

Chapter 102 Fact Sheet

- ALL earth disturbance activities require the installation of adequate Erosion and Sediment Control Best Management Practices (BMPs).
- Any earth disturbance over **5,000 square feet** requires a written erosion and sediment control plan and it must be available on site.
- If the Westmoreland Conservation District has a Conservation Partnership Agreement (CPA) with the municipality, the plan should be reviewed by our office
- Written Erosion and Sediment (E&S) Control Plans are required for both **agricultural plowing and tilling** activities that disturb over 5,000 square feet AND **animal heavy use areas** that disturb over 5,000 square feet.

IF DISTURBING MORE THAN 1 ACRE READ BELOW

- **NPDES permits** are required for any earth disturbance activity that **disturbs 1 acre or greater**
- The following fees are payable by applicant:

General NPDES

\$500 – payable to WCD Clean Water Fund

\$100/disturbed acre – payable to Commonwealth Clean Water Fund

Individual NPDES

\$1,500 – payable to WCD Clean Water Fund

\$100/disturbed acre – payable to Commonwealth Clean Water Fund

District Review Fees – Payable to the Westmoreland Conservation District

- A **pre-construction meeting** must be held for any earth disturbance activity which is authorized by a permit. Any person who has a role in the design or implementation of the E&S control plan or post construction stormwater management (PCSM) plan must attend this meeting.
- For NPDES permits, weekly and after runoff inspection reports must be on-site and available upon request.
- Upon project completion, A Notice of Termination (NOT) must be submitted to the WCD or DEP which identifies the person(s) responsible for the **long-term operation and maintenance** of PCSM BMPs.
- **Permit Renewals need to be submitted 180 days before expiration.**
- **A licensed professional** or designee shall be present on site during critical stages of PCSM installations. Critical stages may include the installation of underground facilities, structurally engineered BMP's, or other BMP's identified by WCD or DEP.
- New buffer requirements: 150' **riparian buffer** required when site is located in high quality (HQ) or exceptional value (EV) watersheds. Also requires protection of any existing buffer. A 150' **riparian forest buffer** is required when the site is located in HQ or EV category 4 or 5 impaired stream watershed.
- **Temporary stabilization** must be applied to a site when cessation of earth disturbance activities will exceed 4 days. If project is located in HQ or EV watershed, temporary stabilization must be applied **immediately**.
- **A municipality or county may not issue a building or other permit approval to those proposing or conducting earth disturbance activities requiring a DEP permit until the WCD or DEP has issued the E&S or individual NPDES permit, or approved coverage under the general NPDES permit.**

For more information, please visit the following link to DEP's Erosion and Sediment Control FAQs:
https://files.dep.state.pa.us/Water/BNP/StormwaterManagement/ConstructionStormwater/E%26S_FAQ.pdf

For further information, please contact:



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