14 of the Waukesha County Code of Ordinances (“ordinance”), storm water permits are subject to all of the requirements listed below. The Land Resources Division (“LRD”) may include other permit requirements that the LRD determines are necessary to ensure compliance with the ordinance. Signing this form is required before a permit will be issued. Violation of any permit requirement shall cause the permit holder and any other responsible party (as defined) to be subject to enforcement action.

*[Definition: “Responsible party” means any person or entity holding fee title to the property or acting as the owners representative, including any person, firm, corporation or other entity performing services, contracted, subcontracted or obligated by other agreement to design, implement, inspect, verify or maintain the BMPs and other approved elements of erosion control and storm water plans and permits under this ordinance.]*

1. **Other Permits.** Compliance with a storm water permit does not relieve the permit holder or other responsible party of the responsibility to comply with other applicable federal, state, and local laws and regulations. The LRD may require the applicant to obtain other permits or plan approvals prior to issuing a storm water permit.
2. **Approved Plans.** All best management practices shall be installed and maintained in accordance with approved plans and construction schedules. A copy of the approved plans shall be kept at the construction site at all times during normal business hours.
3. **Plan Modifications.** The LRD shall be notified of any significant modifications proposed to be made to the approved plans. The LRD may require proposed changes to be submitted for review prior to incorporation into the approved plans or implementation. Any modifications made during plan implementation without prior approval by the project engineer under sub. 6 below and the LRD are subject to enforcement action.
4. **Notification.** The LRD shall be notified at least 2 working days before commencing any work in conjunction with approved plans. The LRD shall also be notified of proposed plan modifications under sub. 3 above, if any drain tiles are encountered during construction, and within 1 working day of completing construction of a storm water BMP. The LRD may require additional notification according to a schedule established by the LRD so that practice installations can be inspected during construction.
5. **LRD Access.** The LRD or its designee shall be permitted access to the site for the purpose of inspecting the property for compliance with the approved plans and other permit requirements.
6. **Project Engineer/Landscape Architect.** The permit holder shall provide an engineer licensed in the state of Wisconsin to be responsible for achieving compliance with approved construction plans, including the implementation of the approved inspection plan and verification of construction in accordance with the county ordinance. If warm season or wetland plantings (as defined) are involved, the permit holder shall also provide a landscape architect or other qualified professional to oversee and verify the planting process and its successful establishment.

*[Definition: “Warm season and wetland plantings” means seed or plant stock that is native to a prairie or wetland setting. These types of plantings usually take a couple of years to get established and require diligent removal of invasive species during this time. Upon maturity, warm season plants generally have a deep root system, which enhances infiltration.]*

7. **Inspection Log.** The permit holder shall provide a qualified professional to conduct inspections and maintain an inspection log for the site. All best management practices shall be inspected within 24 hours after each rain event of 0.5 inch or more that results in runoff, or at least once each week. The inspection log shall include the name of the inspector, the date and time of inspection, a description of the present phase of construction, the findings of the inspection, including an assessment of the condition of erosion and sediment control measures and the installation of storm water management BMPs, and any action needed or taken to comply with this ordinance. The inspection log shall also include a record of BMP maintenance and repairs conducted under subs. 8 and 9 below. The permit holder shall maintain a copy of the inspection log at the construction site or via the Internet, and shall notify the LRD of the method of availability upon permit issuance. If the inspection log is maintained on site, the LRD may view or obtain a copy at any time during normal business hours until permit termination. If the inspection log is made available via the Internet, the permit holder shall notify the LRD of the appropriate Internet address and any applicable access codes, and shall maintain the availability of the log until permit termination.
8. **BMP Maintenance.** The permit holder shall maintain and repair all best management practices within 24 hours of inspection, or upon notification by the LRD, unless the LRD approves a longer period due to weather conditions. All BMP maintenance shall be in accordance with approved plans and applicable technical standards until the site is stabilized and a permit termination letter is issued by the LRD. The permit holder, upon approval by the LRD, shall remove all temporary erosion control practices such as silt fence. The permit holder, in accordance with approved plans and applicable technical standards, shall maintain permanent storm water management practices until maintenance responsibility is transferred to another party or unit of government pursuant to the recorded maintenance agreement.
9. **Other Repairs.** The permit holder shall be responsible for any damage to adjoining properties, municipal facilities or drainage ways caused by erosion, siltation, runoff, or equipment tracking. The LRD may order immediate repairs or clean-up within road right-of-ways or other public lands if the LRD determines that such damage is caused by activities regulated by a permit under this ordinance. With the approval of the landowner, the LRD may also order repairs or clean-up on other affected property.
10. **Emergency Work.** The permit holder authorizes the LRD, in accordance with the enforcement procedures under sec. 14-345 of the ordinance, to perform any work or operations necessary to bring erosion control or storm water management practices into conformance with the approved plans and consents to charging such costs against the financial assurance retained or to a special assessment or charge against the property as authorized under subch. VII of ch. 66, Wisconsin Statutes.
11. **Permit Display.** The permit holder shall display the storm water permit in a manner that can be seen from the nearest public road and shall protect it from damage from weather and construction activities until permit termination by the LRD.

I have read and understand the above noted permit requirements. I also understand that a violation of any permit requirement is subject to enforcement action.

**Applicant's Signature:** \_\_\_\_\_ **Date:** \_\_\_\_\_

**Applicant's Printed Name:** \_\_\_\_\_